

ARKANSAS REGISTER



Transmittal Sheet

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Secretary of State
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Name of Agency Department of Finance and Administration

Department Division of Revenue

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Intended
Effective Date

Date

☒ Emergency

☐ 20 Days
After Filing

☐ Other

Legal Notice Published _____

Final Date for Public Comment _____

Filed With Legislative Council _____

Reviewed by Legislative Council _____

Adopted by State Agency _____

CERTIFICATION OF AUTHORIZED OFFICER

I Hereby Certify That The Attached Rules Were Adopted
In Compliance With Act 434 of 1967 As Amended

Cora L. Gentry

SIGNATURE

Attorney

TITLE

January 3, 1990

DATE

90 JAN -3 AM 9:59

AR. REGISTER DIV.

FILED

FINDINGS OF IMMINENT PERIL AND
STATEMENT OF REASONS THEREFORE

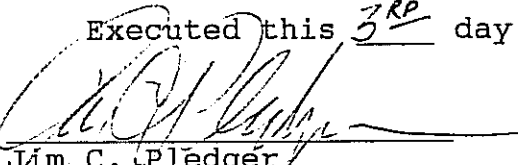
Ark. Code Ann. §4-90-206 requires the Division of Revenue as successors in interest to the Commission of Motor Vehicles to adopt rules consistent with Title IV of the Federal Motor Vehicle Information and Cost Saving Act as codified in 15 U.S.C.A. 1981 et. seq.

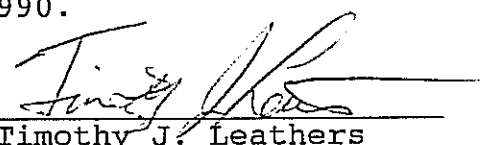
To ensure understanding and compliance with the Federal Law, as published in the Federal Register, August 30, 1989, in a timely manner, emergency regulations as authorized by Section 3 of Act 434 of 1967, the same being Ark. Code Ann. §25-15-204 (1987) are necessary.

For the above reasons it is found that there exists an imminent peril to the welfare of the State of Arkansas and the attached emergency regulation regarding the adoption and implementation of the Federal Truth-in-Mileage Act of 1986, is necessary.

These regulations are to take effect immediately.

Executed this 3RD day of January, 1990.


Jim C. Pledger
Director
Department of Finance
and Administration
State of Arkansas


Timothy J. Leathers
Commissioner of Revenues
Department of Finance
and Administration
State of Arkansas

MOTOR VEHICLE REGULATION 1990-1

Odometer Disclosure Requirements

Pursuant to his authority under Act 527 of 1975 as amended Ark. Code Ann. §4-90-201 et. seq. (1987) and Act 142 of 1949 as amended Ark. Code Ann. §27-14-101 et. seq. (1987), the Commissioner of Revenues for the State of Arkansas does hereby promulgate the following regulations. These regulations are an adoption of NHTSA Odometer Disclosure Requirements, 49 CFR §580.1 et seq. which were promulgated under 15 U.S.C. §1981 et seq.. This regulation supercedes Motor Vehicle Regulation 1984-2.

SECTION 1. Purpose.

The purpose of this regulation is to provide purchasers of motor vehicles with odometer information to assist them in determining a vehicle's condition and value by making the disclosure of a vehicle's mileage a condition of title and by requiring lessees to disclose to their lessors the vehicle's mileage at the time the lessors transfer the vehicle. In addition, the purpose of this regulation is to preserve records that are needed for the proper investigation of possible violations of the Motor Vehicle Information and Cost Savings Act and any subsequent prosecutorial, adjudicative or other action.

SECTION 2. Definitions.

