

ANTIQUÉ TITLE ONLY

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JULY 2013;

NEW

STATUTES, (KSA)

8-166

8-167

8-168

8-169

8-170

8-171

8-172

8-1,137

8-2401

NOTE:

Antique Title & Registration is covered in the Special Tags Section.

POLICY

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WHAT IS AN ANTIQUÉ VEHICLE

NOTE: Just because the vehicle “year” on the title or bill of sale indicates the model year is 35 years old or older does not in and of itself make the vehicle an antique. You must ask questions if the vehicle has been modified, newer motor, transmission, etc.

An antique vehicle is any vehicle that is thirty-five (35) years old or older, propelled by a motor using petroleum fuel, steam or electricity or combination thereof. Owners of such vehicles may be issued a Kansas certificate of title with the words "Antique" on the face of the title.

To qualify as an antique the vehicle must be as close to the original as possible, without any significant alternations to the major component parts (motor, transmission, frame, wheels **AND** tires or body). Replacement motors and/or major component parts¹ must be of the same vintage² as the model year of the antique vehicle.

Modifying or installing a newer and/or different style of motor and/or transmission into a vehicle with a model year that is 35 years old or older would not constitute an antique vehicle. This includes, but is not limited to, mounting tires and wheels which are not the same size or the modern-day equivalent as those installed by the manufacturer for that model year vehicle. A modified vehicle would be considered an assembled vehicle³, because the non-antique motor and/or tires and wheels disqualify the vehicle for antique status.

¹ Major component part means any vehicle part including the front clip, rear clip, doors, frame, chassis, engine, transmission, transaxle, cab, bed and box bearing the public vehicle identification number or engine number, if manufactured prior to 1981; or any vehicle part bearing a derivative of such number.

² Vintage means of the same “make” (EX: Chevy, Ford, Chrysler, etc.) and manufactured within 5 years before or 5 years after the model year of the vehicle and/or was manufactured to the same style and specifications as the original part that was replaced.

- ³ A vehicle with a model year of 1949 or older that when altered or modified is referred to as a "street rod" is not considered an assembled vehicle as per KSA 8-194.

ASSEMBLED ANTIQUE VEHICLE

An antique vehicle may be assembled as long as the major component parts are from the same vintage vehicle(s). See the definition of major component parts and vintage above.

EXAMPLE: A major difference would be, but not be limited to, a 1951 model that was not manufactured with a V-8 motor but the same model manufactured in 1953 had V-8's. The 1953 V-8 could not be installed in the 1951 and maintain antique status.

MVE-1 FOR ASSEMBLED ANTIQUE VEHICLE

The owner of an antique vehicle who has assembled or reconstructed the vehicle, prior to applying for title must have a VEHICLE IDENTIFICATION NUMBER AFFIXED OR VERIFIED BY THE KANSAS HIGHWAY PATROL. The Kansas Highway Patrol, upon issuing and/or verifying the vehicle identification number, will prepare a Kansas Highway Patrol Motor Vehicle Enforcement form, MVE-1, &/or affix an identification number on the appropriate vehicle location. Image the title &/or bill of sale for each component part and the MVE-1 with the application.

1949 AND OLDER ANTIQUE VEHICLE

OWNERSHIP DOCUMENT FOR AN ANTIQUE VEHICLE

A Kansas title with the applicant's name shown as owner, an assigned Kansas title, a current Kansas registration receipt indicating the title is being held as an etitle*, an assigned out-of-state title (if the title is from a state requiring a notary the title must be notarized), or a bill of sale along with a VEHICLE/MOTOR OWNERSHIP AFFIDAVIT, TR-90, can be used as proof of ownership when applying for an antique vehicle title. Image document with application.

* Lien release or lien holder consent is required and must be imaged.

BILL OF SALE

A bill of sale will need the following information: name of the seller, name of the purchaser(s), vehicle year, make, VIN, seller's signature, a statement that the vehicle is free

and clear of any and all liens or encumbrances and the selling price. The Affidavit to a Fact/Bill of Sale, form TR-12, has an Antique Vehicle Transfer of Ownership section below the bill of sale. The Division of Vehicles strongly encourages the use of this bill of sale.

Antique vehicles purchased on a bill of sale, from a Kansas resident, with a model year of 1949 or older will NOT need an MVE-1. If the antique vehicle is a model year of 1950 or newer and is purchased on a bill of sale, an MVE-1 WILL BE REQUIRED.

ANTIQUE VEHICLE PURCHASED OUT-OF-STATE

If the vehicle is purchased out-of-state the seller must comply with his or her state's requirements for transferring ownership including notary requirements. **ALL** out-of-state ownership documents (title and bill of sale) for antique vehicles **will be** required to obtain an MVE-1, REGARDLESS of the model year of the vehicle. The notary (if from a notary state) will be a good indication whether or not the vehicle was purchased out-of-state. Image document with transaction.

