

## LIEN SALE REQUIREMENTS

### NRS 108, 487, 706 and NAC 108 and 487

Only Nevada licensed automobile wreckers, tow car operators, garages, storage facilities, trailer parks, body shops and salvage pools may process a lien sale to recover costs and/or expenses. The Lien Claimant assumes all responsibility by signing the Lien Sale Affidavit. The Automobile Wrecker and Tow Car Operator Guide, Section V, Lien Sales provides details on the lien sale requirements and is available online at <http://www.dmv.nv.com/pdf/forms/wreckertow.pdf>. Incomplete or incorrect lien sale packets will not be processed and returned to the lien claimant for correction.

The Notice of Lien Sale must be submitted to the Department of Motor Vehicles, Titles Section at least seven business days before lien sale NAC 108.100.

Lien claimants must make every reasonable attempt and use all resources reasonably necessary, as evidenced by written documentation, to obtain the identity of the owner and any other necessary information from the agency charged with the registration of the motor vehicle in this State or any other state. NRS 706.4479

Complete the Lien Sale Registration Certification (VP201) and give to the buyer to register the vehicle. This form is not required when the purchaser is a wrecker or the lien claimant.

Complete the Lien Sale Affidavit (VP147), all signatures must be original, must be submitted within 30 days of sale, NAC 108.110.

All lien sales must include the following documents in the lien sale packet, submitted to the Department of Motor Vehicles.

1. Submit the appropriate title fee. The title fee is \$29.25; the salvage title fee is \$11.00. There has been a Technology fee associated to each transaction. If you are a Nevada, licensed Wrecker the Salvage title is free of charge.
2. A Vehicle Inspection Certificate (VP15) is required. An Appraisal Report for Abandoned Vehicle or Junk Certificate (VP161) is acceptable in place of the Vehicle Inspection Certificate. When the business is licensed by DMV the Lien Sale Affidavit (VP147) and the Lien Sale Registration Certification (VP201) is acceptable in place of the Vehicle Inspection Certificate.
3. The registered and legal owners must be notified within 21 days of tow if tow was requested by law enforcement, within 15 days if requested by anyone else, NRS 706.4479. Include the certified attempts to contact current registered and legal owners. The attempt to contact must include: the location of where the vehicle is being stored, whether the storage is in a locked building, fenced area or in an unsecured open area, charges for towing and storage, date and time the vehicle was placed in storage, the actions the registered and or legal owner may take to recover the vehicle, and the opportunity to rebut the presumptions.
4. Proof of the newspaper publication that ran for three consecutive weeks must also be included. Publication is not required for a lien sale when DMV appraiser has determined the value to be under \$500.
5. Abandoned Vehicle: The completed Vehicle Appraisal Report for Abandoned Vehicles form (VP161), completed by a DMV appraiser. This appraisal must be completed before certified letters are sent to the registered owners and/or legal owners. Not required when the vehicle is abandoned as a result of traffic accident or arrest, or a repair situation.

#### Documentation is required to show how your business acquired the vehicle.

1. A lien for **Abandoned Vehicle** or **Towing** requires a tow bill or private property release. If the tow was a result of accident, the tow driver must write "accident" on tow bill or the reason for tow. If the tow is a result of law enforcement impound an impound report from the law enforcement agency is required. If the lien is transferred to a garage, an Abandoned Vehicle Lien Transfer (VP262) is required.
2. A lien for **Accessories, Supplies, or Repair** can only be submitted by a registered garage or a licensed body shop and requires a work order that lists the VIN and has the customer's signature. Storage fees may be included for this type of lien sale.

A lien for **Storage** can only be submitted by a licensed storage facility, salvage pool, wrecking yard, trailer park, tow yard, body shop or a registered garage and requires a storage agreement that lists the VIN and has the customer's signature. Garage or body shop storage requires an "Abandoned Vehicle Lien Transfer" completed by the tow company unless the storage was included in reference 2. Storage charges may not exceed 90 days NRS 487.270.