(1) "Owner" means a person, other than a secured party, having the property in or title to a vehicle. The term includes a person entitled to the use and possession of a vehicle subject to a security interest in another person, but excludes a lessee under a lease not intended as security;

(2) "Motor vehicle" means any self-propelled vehicle not operated exclusively upon railroad tracks except snowmobiles and other devices designed and used primarily for the transportation of persons over natural terrain, snow, or ice and propelled by wheels, skis, tracks, runners, or whatever other means;

(3) "Person" means an individual, firm, partnership, agent for the person, incorporated and unincorporated association, or any other legal or commercial entity.

(4) "Lessee" means any person, or the agent for any person, to whom a motor vehicle has been leased for term of at least 4 months.

(5) "Lessor" means any person, or the agent for any person, who has leased 5 or more motor vehicles in the past 12 months.

(6) "Mileage" means actual distance that a vehicle has traveled.

(7) "Secure printing process or other secure process" means any process which deters and detects counterfeiting and/or unauthorized reproduction and allows alterations to be visible to the naked eye.

(8) "Transferee" means any person to whom ownership of a motor vehicle is transferred by purchase, gift or any means other than by the creation of a security interest, and any person who, as agent, signs an odometer disclosure statement for the transferee.

(9) "Transferor" means any person who transfers his ownership of a motor vehicle by sale, gift, or any means other than by the creation of a security interest, and any person who, as agent, signs an odometer disclosure statement for the transferor.

SECTION 3. Security of Title Documents and Power of Attorney Forms.

Each title shall be set forth by means of a secure printing process other secure process. In addition, power of attorney forms issued pursuant to Section 9 below and documents which are used to reassign the title shall be issued by the State and shall be set forth by a secure process.

SECTION 4. Disclosure of Odometer Information.

(a) Each title, at the time it is issued to the transferee, must contain the mileage disclosed by the transferor when ownership of the vehicle was transferred and contain a space for the information required to be disclosed under paragraphs (c), (d), (e) and (f) of this section at the time of future transfer.

(b) Any documents which are used to reassign a title shall contain a space for the information required to be disclosed under paragraphs (c), (d), (e) and (f) of this section at the time of transfer of ownership.

(c) In connection with the transfer of ownership of a motor vehicle, each transferor shall disclose the mileage to the transferee in writing on the title or on the document being used to reassign the title. This written disclosure must be signed by the transferor, including the printed name. In connection with the transfer of ownership of a motor vehicle in which more than one person is a transferor, only one

transferor need sign the written disclosure. In addition to the signature and printed name of the transferor, the written disclosure must contain the following information:

- (1) The odometer reading at the time of transfer (not to include tenths of miles);
 - (2) The date of transfer;
 - (3) The transferor's name and current address;
 - (4) The transferee's name and current address; and
 - (5) The identity of the vehicle, including its make, model, year and body type, and its vehicle identification number.
- (d) In addition to the information provided under paragraph (c) of this section, the statement shall refer to the Federal law and shall state that failure to complete or providing false information may result in fines and/or imprisonment. Reference may also be made to applicable State law.
- (e) In addition to the information provided under paragraphs (c) and (d) of this section.
- (1) The transferor shall certify that to the best of his knowledge the odometer reading reflects the actual mileage, or;
 - (2) If the transferor knows that the odometer reading reflects the amount of mileage in excess of the designed mechanical odometer limit, he shall include a statement to that effect; or
 - (3) If the transferor knows that the odometer reading differs from the mileage and that the difference is greater than that caused by odometer calibration error, he shall include a statement that the odometer reading does not reflect the actual mileage, and should not be relied upon. This statement shall also include a warning notice to alert the transferee that a discrepancy exists between the odometer reading and the actual mileage.
- (f) The transferee shall sign the disclosure statement, print his name, and return a copy to his transferor.

(g) If the vehicle has not been titled or if the title does not contain a space for the information required, the written disclosure shall be executed as a separate document.

(h) No person shall sign an odometer disclosure statement as both the transferor and transferee in the same transaction, unless permitted by Sections 9 or 10.

SECTION 5. Exemptions.

