

SENATE BILL NO. 250  
INTRODUCED BY BECK, CAMPBELL  
BY REQUEST OF THE DEPARTMENT OF JUSTICE

IN THE SENATE

JANUARY 26, 1989	INTRODUCED AND REFERRED TO COMMITTEE ON FISH & GAME.
	FIRST READING.
FEBRUARY 15, 1989	COMMITTEE RECOMMEND BILL DO PASS. REPORT ADOPTED.
FEBRUARY 16, 1989	PRINTING REPORT.
FEBRUARY 17, 1989	SECOND READING, DO PASS.
FEBRUARY 18, 1989	ENGROSSING REPORT.
FEBRUARY 20, 1989	THIRD READING, PASSED. AYES, 49; NOES, 0.
	TRANSMITTED TO HOUSE.

IN THE HOUSE

FEBRUARY 19, 1989	INTRODUCED AND REFERRED TO COMMITTEE ON FISH & GAME.
FEBRUARY 21, 1989	FIRST READING.
MARCH 15, 1989	COMMITTEE RECOMMEND BILL BE CONCURRED IN. REPORT ADOPTED.
MARCH 18, 1989	SECOND READING, CONCURRED IN.
MARCH 20, 1989	THIRD READING, CONCURRED IN. AYES, 96; NOES, 0.
	RETURNED TO SENATE.

MARCH 21, 1989

IN THE SENATE

RECEIVED FROM HOUSE.

SENT TO ENROLLING.

REPORTED CORRECTLY ENROLLED.

1 *Senate* BILL NO. *250*  
2 INTRODUCED BY *Boyd Campbell*  
3  
4 A BILL FOR AN ACT ENTITLED: "AN ACT PROVIDING FOR THE  
5 INVOLUNTARY TRANSFER OF TITLE FOR BOATS AND SNOWMOBILES;  
6 PROVIDING FOR PRESUMPTION OF JOINT OWNERSHIP OF BOATS AND  
7 SNOWMOBILES; AND AMENDING SECTIONS 23-2-510 AND 23-2-612,  
8 MCA."  
9

10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

11 **Section 1.** Section 23-2-510, MCA, is amended to read:

12 "23-2-510. (Effective July 1, 1988) Transfer of  
13 interest. (1) Except as provided in subsection (3), upon a  
14 transfer of a certificate of ownership to a motorboat or  
15 sailboat 12 feet in length or longer registered as required  
16 under the provisions of this part, the person whose title or  
17 interest is to be transferred shall sign the certificate of  
18 ownership issued for the motorboat or sailboat in the  
19 appropriate space provided on the reverse side of the  
20 certificate, and such the signature must be acknowledged  
21 before a notary public.

22 (2) Within 20 calendar days thereafter after  
23 endorsement, the transferee shall make application for  
24 transfer of the certificate of ownership so-endorsed with  
25 the county treasurer of the county in which the transferee

1 resides and also make application for registration of the  
2 motorboat or sailboat. The county treasurer shall forward  
3 the application to the department of justice, which shall  
4 file the certificate upon receipt. No A certificate of  
5 ownership may not be issued by the department until any  
6 outstanding certificate is surrendered to the department or  
7 its loss is established to the department's reasonable  
8 satisfaction. The county treasurer shall collect a fee of  
9 \$6 for each application for transfer of ownership, of which  
10 \$4 must be forwarded to the department of justice for  
11 deposit in the motor vehicle recording account of the state  
12 special revenue fund.

13 (3) A purchaser of a new or used motorboat or sailboat  
14 12 feet in length or longer from a licensed dealer has a  
15 grace period of 20 calendar days from the date of purchase  
16 to register the motorboat or sailboat, make application for  
17 a certificate of ownership, and obtain a decal indicating  
18 that the fee in lieu of property tax has been paid on the  
19 vessel for the current year. It is not a violation of this  
20 part or any other law for the purchaser to operate a newly  
21 acquired motorboat or sailboat 12 feet in length or longer  
22 without a certificate of ownership, certificate of  
23 registration, and decal during the 20-day grace period.  
24 During this period the sticker provided for in subsection  
25 (4) must remain affixed to the motorboat or sailboat.

