

**CHAPTER 21. ODOMETER READING DISCLOSURE
STATEMENTS**

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Authority

The provisions of this Chapter 21 issued under the Vehicle Code, 75 Pa.C.S. § 1112, unless otherwise noted.

Source

The provisions of this Chapter 21 adopted September 23, 1977, effective September 24, 1977, 7 Pa.B. 2701, unless otherwise noted.

§ 21.1. Purpose.

The purpose of this chapter is to establish the form and manner in which odometer disclosure statements are to be made as prescribed in 75 Pa.C.S. § 1112 (relating to disclosure of odometer reading and tampering with odometer).

§ 21.2. Definitions.

The following words and terms, when used in this chapter, have the following meanings, unless the context clearly indicates otherwise:

Ownership transfer document—A certificate of title or other departmental or foreign state form providing for transfer of ownership, including but not limited to applications for certificate of title with immediate assignment, dealer notification forms, reassignment of title forms and similar documents.

Transferee—A person to whom ownership in a motor vehicle is transferred by purchase, gift or means other than by creation of a security interest.

Transferor—A person who transfers his ownership in a motor vehicle by sale, gift or means other than by creation of a security interest.

§ 21.3. Disclosure of odometer information.

(a) *General.* Prior to or simultaneously with the execution of an ownership transfer document, each transferor of a motor vehicle shall furnish to the transferee a written statement signed by the transferor, containing the following information:

(1) The cumulative mileage registered on the odometer, which figure reflects the actual mileage the vehicle has traveled.

(2) If the transferor knows that the odometer reading differs from the number of miles the vehicle has actually traveled, and that the difference is greater than that caused by odometer calibration error, a statement that the actual vehicle mileage is unknown.

(b) *Statement on ownership transfer document.* If the ownership transfer document incorporates an odometer disclosure statement complying with subsection (a), the transferor shall satisfy the requirements of that subsection by completing the appropriate statement on the ownership transfer document.

(c) *Separate statement.* If the ownership transfer document does not incorporate a disclosure statement containing the information provided under subsection (a), the transferor shall furnish the transferee a separate odometer disclosure statement which shall conform in content to the Federal odometer disclosure form specified in § 580.6 of 49 CFR Part 580, Odometer Disclosure Requirements. The separate disclosure statement shall be completed in duplicate. The duplicate copy shall be attached to the ownership transfer document and forwarded to the Department by the transferee with the application for a new certificate of title.

Source

The provisions of this § 21.3 amended October 27, 1978, effective October 28, 1978, 8 Pa.B. 2915.

Cross References

This section cited in 67 Pa. Code § 21.4 (relating to exemptions).

§ 21.4. Exemptions.

A transfer of any of the following types of motor vehicles shall be exempt from the requirements of § 21.3(a) (relating to disclosure of odometer information):

- (1) A motor vehicle having a registered gross weight of more than 17,000 pounds.
- (2) A motor vehicle 25 years old or older.
- (3) A new motor vehicle transferred between dealers prior to the first retail sale.
- (4) An implement of husbandry.
- (5) Special mobile equipment.

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