Notwithstanding the requirements of Section 4 and 6:

(a) A transferor or a lessee of any of the following motor vehicles need not disclose the vehicle's odometer mileage:

- (1) A vehicle having a Gross Vehicle Weight Rating, as defined in §571.3 of this title, of more than 16,000 pounds;
- (2) A vehicle that is not self-propelled;
- (3) A vehicle that is ten years old or older; or
- (4) A vehicle sold directly by the manufacturer to any agency of the United States in conformity with contractual specifications.

(b) A transferor of a new vehicle prior to its first transfer for purposes other than resale need not disclose the vehicle's odometer mileage.

(c) A lessor of any of the vehicles listed in paragraph (a) of this section need not notify the lessee of any of these vehicles of the disclosure requirements of Section 6.

SECTION 6. Disclosure of Odometer Information for Leased Motor Vehicles.

(a) Before executing any transfer of ownership document, each lessor of a leased motor vehicle shall notify the lessee in writing that the lessee is required to provide a written disclosure to the lessor regarding the mileage. This notice shall contain a reference to the federal law and shall state that failure to complete or providing false information may result in fines and/or imprisonment. Reference may also be made to applicable State law.

(b) In connection with the transfer of ownership of the leased motor vehicle, the lessee shall furnish to the lessor a written statement regarding the mileage of the vehicle. This statement must be signed by the lessee and, in addition to the information required by paragraph (a) of this section, shall contain the following information:

- (1) The printed name of the person making the disclosure;
 - (2) The current odometer reading (not to include tenths of miles);
 - (3) The date of the statement;
 - (4) The lessee's name and current address;
 - (5) The lessor's name and current address;
 - (6) The identity of the vehicle, including its make, model, year, and body type, and its vehicle identification number;
 - (7) The date that the lessor notified the lessee of disclosure requirements;
 - (8) The date that the completed disclosure statement was received by the lessor; and
 - (9) The signature of the lessor.
- (c) In addition to the information provided under paragraphs (a) and (b) of this section.
- (1) The lessee shall certify that to the best of his knowledge the odometer reading reflects the actual mileage; or
 - (2) If the lessee knows that the odometer reading reflects the amount of mileage in excess of the designed mechanical odometer limit, he shall include a statement to that effect; or
 - (3) If the lessee knows that the odometer reading differs from the mileage and that the difference is greater than that caused by odometer calibration error, he shall include a statement that the odometer reading is not the actual mileage and should not be relied upon.
- (d) If the lessor transfers the leased vehicle without obtaining possession of it, the lessor may indicate on the title the mileage disclosed by the lessee under paragraph (b) and (c) of this section, unless the lessor has reason to believe that the disclosure by the lessee does not reflect the actual mileage of the vehicle.

SECTION 7. Odometer Disclosure Statement Retention.

(a) Dealers and distributors of motor vehicles who are required to execute an odometer disclosure statement shall retain for five years a photostat, carbon or other facsimile copy of each odometer mileage statement, which they issue and receive. They shall retain all odometer disclosure statements at their primary place of business in an order that is appropriate to business requirements and that permits systematic retrieval.

(b) Lessors shall retain, for five years following the date they transfer ownership of the leased vehicle, each odometer disclosure statement which they receive from a lessee. They shall retain all odometer disclosure statements at their primary place of business in an order that is appropriate to business requirements and that permits systematic retrieval.

(c) Dealers and distributors of motor vehicles who are granted a power of attorney by their transferor pursuant to Section 9, or by their transferee pursuant to Section 10, shall retain for five years a photostat, carbon or other facsimile copy of each power of attorney that they receive. They shall retain all powers of attorney at their primary place of business in an order that is appropriate to business requirements and that permits systematic retrieval.

SECTION 8. Odometer Record Retention for Auction Companies.