(4) Prior to the delivery of a motorboat or sailboat 12 feet in length or longer to the purchaser, the dealer shall issue and affix to a motorboat or sailboat constructed after October 31, 1972, a sticker as prescribed by the department of justice. The sticker must contain the name and address of the purchaser, the date of sale, the name and address of the dealer, and a description of the motorboat or sailboat, including its serial number. The dealer shall keep a copy of the sticker for his records and shall send a copy of the sticker to the department of justice.

(5) The provisions of subsection (2) do not apply in the event of the transfer of a motorboat or sailboat 12 feet in length or longer to a duly licensed dealer intending to resell the motorboat or sailboat and who operates it only for demonstration purposes, but every such dealer, upon transferring such his interest, shall deliver the certificate of ownership with an application for a new certificate executed by the new owner in accordance with the provisions of this part. The department of justice, upon receipt of the certificate of ownership and application for a new certificate containing notice of a security interest, if any, shall issue a new certificate of ownership, together with a statement of any conditional sales contract, mortgage, or other lien.

(6) When the names and addresses of more than one

owner who are members of the same immediate family are listed on the certificate of ownership, joint ownership with right of survivorship, and not as tenants in common, is presumed.

(7) The provisions of 61-3-201(3) through (7) that apply to motor vehicles also apply to any certificate of ownership transferred under this section."

**Section 2.** Section 23-2-612, MCA, is amended to read:

"23-2-612. Transfer of interest. (1) Except as provided in subsection (3), upon a transfer of any certificate of ownership to a snowmobile registered as required under the provisions of 23-2-601 through 23-2-644, the person whose title or interest is to be transferred shall write his signature with pen and ink upon the certificate of ownership issued for the snowmobile in the appropriate space provided upon the reverse side of the certificate, and such the signature shall be acknowledged before a notary public.

(2) Within 20 calendar days thereafter after endorsement, the transferee shall make application for transfer of the certificate of ownership ~~so-~~endorsed with the county treasurer of the county in which the transferee resides and also make application for registration of the snowmobile. The county treasurer shall forward the application to the department of justice, which shall file

1 the ~~same~~ certificate upon receipt thereof. No A certificate  
 2 of ownership may not be issued by the department of justice  
 3 until the outstanding certificates are surrendered to that  
 4 office or their loss is established to its reasonable  
 5 satisfaction. The county treasurer shall collect a fee of \$3  
 6 for each application for transfer of ownership, of which \$2  
 7 ~~shall~~ must be forwarded to the department of justice for  
 8 deposit in the motor vehicle recording account of the state  
 9 special revenue fund.

10 (3) A purchaser of a new or used snowmobile from a  
 11 licensed snowmobile dealer has a grace period of 20 calendar  
 12 days from the date of purchase to register the snowmobile,  
 13 make application for a certificate of ownership, and obtain  
 14 a decal indicating that the fee in lieu of property tax has  
 15 been paid on the snowmobile for the current year. It is not  
 16 a violation of 23-2-601 through 23-2-644 or any other law  
 17 for the purchaser to operate a newly acquired snowmobile  
 18 without a certificate of ownership, certificate of  
 19 registration, and a decal during the 20-day period. During  
 20 this period the sticker, provided for in subsection (4),  
 21 shall remain affixed to the snowmobile.

22 (4) Prior to the delivery of the snowmobile to the  
 23 purchaser, the dealer shall issue and affix to the  
 24 snowmobile a sticker (in a form to be prescribed by the  
 25 department of justice). The sticker shall contain the name

1 and address of the purchaser, the date of sale, the name and  
 2 address of the dealer, and a description of the snowmobile,  
 3 including its serial number. The dealer shall keep a copy of  
 4 the sticker for his records and shall send a copy of the  
 5 sticker to the department of justice.