The treasurer's office does not need to determine the other state's requirements regarding the transfer of ownership of an antique vehicle.

Antique vehicles purchased out of state, REGARDLESS OF THE MODEL YEAR, must obtain an MVE-1. If the Kansas Highway Patrol will not issue an MVE-1 for an antique vehicle purchased out-of-state on a bill of sale, the applicant will have to comply with the inspector's requirements to obtain the MVE-1.

DO NOT PROCESS WITHOUT THE MVE-1.

SAME PERSON AS BUYER AND SELLER

If the owner of an antique vehicle does not have a title for the vehicle, a Vehicle/Motor Ownership Affidavit, form TR-90, may be used in lieu of the title. If the bill of sale is used, the person will show themselves as both the buyer and the seller. Scan Document. MVE-1 requirements will be based on the model year.

1950 AND NEWER ANTIQUE VEHICLE**OWNERSHIP DOCUMENT FOR AN ANTIQUE VEHICLE**

A Kansas title with the applicant's name shown as owner, an assigned Kansas title, a current Kansas registration receipt indicating the title is being held as an etitle*, an assigned out-of-state title (if the title is from a state requiring a notary the title must be notarized) or bill of sale, Vehicle/Motor Ownership Affidavit, form TR-90, can be used as proof of ownership when applying for an antique vehicle title. Image document with transaction.

* Lien release or lien holder consent is required and must be imaged.

BILL OF SALE

The Affidavit to a Fact/Bill of Sale, form TR-12, has an Antique Vehicle Transfer of Ownership section below the bill of sale. The Division of Vehicles strongly encourages the use of this bill of sale. An individual made bill of sale will need the following information: name of the seller, name of the purchaser(s), vehicle year, make, VIN, seller's signature, a statement that the vehicle is free and clear of any and all liens or encumbrances and the selling price.

Antiques that are 1950 or newer that are applying for an antique title using a bill of sale or Vehicle/Motor Ownership Affidavit, form TR-90, or an assigned out of state title are **REQUIRED** to obtain an MVE-1 **BEFORE** making application. The MVE-1 must be imaged with the application.

ANTIQUÉ VEHICLE PURCHASED OUT-OF-STATE

If the vehicle is purchased out-of-state the seller must comply with his or her state's requirements for transferring ownership including notary requirements. All antique vehicles out-of-state ownership documents **WILL BE** required to obtain an MVE-1. **ALL DOCUMENTS MUST BE IMAGED.**

The treasurer's office does not need to determine the other state's requirements regarding the transfer of ownership of an antique vehicle.

If the Kansas Highway Patrol will not issue an MVE-1 for an antique vehicle purchased out-of-state on a bill of sale, the applicant will have to comply with the inspector's requirements to obtain the MVE-1.

DO NOT PROCESS WITHOUT THE MVE-1.**SAME PERSON AS BUYER AND SELLER**

If the owner of an antique vehicle does not have a title for the vehicle, a Vehicle/Motor Ownership Affidavit, TR-90, with an MVE-1 attached (if the antique vehicle is 1950 or newer) may be used in lieu of the title. The person will show themselves as both the buyer and the seller on the bill of sale. Documents must be imaged with application.

USING A BILL OF SALE AS PROOF OF OWNERSHIP

KSA 8-170 has two provisions which affect the use of a bill of sale as proof of ownership. KSA 8-170(c)(1) states a bill of sale can be used as prima facie evidence that the applicant is the owner of the vehicle. However, KSA 8-170(c)(3) states, in part: “The (antique) certificate of title shall be good for the life of the antique vehicle, so long as the same is owned or held by the original holder of the certificate of title. IN THE EVENT OF A SALE OR TRANSFER OF OWNERSHIP OF AN ANTIQUE VEHICLE FOR WHICH A CERTIFICATE OF TITLE HAS BEEN ISSUED, THE HOLDER OF SUCH CERTIFICATE OF TITLE SHALL ENDORSE ON THE SAME AN ASSIGNMENT AS PRESCRIBED BY THE DIRECTOR. The buyer shall then present such certificate of title to their local county treasurer’s office and a new certificate of title or title record shall be issued to the buyer.”

TITLE ONLY

An Antique Title Only can be issued to the owner of an antique vehicle that is not operational or will not be operated on public roadways. Once the antique title has been applied for and issued, an “Update Registration” transaction can be applied for at a later date if the owner wishes to use the vehicle on the public roadways.