Each auction company shall establish and retain at its primary place of business in an order that is appropriate to business requirements and that permits systematic retrieval, for five years following the date of sale of each motor vehicle, the following records:

- (a) The name of the most recent owner (other than the auction company);
- (b) The name of the buyer;
- (c) The vehicle identification number; and
- (d) The odometer reading on the date which the auction company took possession of the motor vehicle.

SECTION 9. Disclosure of Odometer Information by Power of Attorney.

(a) If the transferor's title is physically held by a lienholder, or if the transferor to whom the title was issued by the State has lost his title and the transferee obtains a

duplicate title on behalf of the transferor, and if otherwise permitted by State law, the transferor may give a power of attorney to his transferee for the purpose of mileage disclosure. The power of attorney shall be on a form issued by the State to the transferee that is set forth by means of a secure printing process or other secure process, and shall contain, in part A, a space for the information required to be disclosed under paragraphs (b), (c), (d), and (e) of this section. If a State permits the use of a power of attorney in the situation described in Section 10 (a), the form must also contain, in part B, a space for the information required to be disclosed under Section 10 and, in part C, a space for the certification required to be made under Section 11.

(b) In connection with the transfer of ownership of a motor vehicle, each transferor to whom a title was issued by the State whose title is physically held by a lienholder or whose title has been lost, and who elects to give his transferee a power of attorney for the purpose of mileage disclosure, must appoint the transferee his attorney-in-fact for the purpose of mileage disclosure and disclose the mileage on the power of attorney form issued by the state. This written disclosure must be signed by the transferor, including the printed name, and contain the following information:

- (1) The odometer reading at the time of transfer (not to include tenths of miles);
- (2) The date of transfer;
- (3) The transferor's name and current address;
- (4) The transferee's name and current address; and
- (5) The identity of the vehicle, including its make, model year, body type and vehicle identification number;

(c) In addition to the information provided under paragraph (b) of this section, the power of a attorney form shall refer to the Federal odometer law and state that providing false information or the failure of the person granted the power of attorney to submit the form to the State may result in fines and/or imprisonment. Reference may also be made to applicable State law.

(d) In addition to the information provided under paragraphs (b) and (c) of this section;

- (1) The transferor shall certify that to the best of his knowledge the odometer reading reflects the actual mileage; or

- (2) If the transferor knows that the odometer reading reflects mileage in excess of the designed mechanical odometer limit, he shall include a statement to that effect; or
- (3) If the transferor knows that the odometer reading differs from the mileage and the difference is greater than that caused by a calibration error, he shall include a statement that the odometer reading does not reflect the actual mileage and should not be relied upon. This statement shall also include a warning notice to alert the transferee that a discrepancy exists between the odometer reading and the actual mileage.

(e) The transferee shall sign the power of attorney form, print his name, and return a copy of the power of attorney form to the transferor.

(f) Upon receipt of the transferor's title, the transferee shall complete the space for mileage disclosure on the title exactly as the mileage was disclosed by the transferor on the power of attorney form. The transferee shall submit the original power of attorney form to the State that issued it, with the application for new title and the transferor's title. If the mileage disclosed on the power of attorney form is lower than the mileage appearing on the title, the power of attorney is void and the dealer shall not complete the mileage disclosure on the title.

SECTION 10. Power of Attorney to Review Title Documents and Acknowledge Disclosure.

(a) In circumstances where part A of a secure power of attorney form has been used pursuant to Section 9 of this part, and if otherwise permitted by State law, a transferee may give a power of attorney to his transferor to review the title and any reassignment documents for mileage discrepancies, and if no discrepancies are found, to acknowledge disclosure on the title. The power of attorney shall be on part B of the form referred to in Section 9(a), which shall contain a space for the information required to be disclosed under paragraphs (b), (c), (d), and (e) of this section and, in part C, a space for the certification required to be made under Section 11.