6 (5) The provisions of subsection (2) of this section  
 7 do not apply in the event of the transfer of a snowmobile to  
 8 a duly licensed snowmobile dealer intending to resell the  
 9 snowmobile and who operates it only for demonstration  
 10 purposes, but every such dealer, upon transferring such his  
 11 interest, shall deliver the certificate of ownership with an  
 12 application for a new certificate executed by the new owner  
 13 in accordance with the provisions of 23-2-601 through  
 14 23-2-644. The department of justice, upon receipt of the  
 15 certificate of ownership and application for a new  
 16 certificate, containing notice of a security interest, if  
 17 any, shall issue a new certificate of ownership, together  
 18 with a statement of any conditional sales contract,  
 19 mortgage, or other lien.

20 (6) When the names and addresses of more than one  
 21 owner who are members of the same immediate family are  
 22 listed on the certificate of ownership, joint ownership with  
 23 right of survivorship, and not as tenants in common, is  
 24 presumed.

25 (7) The provisions of 61-3-201(3) through (7) that

LC 0704/01

- 1 apply to motor vehicles also apply to any certificate of
- 2 ownership transferred under this section."

-End-

STATE OF MONTANA - FISCAL NOTE

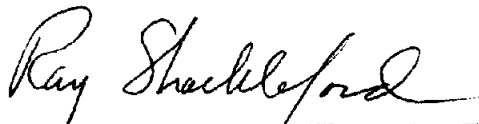
Form BD-15

In compliance with a written request, there is hereby submitted a Fiscal Note for SB250, as introduced.

DESCRIPTION OF PROPOSED LEGISLATION:

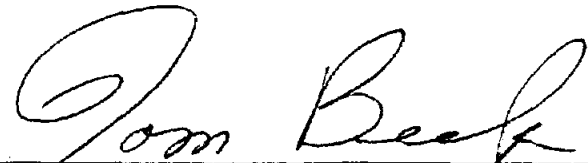
An act providing for the involuntary transfer of title for boats and snowmobiles; providing for presumption of joint ownership of boats and snowmobiles; and amending sections 23-2-510 and 23-2-612, MCA.

FISCAL IMPACT: None.



2/2/89

RAY SHACKLEFORD, BUDGET DIRECTOR  
OFFICE OF BUDGET AND PROGRAM PLANNING



2/3/89

TOM BECK, PRIMARY SPONSOR

DATE

Fiscal Note for SB250, as introduced

SB 250

APPROVED BY COMM.  
ON FISH AND GAME

SENATE BILL NO. 250

INTRODUCED BY BECK, CAMPBELL

BY REQUEST OF THE DEPARTMENT OF JUSTICE

A BILL FOR AN ACT ENTITLED: "AN ACT PROVIDING FOR THE INVOLUNTARY TRANSFER OF TITLE FOR BOATS AND SNOWMOBILES; PROVIDING FOR PRESUMPTION OF JOINT OWNERSHIP OF BOATS AND SNOWMOBILES; AND AMENDING SECTIONS 23-2-510 AND 23-2-612, MCA."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

**Section 1.** Section 23-2-510, MCA, is amended to read:

"23-2-510. (Effective July 1, 1988) Transfer of interest. (1) Except as provided in subsection (3), upon a transfer of a certificate of ownership to a motorboat or sailboat 12 feet in length or longer registered as required under the provisions of this part, the person whose title or interest is to be transferred shall sign the certificate of ownership issued for the motorboat or sailboat in the appropriate space provided on the reverse side of the certificate, and such the signature must be acknowledged before a notary public.

(2) Within 20 calendar days thereafter after endorsement, the transferee shall make application for transfer of the certificate of ownership ~~so-endorsed~~ with

the county treasurer of the county in which the transferee resides and also make application for registration of the motorboat or sailboat. The county treasurer shall forward the application to the department of justice, which shall file the certificate upon receipt. No A certificate of ownership may not be issued by the department until any outstanding certificate is surrendered to the department or its loss is established to the department's reasonable satisfaction. The county treasurer shall collect a fee of \$6 for each application for transfer of ownership, of which \$4 must be forwarded to the department of justice for deposit in the motor vehicle recording account of the state special revenue fund.

