

CHAPTER 23. DELIVERY OF CERTIFICATES OF TITLE

- Sec.
23.1. Purpose.
23.2. General rule.
23.3. Exceptions.

Authority

The provisions of this Chapter 23 issued under the Vehicle Code, 75 Pa.C.S. §§ 1107 and 6103, unless otherwise noted.

Source

The provisions of this Chapter 23 adopted January 10, 1986, effective January 11, 1986, 16 Pa.B. 136, unless otherwise noted.

§ 23.1. Purpose.

The purpose of this chapter is to specify the manner of delivery of encumbered certificates of title and certificates of title which are issued by the Department of Transportation free of a lien or encumbrance, as provided by 75 Pa.C.S. § 1107 (relating to delivery of certificate of title).

§ 23.2. General rule.

(a) *Unencumbered titles.* Except as provided in § 23.3 (relating to exceptions), the Department of Transportation, upon issuing a certificate of title which is free and clear of a lien or encumbrance, will mail the certificate to the owner named thereon.

(b) *Encumbered titles.* Every certificate of title issued by the Department of Transportation containing a lienholder or encumbrancer will be either mailed or electronically transmitted to the first named lienholder or encumbrancer.

Authority

The provisions of this § 23.2 amended under the Vehicle Code, 75 Pa.C.S. §§ 1107, 1151.1 and 6103.

Source

The provisions of this § 23.2 amended November 22, 2013, effective November 23, 2013, 43 Pa.B. 6892. Immediately preceding text appears at serial page (248767).

§ 23.3. Exceptions.

(a) *Dealer titles.* The Department of Transportation, at its offices, will deliver to a dealer licensed by the State Board of Motor Vehicle Manufacturers, Dealers and Salespersons and other dealers governed by this title, or their authorized representatives, a certificate of title issued in the name of the dealer, if the vehicle is free and clear of a lien or encumbrance. Identification satisfactory to the

Department of Transportation will be required of the dealer or its authorized representative prior to delivery of the certificate of title.

(b) *Other.* The Director of the Bureau of Motor Vehicles or his designees may, at his discretion, deliver a certificate of title, if it is free and clear of a lien or encumbrance, to the owner or a person authorized by the owner showing good cause to be entitled to receive the certificate of title. The discretion shall be reserved for circumstances demonstrating exceptional or unusual need and may include, but not be limited to requests for the title for immediate resale of the vehicle, for shipment of a vehicle overseas, and for use of the title as collateral for a loan after submission to the Department of Transportation for correction of an error. Identification satisfactory to the Department of Transportation shall be required of the owner or the person authorized by the owner prior to delivery of the certificate of title.

Authority

The provisions of this § 23.3 amended under the Vehicle Code, 75 Pa.C.S. §§ 1107, 1151.1 and 6103.

Source

The provisions of this § 23.3 amended November 22, 2013, effective November 23, 2013, 43 Pa.B. 6892. Immediately preceding text appears at serial pages (248767) to (248768).

Cross References

This section cited in 67 Pa. Code § 23.2 (relating to general rule).

[Next page is 41-1.]