(b) The power of attorney must include a mileage disclosure from the transferor to the transferee and must be signed by the transferor, including the printed name, and contain the following information:

- (1) The odometer reading at the time of transfer (not to include tenths of miles);

- (2) The date of transfer;
- (3) The transferor's name and current address;
- (4) The transferee's name and current address; and
- (5) The identity of the vehicle, including its make, model year, body type and vehicle identification number.

(c) In addition to the information provided under paragraph (b) of this section, the power of attorney form shall refer to the Federal odometer law and state that providing false information or the failure of the person granted the power of attorney to submit the form to the State may result in fines and/or imprisonment. Reference may also be made to applicable State law.

(d) In addition to the information provided under paragraphs (b) and (c) of this section:

- (1) The transferor shall certify that to the best of his knowledge the odometer reading reflects the actual mileage;
- (2) If the transferor knows that the odometer reading reflects mileage in excess of the designed mechanical odometer limit, he shall include a statement to that effect; or
- (3) If the transferor knows that the odometer reading differs from the mileage and the difference is greater than that caused by a calibration error, he shall include a statement that the odometer reading does not reflect the actual mileage and should not be relied upon. This statement shall also include a warning notice to alert the transferee that a discrepancy exists between the odometer reading and the actual mileage.

(e) The transferee shall sign the power of attorney form and print his name.

(f) The transferor shall give a copy of the power of attorney form to his transferee.

SECTION 11. Certification by Person Exercising powers of Attorney.

- (a) A person who exercises a power of attorney under both

Section 9 and Section 10 must complete a certification that he has disclosed on the title document the mileage as it was provided to him on the power of attorney form, and that upon examination of the title and any reassignment documents, the mileage disclosure he has made on the title pursuant to the power of attorney is greater than that previously stated on the title and reassignment documents. This certification shall be under part C of the same form as the power of attorney executed under Section 9 and Section 10 and shall include:

- (1) The signature and printed name of the person exercising the power of attorney;
- (2) The address of the person exercising the power of attorney; and
- (3) the date of the certification.

(b) If the mileage reflected by the transferor on the power of attorney is less than that previously stated on the title and any reassignment documents, the power of attorney shall be void.

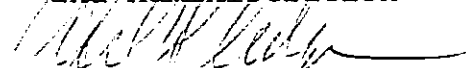
SECTION 12. Access of Transferee to Prior Title and Power of Attorney Documents.

(a) In circumstances in which a power of attorney has been used pursuant to Section 9 of this part, if a subsequent transferee elects to return to his transferor to sign the disclosure on the title when the transferor obtains the title and does not give his transferor a power of attorney to review the title and reassignment documents, upon the transferee's request, the transferor shall show to the transferee a copy of the power of attorney that he received from his transferor.

(b) Upon request of a purchaser, a transferor who was granted a power of attorney by his transferor and who holds the title to the vehicle in his own name, must show to the purchaser the copy of the previous owner's title and the power of attorney form.

IN WITNESS WHEREOF, we have hereunto set our hands this 3rd day of January, 1990.

JIM C. PLEDGER
Director
Department of Finance
and Administration


Jim C. Pledger

TIMOTHY J. LEATHERS
Commissioner of Revenue
Department of Finance
and Administration


Timothy J. Leathers

Federal and State law requires that you state the mileage in connection with the transfer of ownership. Failure to complete or providing a false statement may result in fines and/or imprisonment.

ASSIGNMENT OF TITLE

The undersigned hereby certifies that the vehicle described in this title has been transferred to the following printed name and address.