(3) A purchaser of a new or used motorboat or sailboat 12 feet in length or longer from a licensed dealer has a grace period of 20 calendar days from the date of purchase to register the motorboat or sailboat, make application for a certificate of ownership, and obtain a decal indicating that the fee in lieu of property tax has been paid on the vessel for the current year. It is not a violation of this part or any other law for the purchaser to operate a newly acquired motorboat or sailboat 12 feet in length or longer without a certificate of ownership, certificate of registration, and decal during the 20-day grace period. During this period the sticker provided for in subsection



1 (4) must remain affixed to the motorboat or sailboat.

2 (4) Prior to the delivery of a motorboat or sailboat  
3 12 feet in length or longer to the purchaser, the dealer  
4 shall issue and affix to a motorboat or sailboat constructed  
5 after October 31, 1972, a sticker as prescribed by the  
6 department of justice. The sticker must contain the name and  
7 address of the purchaser, the date of sale, the name and  
8 address of the dealer, and a description of the motorboat or  
9 sailboat, including its serial number. The dealer shall keep  
10 a copy of the sticker for his records and shall send a copy  
11 of the sticker to the department of justice.

12 (5) The provisions of subsection (2) do not apply in  
13 the event of the transfer of a motorboat or sailboat 12 feet  
14 in length or longer to a duly licensed dealer intending to  
15 resell the motorboat or sailboat and who operates it only  
16 for demonstration purposes, but every such dealer, upon  
17 transferring such his interest, shall deliver the  
18 certificate of ownership with an application for a new  
19 certificate executed by the new owner in accordance with the  
20 provisions of this part. The department of justice, upon  
21 receipt of the certificate of ownership and application for  
22 a new certificate containing notice of a security interest,  
23 if any, shall issue a new certificate of ownership, together  
24 with a statement of any conditional sales contract,  
25 mortgage, or other lien.

1 (6) When the names and addresses of more than one  
2 owner who are members of the same immediate family are  
3 listed on the certificate of ownership, joint ownership with  
4 right of survivorship, and not as tenants in common, is  
5 presumed.

6 (7) The provisions of 61-3-201(3) through (7) that  
7 apply to motor vehicles also apply to any certificate of  
8 ownership transferred under this section."

9 **Section 2.** Section 23-2-612, MCA, is amended to read:

10 "23-2-612. **Transfer of interest.** (1) Except as  
11 provided in subsection (3), upon a transfer of any  
12 certificate of ownership to a snowmobile registered as  
13 required under the provisions of 23-2-601 through 23-2-644,  
14 the person whose title or interest is to be transferred  
15 shall write his signature with pen and ink upon the  
16 certificate of ownership issued for the snowmobile in the  
17 appropriate space provided upon the reverse side of the  
18 certificate, and such the signature shall be acknowledged  
19 before a notary public.

20 (2) Within 20 calendar days thereafter after  
21 endorsement, the transferee shall make application for  
22 transfer of the certificate of ownership so-endorsed with  
23 the county treasurer of the county in which the transferee  
24 resides and also make application for registration of the  
25 snowmobile. The county treasurer shall forward the

1 application to the department of justice, which shall file  
 2 the same certificate upon receipt thereof. No A certificate  
 3 of ownership may not be issued by the department of justice  
 4 until the outstanding certificates are surrendered to that  
 5 office or their loss is established to its reasonable  
 6 satisfaction. The county treasurer shall collect a fee of \$3  
 7 for each application for transfer of ownership, of which \$2  
 8 ~~shall~~ must be forwarded to the department of justice for  
 9 deposit in the motor vehicle recording account of the state  
 10 special revenue fund.

11 (3) A purchaser of a new or used snowmobile from a  
 12 licensed snowmobile dealer has a grace period of 20 calendar  
 13 days from the date of purchase to register the snowmobile,  
 14 make application for a certificate of ownership, and obtain  
 15 a decal indicating that the fee in lieu of property tax has  
 16 been paid on the snowmobile for the current year. It is not  
 17 a violation of 23-2-601 through 23-2-644 or any other law  
 18 for the purchaser to operate a newly acquired snowmobile  
 19 without a certificate of ownership, certificate of  
 20 registration, and a decal during the 20-day period. During  
 21 this period the sticker, provided for in subsection (4),  
 22 shall remain affixed to the snowmobile.

