

Bulletin

September 29, 2009

D-09-09-02

BULLETIN TO:

ALL NEW CAR DEALERS

FROM:

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Business Licensing & Consumer Services

The "Cash for Clunkers" Program was an overwhelming success. As a result, there were delays in payment from the National Highway Transportation Safety Administration (NHTSA). Based upon these circumstances, the MVA will consider the waiver of fines for individual dealer transactions that were not submitted in a timely fashion due to delays in the reimbursement process through NHTSA. MVA will require dealers to submit additional documentation to substantiate the reason for the delay in submission of the title transaction. Dealers must submit one of the following documents for each transaction for consideration of the waiver:

- A copy of the Invoice Request Summary from NHTSA containing the trade-in and new vehicle description.
- A copy of the purchase or buyer order may be submitted in lieu of the Invoice Request Summary from NHTSA, as long as the purchase or buyer's order contains both the trade-in and new vehicle information. (See attached sample documents)

Based upon review of the documentation, MVA will determine if the waiver of a specific transaction is appropriate.

Documentation Necessary to Substantiate a Reduction of Dealer Late Titling Fines *

Incorrect "Date of Delivery" appears on the Report

- Provide a copy of the Application for Certificate of Title Form VR-5 showing the correct "Delivery Date". The "Delivery Date" on the VR-5 should match the date on the Temporary Tag Registration or the Transfer Certificate.

Incorrect "Date Submitted to the MVA" appears on the Report

First Submission

These errors resulted from the Customer Agent entering the date that the transaction was completed into the Taxis Registration System instead of the "date received by the MVA" as stamped on the Transmittal Sheet.

- Provide a copy of the MVA Validated Transmittal Sheet with the stamped date that the transaction was received by the MVA highlighted.

"Reruns"

The original date the transaction was submitted is not used as "date resubmitted to the MVA" on the Dealer Late Titling Fine Report.

A completed Rejection/Resubmission Form CS-225 should accompany all transactions rejected by the MVA. The original Rejection/ Resubmission Form CS-225 should accompany the transaction when it is resubmitted and a copy retained by the dealership.

- Provide a copy of the Rejection/Resubmission Form CS-225 that reflects the original "date submitted to the MVA".

Customer purchased their own "Lease Vehicle"

- Provide a copy of the Customer's Original Lease Agreement or a copy of the Original Title showing the Leasing Company and the Customer Name.
- Provide a copy of the Customer Transaction Receipt showing that no Excise Tax has been collected.

Transactions originally to be processed out of state

Customer was to title the vehicle in another state, but has come back to the dealer to title the vehicle in Maryland.

- Dealer must provide a copy of the Residency Verification Form CS-006.

Requesting a waiver of late titling fines for dealers processing reimbursement claims for vehicles certified as "Cash for Clunkers"

- A copy of the Invoice Request Summary from NHTSA containing the trade-in and new vehicle descriptions.
- A copy of the purchase or buyer order may be submitted in lieu of the Invoice Request Summary from NHTSA as long as the purchase or buyers order contains both the trade-in and new vehicle descriptions.

*Please include ONLY COPIES of documents that substantiate a reduction. DO NOT send entire deals.

Any questions or concerns regarding the Dealer Late Titling Fine Report, please call Business Licensing & Consumer Services at 410-787-7954