Printed-Name _____

Printed address _____

with warranty to be free of all encumbrances except as follows:

Lien in favor of _____

whose address is _____

I certify to the best of my knowledge that the odometer reading is the actual mileage of the vehicle unless one of the following statements is checked:

► ☐ Odometer Reading (No Tenths) ☐ 1. I hereby certify that the mileage stated is in excess of the mechanical limits of the odometer. ☐ 2. The odometer reading is not the actual mileage. **WARNING—ODOMETER DISCREPANCY**

SIGNATURE AND ADDRESS OF SELLER(S) _____

PRINTED NAME _____ "I am aware of the above odometer certification made by the seller"

DATE OF SALE _____ SIGNATURE OF BUYER(S) _____

PRINTED NAME _____

FIRST RE-ASSIGNMENT BY LICENSED DEALER ONLY

The undersigned dealer hereby certifies that the vehicle described in this title has been transferred to the following printed name and address:

Printed-Name _____

Printed address _____

with warranty to be free of all encumbrances except as follows:

Lien in favor of _____

whose address is _____

I certify to the best of my knowledge that the odometer reading is the actual mileage of the vehicle unless one of the following statements is checked:

► ☐ Odometer Reading (No Tenths) ☐ 1. I hereby certify that the mileage stated is in excess of the mechanical limits of the odometer. ☐ 2. The odometer reading is not the actual mileage. **WARNING—ODOMETER DISCREPANCY**

SIGNATURE OF DEALER _____ Dealer's No. _____

PRINTED NAME _____ "I am aware of the above odometer certification made by the seller"

DATE OF SALE _____ SIGNATURE OF BUYER(S) _____

PRINTED NAME _____

SECOND RE-ASSIGNMENT BY LICENSED DEALER ONLY

The undersigned dealer hereby certifies that the vehicle described in this title has been transferred to the following printed name and address:

Printed-Name _____

Printed address _____

with warranty to be free of all encumbrances except as follows:

Lien in favor of _____

whose address is _____

I certify to the best of my knowledge that the odometer reading is the actual mileage of the vehicle unless one of the following statements is checked:

► ☐ Odometer Reading (No Tenths) ☐ 1. I hereby certify that the mileage stated is in excess of the mechanical limits of the odometer. ☐ 2. The odometer reading is not the actual mileage. **WARNING—ODOMETER DISCREPANCY**

SIGNATURE OF DEALER _____ Dealer's No. _____

PRINTED NAME _____ "I am aware of the above odometer certification made by the seller"

DATE OF SALE _____ SIGNATURE OF BUYER(S) _____

PRINTED NAME _____

ODOMETER DISCLOSURE STATEMENT

Federal and State law requires that you state the mileage upon transfer of ownership. Failure to complete or providing a false statement may result in fines and/or imprisonment.

ALL SECTIONS MUST BE COMPLETED IN FULL

I, _____ (Transferor's name printed)

state that the odometer now reads _____ (no tenths) miles and to the best of my knowledge that it reflects the actual mileage of the vehicle described below, unless one of the following statements is checked.

_____ (1) I hereby certify that to the best of my knowledge the odometer reading reflects the amount of mileage in excess of its mechanical limits.

OR

_____ (2) I hereby certify that the odometer reading is not the actual mileage

WARNING -- ODOMETER DISCREPANCY

YEAR MODEL _____

MAKE _____

MODEL _____

BODY STYLE _____

VEHICLE IDENTIFICATION NUMBER _____

TRANSFEROR'S SIGNATURE (SELLER)

Printed Transferor's Name _____

Street Address _____

City _____ State _____ ZIP _____

Date of Statement _____

TRANSFeree's SIGNATURE (BUYER)

Printed Transferee's Name _____

Street Address _____

City _____ State _____ ZIP _____

APPENDIX C

Disclosure Form for Leased Vehicle

Odometer Disclosure Form (Leased Vehicle)

Federal law (and State law, if applicable) requires that the lessee disclose the mileage to the leaser in connection with the transfer of ownership. Failure to complete or providing a false statement may result in fines and/or imprisonment.

I, _____ (name of person making disclosure, Print) state that the odometer now reads _____ (no tenths) miles and to the best of my knowledge that it reflects the actual mileage of the vehicle described herein, unless one of the following statements is checked.