TAXES

The applicant must provide proof of payment of any personal property taxes or pay personal property taxes. If the antique vehicle was purchased from another person or business (not a Kansas dealership) the applicant must pay sales tax at the time of application.

ODOMETER DISCLOSURE STATEMENT

Application for antique vehicle title **WILL NOT** require the

odometer (mileage) reading from the vehicle.

Antique vehicles are exempt from the Odometer Disclosure Statement requirement, so the buyer's hand printed name and signature and the mileage status (actual, exceeds, not actual) will not be required.

THE SELLER MUST SIGN AND PRINT THEIR NAME TO TRANSFER OWNERSHIP ON THE ASSIGNMENT OF TITLE.

SALVAGE, REBUILT SALVAGE, NONHIGHWAY, FORMERLY NONHIGHWAY OR NONREPAIRABLE TITLE

Vehicles titled as salvage, rebuilt salvage, non-highway or formerly non-highway will not have this branding reflected on the antique title.

Vehicles titled as nonrepairable CANNOT be titled as antique. Once a vehicle is titled as nonrepairable, it can only be used as parts or scrap; it cannot be sold as a unit.

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PROCEDURE[Back](#)

CHECK LEGACY DATA BASE TO MAKE SURE THE CORRECT RECORD CONVERTED.

LAUNCH AND SIGN INTO THE MOVRS SYSTEM

- Click on VRT.
- Click on Title Transactions.
- Click on Title and Registration.

TRANSACTION PREQUALIFIER SCREEN

- Enter the Purchase Date.
- Enter the VIN number.
- Enter the Customer ID number or Customer Drivers License number.
- Click Continue.

SEARCH RESULTS SCREEN

- The Search Results screen will come up; if the VIN number and Customer exist in the system, select the Customer and VIN number. If the VIN number and Customer number do NOT exist in the system ADD them at this time.
- Select the vehicle by double clicking on the vehicle record.

TITLE AND REGISTRATION SCREEN

- The Title and Registration screen will have tabs across the top. Select the Application Tab.

APPLICATION TAB

- Antique vehicles are exempt from odometer disclosure, no mileage information will be entered.
- In the lower section of the Application tab select the usage of TITLE ONLY from the drop down menu.
- DO NOT select ANTIQUE at this point, ANTIQUE usage is used when titling and tagging the vehicle.
- Link out to the vehicle maintenance record by clicking on the VIN# at the top of the screen.

DESIGNATION TAB OF THE VEHICLE MAINTENANCE RECORD

- Click on the add row button at the bottom of the screen.
- Under the Designation Section, select ANTIQUE for the drop down menu.
- Select ORIGIN of Kansas from the drop down menu.
- Select ORIGIN JURISDICTION of Kansas from the drop down menu.
- Click SAVE.

NOTE: This step is necessary ONLY when a Title Only Usage applies to the Title and Registration transaction. If the usage is “Antique” the designation is applied automatically by the transaction.

VEHICLE STATUS TAB

- The vehicle’s title information and ownership information will be displayed. The ownership document submitted should match this information.

FEE DETAIL TAB

- This tab provides the breakdown of fees for this transaction.

TAXES TAB

- For a new purchase, enter the sales tax paid or enter the purchase price and the system will calculate sales tax due.
- If this transaction is sales tax exempt select the reason, add data requirements if applicable and remember to select any documents necessary to support the exemption on the Documents Tab.
- The buyer and seller information will also be displayed under this tab.
- Click on UPDATE TAX RATES.

REGISTRATION DETAIL TAB

- This tab will not be used for antique title only. This is where plate information display for a regular title and registration.

RELATE CUSTOMERS TAB

- The owner and lien holder information will be displayed or can be added here if not entered on the pre-qualifier screen.
- Transfer on Death (TOD) information is also displayed under this tab or can be added here if not entered on the pre-qualifier screen.
- Security Interest (lienholder) information is displayed here or can be added here if not entered on the pre-qualifier screen.
- Click the Capture Signature button at the bottom right of the screen to activate the signature pad for the customer to sign unless signature is being submitted on a manual document, if applicable.

INSURANCE TAB

- This is a title only transaction, no insurance is required.

MAILING TAB

- Review the current customer information for mailing address for the title. Enter the correct mailing information for the title if it is different from what appears.

DOCUMENTS TAB

- Mark as Received, Collect, Scan or Mark Scan Later and account for any documents applicable to the transaction.

CREDITS TAB

- This tab is not used for antique title only. It is used for credits on registrations only.

EXCEPTIONS TAB

- The antique Designation added through the vehicle record will display here.

COMPLETE APPLICATION

- Click Validate.
- Click PAY NOW.
- Collect fees.
- Finalize transaction and generate credentials.