

Sec. 14-137-111. Notice to owner of motor vehicle upon sale or intent to sell by bailee for hire

(a) If a bailee for hire claims to have a lien on a motor vehicle, and the lien has not been dissolved upon the substitution of a bond with surety as provided by subsection (a) of section 49-61 of the general statutes, and if the bailee proposes to sell the motor vehicle in accordance with the provisions of said section 49-61, the bailee shall give written notice to the commissioner and pay the fee as provided in subsection (b) of said section 49-61. The notice to the commissioner shall be by certified mail, return receipt requested, and shall include completion and filing of the DMV Form "Notice of Intent to Sell" by the bailee, and the mailing or delivery of such DMV form to the commissioner. The commissioner shall make such notice available as a public record.

(b) Compliance with the provisions of subsection (a) of this section shall not relieve a bailee from providing notice to the owner and/or lessee of record of the motor vehicle, and to any lienholder as recorded on the certificate of title of the motor vehicle, upon advertising of the motor vehicle for sale, and from complying with all other requirements of subsection (d) of section 49-61 of the general statutes. The DMV shall, upon request by a bailee by telephone, immediately provide to such bailee such title and/or registration information regarding any bailed motor vehicle as may be permitted by law and necessary for providing such notice to the owner and/or lessee of record and to any or all lienholders of record. The bailee shall maintain in its files a record including the date of such request and such information including VIN provided by the bailee to the DMV.

(c) Upon sale of the motor vehicle in accordance with the provisions of section 49-61 of the general statutes, the bailee shall issue to the purchaser(s) thereof the DMV Form "Affidavit of Compliance". The bailee may be required to provide to the commissioner evidence that the provisions of subsection (d) of section 49-61 have been fulfilled. The commissioner shall not issue registration or title for a motor vehicle which has been sold in accordance with the provisions of this section unless the application is accompanied by the duly executed "Affidavit of Compliance".

(d) Any sale found to be in violation of the notice requirements of Section 49-61 of the general statutes and this regulation shall be void.

(Adopted effective December 8, 1997)