- (1) I hereby certify that to the best of my knowledge the odometer reading reflects the amount of mileage in excess of its mechanical limits.
- (2) I hereby certify that the odometer reading is NOT the actual mileage.

Make _____
Model _____
Body Type _____

Vehicle Identification Number _____
Year _____

Lessee's Name _____
Lessee's Address _____
(Street) _____

(City) (State) (Zip Code)

Lessee's Signature _____
Date of Statement _____
Lessor's Name _____
Lessor's Address _____
(Street) _____

(City) (State) (Zip Code)

Date Disclosure Form Sent to Lessee _____
Date Completed Disclosure Form Received From Lessee _____

Lessor's Signature

POWER OF ATTORNEY FOR ODOMETER DISCLOSURE OF A MOTOR VEHICLE

WARNING: This form may be used only when title is presently held by a licensed or less than licensed. This form must be submitted to the State by the person executing power of attorney. Failure to do so may result in fines and/or imprisonment.

VEHICLE IDENTIFICATION NUMBER (VIN)	YEAR	MAKE	BODY
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PART A. POWER OF ATTORNEY TO DISCLOSE MILEAGE

Federal law requires that you state the mileage upon transfer of ownership. Providing a false statement may result in fines and/or imprisonment.

I, _____ (transferor's name, print) appoint _____ (transferee's name, print) as my attorney-in-fact, to disclose the mileage, on the title for the vehicle described above, exactly as stated in my following disclosure.

I state that the odometer now reads _____ (no zeroes) miles and to the best of my knowledge that it reflects the actual mileage unless one of the following statements is checked:

- _____ (1) I certify that to the best of my knowledge the odometer reading reflects the mileage in excess of its mechanical limits.
- _____ (2) I certify that the odometer reading is NOT the actual mileage.
- WARNING - ODOMETER DISCREPANCY**

(Transferor's Signature) (Printed Name) (Statement Date)

Transferor's Address: _____
(Street) (City) (State) (Zip Code)

(Transferee's Signature) (Printed Name of Individual Signing as Transferee)

Transferee's Name: _____
(Print or Type Name of Business or Company)

Transferee's Address: _____
(Street) (City) (State) (Zip Code)

PART B. POWER OF ATTORNEY TO REVIEW TITLE DOCUMENTS AND ACKNOWLEDGE DISCLOSURE. (Part B. Is Not Valid Unless Part A. Has Been Completed.)

I, _____ (transferor's name, print) appoint _____ (transferee's name, print) as my attorney-in-fact, to sign the mileage disclosure, on the title for the vehicle described above, only if the disclosure is exactly as the disclosure completed below.

(Transferor's Signature) (Printed Name)

Transferee's Name: _____
(Print or Type Name of Business or Company)

Transferee's Address: _____
(Street) (City) (State) (Zip Code)

Federal law requires that you state the mileage upon transfer of ownership. Providing a false statement may result in fines and/or imprisonment.

I state that the odometer now reads _____ (no zeroes) miles and to the best of my knowledge that it reflects the actual mileage unless one of the following statements is checked:

- _____ (1) I certify that to the best of my knowledge the odometer reading reflects the mileage in excess of its mechanical limits.
- _____ (2) I certify that the odometer reading is NOT the actual mileage.
- WARNING - ODOMETER DISCREPANCY**

(Transferor's Signature) (Printed Name) (Statement Date)

Transferor's Address: _____
(Street) (City) (State) (Zip Code)

PART C. CERTIFICATION

I, _____ (person executing above power of attorney, print), hereby certify that the mileage I have disclosed on the title document is consistent with that provided to me in the above power of attorney. Further, upon examination of the title and any reassignment documents for the vehicle described above, the mileage disclosure I have made on the title pursuant to the power of attorney is greater than that previously stated on the title and reassignment documents. This certification is not intended to create, nor does it create any new or additional liability under Federal or State law.

