



General Assembly

January Session, 2013

***Raised Bill No. 6341***

LCO No. 2817



Referred to Committee on JUDICIARY

Introduced by:  
(JUD)

***AN ACT ADOPTING THE UNIFORM CERTIFICATE OF TITLE FOR VESSELS ACT.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (*Effective January 1, 2015*) Sections 1 to 32, inclusive, of this  
2 act may be cited as the Uniform Certificate of Title for Vessels Act.

3 Sec. 2. (*Effective January 1, 2015*) As used in sections 1 to 32,  
4 inclusive, of this act:

5 (1) "Barge" means a vessel that is not self-propelled or fitted for  
6 propulsion by sail, paddle, oar or similar device;

7 (2) "Builder's certificate" means a certificate of the facts of build of a  
8 vessel described in 46 CFR 67.99;

9 (3) "Buyer" means a person that buys or contracts to buy a vessel;

10 (4) "Cancel", with respect to a certificate of title, means to make the  
11 certificate of title ineffective;

12 (5) "Certificate of origin" means a record created by a manufacturer  
13 or importer as the manufacturer's or importer's proof of identity of a  
14 vessel. "Certificate of origin" includes a manufacturer's certificate or  
15 statement of origin and an importer's certificate or statement of origin.  
16 "Certificate of origin" does not include a builder's certificate;

17 (6) "Certificate of title" means a record, created by the Department of  
18 Motor Vehicles pursuant to section 8 of this act or by a governmental  
19 agency of another jurisdiction under the law of that jurisdiction, that is  
20 designated as a certificate of title by the department or such agency  
21 and is evidence of ownership of a vessel;

22 (7) "Commissioner" means the Commissioner of Motor Vehicles;

23 (8) "Dealer" means a person, including a manufacturer, in the  
24 business of selling vessels;

25 (9) "Department" means the Department of Motor Vehicles;

26 (10) "Documented vessel" means a vessel covered by a certificate of  
27 documentation issued pursuant to 46 USC 12105. "Documented vessel"  
28 does not include a foreign-documented vessel;

29 (11) "Electronic" means relating to technology having electrical,  
30 digital, magnetic, wireless, optical, electromagnetic or similar  
31 capabilities;

32 (12) "Electronic certificate of title" means a certificate of title  
33 consisting of information that is stored solely in an electronic medium  
34 and is retrievable in perceivable form;

35 (13) "Foreign-documented vessel" means a vessel the ownership of  
36 which is recorded in a registry maintained by a country other than the  
37 United States that identifies each person that has an ownership interest  
38 in such vessel and includes a unique alphanumeric designation for the  
39 vessel;

40 (14) "Good faith" means honesty in fact and the observance of  
41 reasonable commercial standards of fair dealing;

42 (15) "Hull identification number" means the alphanumeric  
43 designation assigned to a vessel pursuant to 33 CFR 181, as amended;

44 (16) "Lien creditor", with respect to a vessel, means:

45 (A) A creditor that has acquired a lien on the vessel by attachment,  
46 levy or the like;

47 (B) An assignee for benefit of creditors from the time of assignment;

48 (C) A trustee in bankruptcy from the date of the filing of the  
49 petition; or

50 (D) A receiver in equity from the time of appointment;

51 (17) "Owner" means a person with legal title to a vessel;

52 (18) "Owner of record" means the owner indicated in the files of the  
53 department or, if the files indicate more than one owner, the owner  
54 first indicated;

55 (19) "Person" means an individual; corporation; business trust;  
56 estate; trust; statutory trust; partnership; limited liability company;  
57 association; joint venture; public corporation; government or  
58 governmental subdivision, agency or instrumentality; or any other  
59 legal or commercial entity;

60 (20) "Purchase" means to take by sale, lease, mortgage, pledge,  
61 consensual lien, security interest, gift or any other voluntary  
62 transaction that creates an interest in a vessel;

63 (21) "Purchaser" means a person that takes by purchase;

64 (22) "Record" means information inscribed on a tangible medium or  
65 stored in an electronic or other medium that is retrievable in