23 (4) Prior to the delivery of the snowmobile to the  
 24 purchaser, the dealer shall issue and affix to the  
 25 snowmobile a sticker (in a form to be prescribed by the

1 department of justice). The sticker shall contain the name  
 2 and address of the purchaser, the date of sale, the name and  
 3 address of the dealer, and a description of the snowmobile,  
 4 including its serial number. The dealer shall keep a copy of  
 5 the sticker for his records and shall send a copy of the  
 6 sticker to the department of justice.

7 (5) The provisions of subsection (2) of this section  
 8 do not apply in the event of the transfer of a snowmobile to  
 9 a duly licensed snowmobile dealer intending to resell the  
 10 snowmobile and who operates it only for demonstration  
 11 purposes, but every such dealer, upon transferring such his  
 12 interest, shall deliver the certificate of ownership with an  
 13 application for a new certificate executed by the new owner  
 14 in accordance with the provisions of 23-2-601 through  
 15 23-2-644. The department of justice, upon receipt of the  
 16 certificate of ownership and application for a new  
 17 certificate, containing notice of a security interest, if  
 18 any, shall issue a new certificate of ownership, together  
 19 with a statement of any conditional sales contract,  
 20 mortgage, or other lien.

21 (6) When the names and addresses of more than one  
 22 owner who are members of the same immediate family are  
 23 listed on the certificate of ownership, joint ownership with  
 24 right of survivorship, and not as tenants in common, is  
 25 presumed.

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1        (7) The provisions of 61-3-201(3) through (7) that  
2        apply to motor vehicles also apply to any certificate of  
3        ownership transferred under this section."

-End-

## 1 SENATE BILL NO. 250

2 INTRODUCED BY BECK, CAMPBELL

3 BY REQUEST OF THE DEPARTMENT OF JUSTICE

4  
5 A BILL FOR AN ACT ENTITLED: "AN ACT PROVIDING FOR THE  
6 INVOLUNTARY TRANSFER OF TITLE FOR BOATS AND SNOWMOBILES;  
7 PROVIDING FOR PRESUMPTION OF JOINT OWNERSHIP OF BOATS AND  
8 SNOWMOBILES; AND AMENDING SECTIONS 23-2-510 AND 23-2-612,  
9 MCA."

10  
11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

12 Section 1. Section 23-2-510, MCA, is amended to read:

13 "23-2-510. (Effective July 1, 1988) Transfer of  
14 interest. (1) Except as provided in subsection (3), upon a  
15 transfer of a certificate of ownership to a motorboat or  
16 sailboat 12 feet in length or longer registered as required  
17 under the provisions of this part, the person whose title or  
18 interest is to be transferred shall sign the certificate of  
19 ownership issued for the motorboat or sailboat in the  
20 appropriate space provided on the reverse side of the  
21 certificate, and such the signature must be acknowledged  
22 before a notary public.

23 (2) Within 20 calendar days thereafter after  
24 endorsement, the transferee shall make application for  
25 transfer of the certificate of ownership so-endorsed with

1 the county treasurer of the county in which the transferee  
2 resides and also make application for registration of the  
3 motorboat or sailboat. The county treasurer shall forward  
4 the application to the department of justice, which shall  
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6 ownership may not be issued by the department until any  
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15 12 feet in length or longer from a licensed dealer has a  
16 grace period of 20 calendar days from the date of purchase  
17 to register the motorboat or sailboat, make application for  
18 a certificate of ownership, and obtain a decal indicating  
19 that the fee in lieu of property tax has been paid on the  
20 vessel for the current year. It is not a violation of this  
21 part or any other law for the purchaser to operate a newly  
22 acquired motorboat or sailboat 12 feet in length or longer  
23 without a certificate of ownership, certificate of  
24 registration, and decal during the 20-day grace period.  
25 During this period the sticker provided for in subsection

1 (4) must remain affixed to the motorboat or sailboat.