(Signature) (Printed Name)

Address: _____
(Street) (City) (State) (Zip Code)

This document is void if any information entered herein has been changed or altered by any means.
Unauthorized printing or reproduction of this document is strictly prohibited.

STATE OF ARKANSAS

REGISTERED OWNER'S ASSIGNMENT / DEALER'S REASSIGNMENT OF TITLE TO A MOTOR VEHICLE

VEHICLE IDENTIFICATION NUMBER (VIN)	YEAR	MAKE	BODY
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*** ** WARNING *** **

THIS ASSIGNMENT / REASSIGNMENT DOCUMENT MUST BE SURRENDERED WITH THE CERTIFICATE OF TITLE.

FEDERAL LAW REQUIRES THAT YOU STATE THE ODOMETER MILEAGE UPON TRANSFER OF OWNERSHIP.
FAILURE TO COMPLETE OR PROVIDING A FALSE STATEMENT MAY RESULT IN FINES AND/OR IMPRISONMENT.

REGISTERED OWNER'S ASSIGNMENT / LICENSED DEALER'S REASSIGNMENT

THE UNDERSIGNED REGISTERED OWNER OR DEALER HEREBY CERTIFIES THAT THE VEHICLE DESCRIBED ON THE ATTACHED TITLE HAS BEEN TRANSFERRED TO THE FOLLOWING PRINTED NAME AND ADDRESS:

PRINTED NAME: _____

PRINTED ADDRESS: _____

WITH WARRANTY TO BE FREE OF ALL ENCUMBRANCES EXCEPT AS FOLLOWS: _____

LIEN IN FAVOR OF: _____

WHOSE ADDRESS IS: _____

I CERTIFY THAT THE ODOMETER READING IS THE ACTUAL MILEAGE OF THE VEHICLE UNLESS ONE OF THE FOLLOWING STATEMENTS IS CHECKED:

☐

ODOMETER READING
(NO TENTHS)

1. I HEREBY CERTIFY THAT THE MILEAGE STATED IS IN EXCESS OF THE MECHANICAL LIMITS OF THE ODOMETER.

2. THE ODOMETER READING IS NOT THE ACTUAL MILEAGE.
WARNING - ODOMETER DISCREPANCY

SIGNATURE OF OWNER / DEALER OR AGENT: _____ DEALER No. _____

PRINTED NAME: _____ DATE: _____

"I AM AWARE OF THE ABOVE ODOMETER CERTIFICATION MADE BY THE SELLER."

BUYER'S SIGNATURE(S): _____ DATE: _____

REASSIGNMENT BY LICENSED DEALER ONLY

THE UNDERSIGNED DEALER HEREBY CERTIFIES THAT THE VEHICLE DESCRIBED ON THE ATTACHED TITLE HAS BEEN TRANSFERRED TO THE FOLLOWING PRINTED NAME AND ADDRESS:

PRINTED NAME: _____

PRINTED ADDRESS: _____

WITH WARRANTY TO BE FREE OF ALL ENCUMBRANCES EXCEPT AS FOLLOWS: _____

LIEN IN FAVOR OF: _____

WHOSE ADDRESS IS: _____

I CERTIFY THAT THE ODOMETER READING IS THE ACTUAL MILEAGE OF THE VEHICLE UNLESS ONE OF THE FOLLOWING STATEMENTS IS CHECKED:

☐

ODOMETER READING
(NO TENTHS)

1. I HEREBY CERTIFY THAT THE MILEAGE STATED IS IN EXCESS OF THE MECHANICAL LIMITS OF THE ODOMETER.

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WARNING - ODOMETER DISCREPANCY

SIGNATURE OF DEALER OR AGENT: _____ DEALER No. _____

PRINTED NAME: _____ DATE: _____

"I AM AWARE OF THE ABOVE ODOMETER CERTIFICATION MADE BY THE SELLER."

BUYER'S SIGNATURE(S): _____ DATE: _____