66 perceivable form;

67 (23) "Secured party", with respect to a vessel, means a person:

68 (A) In whose favor a security interest is created or provided for  
69 under a security agreement, whether or not any obligation to be  
70 secured is outstanding;

71 (B) Who is a consignor under article 9 of title 42a of the general  
72 statutes; or

73 (C) Who holds a security interest arising under section 42a-2-401,  
74 section 42a-2-505, subdivision (3) of section 42a-2-711 or subsection (d)  
75 of section 42a-2A-724 of the general statutes;

76 (24) "Secured party of record" means the secured party whose name  
77 is indicated as the name of the secured party in the files of the  
78 department or, if the files indicate more than one secured party, the  
79 one first indicated;

80 (25) "Security interest" means an interest in a vessel that secures  
81 payment or performance of an obligation if the interest is created by  
82 contract or arises pursuant to section 42a-2-401, section 42a-2-505,  
83 subdivision (3) of section 42a-2-711 or subsection (d) of section 42a-2A-  
84 724 of the general statutes, including, but not limited to, any interest of  
85 a consignor in a vessel in a transaction that is subject to article 9 of title  
86 42a of the general statutes. "Security interest" does not include the  
87 special property interest of a buyer of a vessel on identification of that  
88 vessel to a contract for sale pursuant to section 42a-2-401 of the general  
89 statutes, but a buyer may also acquire a security interest by complying  
90 with article 9 of title 42a of the general statutes. Except as otherwise  
91 provided in section 42a-2-505 of the general statutes, the right of a  
92 seller or lessor of a vessel under article 2 of title 42a of the general  
93 statutes or article 2A of title 42a of the general statutes to retain or  
94 acquire possession of the vessel is not a security interest, but a seller or  
95 lessor also may acquire a security interest by complying with article 9

96 of title 42a of the general statutes. The retention or reservation of title  
97 by a seller of a vessel notwithstanding shipment or delivery to the  
98 buyer under section 42a-2-401 of the general statutes is limited in effect  
99 to a reservation of a security interest. Whether a transaction in the form  
100 of a lease creates a security interest is determined by section 42a-1-203  
101 of the general statutes;

102 (26) "Sign" means, with present intent to authenticate or adopt a  
103 record, to:

104 (A) Make or adopt a tangible symbol; or

105 (B) Attach to or logically associate with the record an electronic  
106 symbol, sound or process;

107 (27) "State" means a state of the United States, the District of  
108 Columbia, Puerto Rico, the United States Virgin Islands, or any  
109 territory or insular possession subject to the jurisdiction of the United  
110 States;

111 (28) "State of principal use" means the state on whose waters a  
112 vessel is or will be used, operated, navigated or employed more than  
113 on the waters of any other state during a calendar year;

114 (29) "Title brand" means a designation of previous damage, use or  
115 condition that is set forth on a certificate of title issued by another state  
116 or other statement which shall be indicated on a certificate of title in  
117 accordance with the provisions of section 9 of this act and any  
118 regulations adopted by the Commissioner of Motor Vehicles under  
119 section 29 of this act;

120 (30) "Transfer of ownership" means a voluntary or involuntary  
121 conveyance of an interest in a vessel;

122 (31) "Vessel" means every description of watercraft, other than a  
123 seaplane on water, used or capable of being used as a means of  
124 transportation on water;

125 (32) "Vessel number" means the alphanumeric designation for a  
126 vessel issued pursuant to 46 USC 12301 and chapter 268 of the general  
127 statutes;

128 (33) "Written certificate of title" means a certificate of title consisting  
129 of information inscribed on a tangible medium;

130 (34) "Agreement" has the same meaning as provided in subdivision  
131 (3) of subsection (b) of section 42a-1-201 of the general statutes;

132 (35) "Buyer in ordinary course of business" has the same meaning as  
133 provided in subdivision (9) of subsection (b) of section 42a-1-201 of the  
134 general statutes;