2 (4) Prior to the delivery of a motorboat or sailboat  
3 12 feet in length or longer to the purchaser, the dealer  
4 shall issue and affix to a motorboat or sailboat constructed  
5 after October 31, 1972, a sticker as prescribed by the  
6 department of justice. The sticker must contain the name and  
7 address of the purchaser, the date of sale, the name and  
8 address of the dealer, and a description of the motorboat or  
9 sailboat, including its serial number. The dealer shall keep  
10 a copy of the sticker for his records and shall send a copy  
11 of the sticker to the department of justice.

12 (5) The provisions of subsection (2) do not apply in  
13 the event of the transfer of a motorboat or sailboat 12 feet  
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15 resell the motorboat or sailboat and who operates it only  
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22 a new certificate containing notice of a security interest,  
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24 with a statement of any conditional sales contract,  
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2 owner who are members of the same immediate family are  
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5 presumed.

6 (7) The provisions of 61-3-201(3) through (7) that  
7 apply to motor vehicles also apply to any certificate of  
8 ownership transferred under this section."

9 **Section 2.** Section 23-2-612, MCA, is amended to read:

10 **"23-2-612. Transfer of interest.** (1) Except as  
11 provided in subsection (3), upon a transfer of any  
12 certificate of ownership to a snowmobile registered as  
13 required under the provisions of 23-2-601 through 23-2-644,  
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15 shall write his signature with pen and ink upon the  
16 certificate of ownership issued for the snowmobile in the  
17 appropriate space provided upon the reverse side of the  
18 certificate, and such the signature shall be acknowledged  
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20 (2) Within 20 calendar days thereafter after  
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11 (3) A purchaser of a new or used snowmobile from a  
 12 licensed snowmobile dealer has a grace period of 20 calendar  
 13 days from the date of purchase to register the snowmobile,  
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 15 a decal indicating that the fee in lieu of property tax has  
 16 been paid on the snowmobile for the current year. It is not  
 17 a violation of 23-2-601 through 23-2-644 or any other law  
 18 for the purchaser to operate a newly acquired snowmobile  
 19 without a certificate of ownership, certificate of  
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 22 shall remain affixed to the snowmobile.

23 (4) Prior to the delivery of the snowmobile to the  
 24 purchaser, the dealer shall issue and affix to the  
 25 snowmobile a sticker (in a form to be prescribed by the

1 department of justice). The sticker shall contain the name  
 2 and address of the purchaser, the date of sale, the name and  
 3 address of the dealer, and a description of the snowmobile,  
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 6 sticker to the department of justice.

7 (5) The provisions of subsection (2) of this section  
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SB 0250/02

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-End-

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1 (4) must remain affixed to the motorboat or sailboat.

2 (4) Prior to the delivery of a motorboat or sailboat  
3 12 feet in length or longer to the purchaser, the dealer  
4 shall issue and affix to a motorboat or sailboat constructed  
5 after October 31, 1972, a sticker as prescribed by the  
6 department of justice. The sticker must contain the name and  
7 address of the purchaser, the date of sale, the name and  
8 address of the dealer, and a description of the motorboat or  
9 sailboat, including its serial number. The dealer shall keep  
10 a copy of the sticker for his records and shall send a copy  
11 of the sticker to the department of justice.

12 (5) The provisions of subsection (2) do not apply in  
13 the event of the transfer of a motorboat or sailboat 12 feet  
14 in length or longer to a duly licensed dealer intending to  
15 resell the motorboat or sailboat and who operates it only  
16 for demonstration purposes, but every such dealer, upon  
17 transferring such his interest, shall deliver the  
18 certificate of ownership with an application for a new  
19 certificate executed by the new owner in accordance with the  
20 provisions of this part. The department of justice, upon  
21 receipt of the certificate of ownership and application for  
22 a new certificate containing notice of a security interest,  
23 if any, shall issue a new certificate of ownership, together  
24 with a statement of any conditional sales contract,  
25 mortgage, or other lien.

