

1 19A NCAC 03D .0221 is proposed for amendment without substantive changes as follows:

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3 **19A NCAC 03D .0221 CONDITIONS FOR ISSUING TEMPORARY MARKERS BY A DEALER**

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5 (a) ~~Before a temporary marker can be issued by a~~ A dealer shall meet the following conditions ~~must be met~~: before
6 issuing a temporary marker:

7 (1) Ownership in the vehicle ~~must~~ shall pass from the dealer to the purchaser ~~by: by assigning the title~~
8 ~~or Manufacturer's Certificate of Origin and by delivering the vehicle to the buyer.:~~

9 (A) assigning the title or, Manufacturer's Certificate of Origin; and

10 (B) delivering the vehicle to the buyer.

11 (2) Dealer has ~~met all~~ obtained from purchaser an application and fee requirements pursuant to G.S. 20-
12 79.1. for registering and titling of the purchased vehicle.

13 (3) ~~Dealer has collected all prescribed fees for titling and registering the vehicle.~~

14 (3) Dealer has proof of certification (Form FR-2) certifying liability insurance pursuant to G.S. 20-
15 79.21. in effect.

16 (4) Exception. Subparagraphs (a)(2) and (3) of this Rule ~~do~~ shall not apply when the dealer is selling
17 the vehicle to an out-of-state purchaser and the vehicle is to be removed from the State of North
18 Carolina to the purchaser's ~~home state~~ place of residency prior to the expiration of the 30-day
19 temporary registration marker. Proof of insurance Form FS-1 FR-2 (Insurance Certification) shall
20 be completed and kept by the dealer as part of his or her records.

21 (b) Procedure for issuance of 30-day temporary markers:

22 (1) All 30-day temporary markers shall be issued in numerical order, beginning with the lowest number
23 of the set or sets.

24 (2) The vehicle identification number, the make, the issuance date, and the expiration date shall be
25 entered ~~clearly and indelibly~~ on the face of the temporary marker.

26 (3) A receipt, which corresponds in number with the 30-day temporary marker, shall be issued.

27 (4) The receipt shall be completed in ~~duplicate~~ duplicate, with pen and ink, and ~~must~~ shall be legible.

28 (5) The white copy of the receipt, with the 30-day marker, shall be delivered to the purchaser. The pink
29 copy ~~is to~~ shall be retained ~~in the book~~ by the issuing dealer for ~~at least~~ one year.

30 (6) Pursuant to G.S. 20-52, All documents necessary to title and register the vehicle shall be presented
31 to a license plate agency or mailed to the North Carolina Division of Motor Vehicles within four
32 working days from date of issuance. When the purchaser is a nonresident, a 30-day temporary
33 marker may be issued to the nonresident for the sole purpose of removing the vehicle to his or her
34 ~~home state,~~ place of residency provided the customer has in effect liability insurance with a company
35 licensed in North Carolina. The dealer is neither required to obtain from such nonresident a written
36 application for North Carolina registration nor to collect the North Carolina registration fees.
37 However, Form ~~FR-2~~ FS-1 shall be completed and kept by the dealer as part of his or her records.

1 If a plate is to be transferred, a 30-day temporary marker cannot be issued. All ~~required~~ information
2 shall be recorded on the report sheet in the back of receipt book.

3 (7) All 30-day temporary markers and receipts that are voided shall be marked "~~void~~" void and recorded
4 on the report sheet. The white copy of the receipt and the 30-day temporary marker shall be
5 forwarded to the North Carolina Division of Motor Vehicles ~~Enforcement Section~~ License and Theft
6 Bureau together with the report sheets. Receipts and 30-day temporary markers that do not match
7 shall be returned to the Division after recording on report sheet. The receipt is ~~not to~~ shall not be
8 altered.

9 (8) Only one 30-day temporary marker ~~may~~ shall be issued per vehicle per ~~sale~~ sale unless requirements
10 in G.S. 20-79.1(h) are met.

11 (9) Upon issuance of all receipts (~~Markers~~) in each receipt book, the report sheet ~~must~~ shall be
12 completed in duplicate and the original mailed to the Division. ~~A copy of the report sheet must be~~
13 ~~retained by the Dealer for one year.~~

14 (10) ~~All 30-day temporary markers are non-transferable between dealers.~~

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16 *History Note: Authority G.S. 20-39; 20-79.1;*
17 *Eff. June 1, 1988;*
18 *Amended Eff. January 1, 1994; October 1, 1991; October 1, 1989;*
19 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September*
20 *22, ~~2018~~ 2018;*
21 *Readopted Eff. _____ 2021.*
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