1 (6) When the names and addresses of more than one  
2 owner who are members of the same immediate family are  
3 listed on the certificate of ownership, joint ownership with  
4 right of survivorship, and not as tenants in common, is  
5 presumed.

6 (7) The provisions of 61-3-201(3) through (7) that  
7 apply to motor vehicles also apply to any certificate of  
8 ownership transferred under this section."

9 **Section 2.** Section 23-2-612, MCA, is amended to read:

10 **"23-2-612. Transfer of interest.** (1) Except as  
11 provided in subsection (3), upon a transfer of any  
12 certificate of ownership to a snowmobile registered as  
13 required under the provisions of 23-2-601 through 23-2-644,  
14 the person whose title or interest is to be transferred  
15 shall write his signature with pen and ink upon the  
16 certificate of ownership issued for the snowmobile in the  
17 appropriate space provided upon the reverse side of the  
18 certificate, and such the signature shall be acknowledged  
19 before a notary public.

20 (2) Within 20 calendar days thereafter after  
21 endorsement, the transferee shall make application for  
22 transfer of the certificate of ownership so-endorsed with  
23 the county treasurer of the county in which the transferee  
24 resides and also make application for registration of the  
25 snowmobile. The county treasurer shall forward the

1 application to the department of justice, which shall file  
 2 the ~~same~~ certificate upon receipt thereof. No A certificate  
 3 of ownership may not be issued by the department of justice  
 4 until the outstanding certificates are surrendered to that  
 5 office or their loss is established to its reasonable  
 6 satisfaction. The county treasurer shall collect a fee of \$3  
 7 for each application for transfer of ownership, of which \$2  
 8 shall must be forwarded to the department of justice for  
 9 deposit in the motor vehicle recording account of the state  
 10 special revenue fund.

11 (3) A purchaser of a new or used snowmobile from a  
 12 licensed snowmobile dealer has a grace period of 20 calendar  
 13 days from the date of purchase to register the snowmobile,  
 14 make application for a certificate of ownership, and obtain  
 15 a decal indicating that the fee in lieu of property tax has  
 16 been paid on the snowmobile for the current year. It is not  
 17 a violation of 23-2-601 through 23-2-644 or any other law  
 18 for the purchaser to operate a newly acquired snowmobile  
 19 without a certificate of ownership, certificate of  
 20 registration, and a decal during the 20-day period. During  
 21 this period the sticker, provided for in subsection (4),  
 22 shall remain affixed to the snowmobile.

23 (4) Prior to the delivery of the snowmobile to the  
 24 purchaser, the dealer shall issue and affix to the  
 25 snowmobile a sticker (in a form to be prescribed by the

1 department of justice). The sticker shall contain the name  
 2 and address of the purchaser, the date of sale, the name and  
 3 address of the dealer, and a description of the snowmobile,  
 4 including its serial number. The dealer shall keep a copy of  
 5 the sticker for his records and shall send a copy of the  
 6 sticker to the department of justice.

7 (5) The provisions of subsection (2) of this section  
 8 do not apply in the event of the transfer of a snowmobile to  
 9 a duly licensed snowmobile dealer intending to resell the  
 10 snowmobile and who operates it only for demonstration  
 11 purposes, but every such dealer, upon transferring such his  
 12 interest, shall deliver the certificate of ownership with an  
 13 application for a new certificate executed by the new owner  
 14 in accordance with the provisions of 23-2-601 through  
 15 23-2-644. The department of justice, upon receipt of the  
 16 certificate of ownership and application for a new  
 17 certificate, containing notice of a security interest, if  
 18 any, shall issue a new certificate of ownership, together  
 19 with a statement of any conditional sales contract,  
 20 mortgage, or other lien.

21 (6) When the names and addresses of more than one  
 22 owner who are members of the same immediate family are  
 23 listed on the certificate of ownership, joint ownership with  
 24 right of survivorship, and not as tenants in common, is  
 25 presumed.

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1        (7) The provisions of 61-3-201(3) through (7) that  
2        apply to motor vehicles also apply to any certificate of  
3        ownership transferred under this section."

-End-