135 (36) "Consumer goods" has the same meaning as provided in  
136 subdivision (23) of subsection (a) of section 42a-9-102 of the general  
137 statutes;

138 (37) "Debtor" has the same meaning as provided in subdivision (28)  
139 of subsection (a) of section 42a-9-102 of the general statutes;

140 (38) "Knowledge" has the same meaning as provided in section 42a-  
141 1-202 of the general statutes;

142 (39) "Lease" has the same meaning as provided in subdivision (17)  
143 of subsection (a) of section 42a-2A-102 of the general statutes;

144 (40) "Lessor" has the same meaning as provided in subdivision (23)  
145 of subsection (a) of section 42a-2A-102 of the general statutes;

146 (41) "Notice" has the same meaning as provided in section 42a-1-202  
147 of the general statutes;

148 (42) "Sale" has the same meaning as provided in subdivision (1) of  
149 section 42a-2-106 of the general statutes;

150 (43) "Security agreement" has the same meaning as provided in  
151 subdivision (74) of subsection (a) of section 42a-9-102 of the general

152 statutes;

153 (44) "Seller" has the same meaning as provided in subdivision (1) of  
154 section 42a-2-103 of the general statutes;

155 (45) "Send" has the same meaning as provided in subdivision (36) of  
156 subsection (b) of section 42a-1-201 of the general statutes; and

157 (46) "Value" has the same meaning as provided in section 42a-1-204  
158 of the general statutes.

159 Sec. 3. (NEW) (*Effective January 1, 2015*) Subject to section 27 of this  
160 act, the provisions of sections 1 to 32, inclusive, of this act shall apply  
161 to any transaction, certificate of title or record relating to a vessel, even  
162 if the transaction, certificate of title or record was entered into or  
163 created before January 1, 2015.

164 Sec. 4. (NEW) (*Effective January 1, 2015*) Unless displaced by a  
165 provision of sections 1 to 32, inclusive, of this act, the principles of law  
166 and equity supplement said sections.

167 Sec. 5. (NEW) (*Effective January 1, 2015*) (a) The local law of the  
168 jurisdiction under whose certificate of title a vessel is covered governs  
169 all issues relating to the certificate of title from the time the vessel  
170 becomes covered by the certificate of title until the vessel becomes  
171 covered by another certificate of title or becomes a documented vessel,  
172 even if no other relationship exists between the jurisdiction and the  
173 vessel or its owner.

174 (b) A vessel becomes covered by a certificate of title when an  
175 application for the certificate of title and the applicable fee are  
176 delivered to the Department of Motor Vehicles in accordance with  
177 sections 6 and 7 of this act or to the governmental agency that creates a  
178 certificate of title in another jurisdiction in accordance with the law of  
179 that jurisdiction.

180 Sec. 6. (NEW) (*Effective January 1, 2015*) (a) Except as otherwise

181 provided in subsections (b) and (c) of this section, the owner of a vessel  
182 for which Connecticut is the state of principal use shall deliver to the  
183 Department of Motor Vehicles an application for a certificate of title for  
184 the vessel, with the applicable fee, not later than twenty days after the  
185 later of:

186 (1) The date of a transfer of ownership; or

187 (2) The date this state becomes the state of principal use.

188 (b) An application for a certificate of title is not required and shall  
189 not be accepted, and no certificate of title shall be issued, for:

190 (1) A documented vessel;

191 (2) A foreign-documented vessel;

192 (3) A barge;

193 (4) An amphibious vehicle for which a certificate of title is issued  
194 pursuant to chapter 247 of the general statutes or a similar statute of  
195 another state;

196 (5) A vessel, other than a motorboat, as defined in section 15-141 of  
197 the general statutes, less than nineteen and one-half feet in length;

198 (6) A vessel propelled solely by paddle or oar;

199 (7) A vessel that operates only on a permanently fixed,  
200 manufactured course and the movement of which is restricted to or  
201 guided by means of a mechanical device to which the watercraft is  
202 attached or by which the watercraft is controlled;

203 (8) A vessel owned by the United States, a foreign government or a  
204 state, or a political subdivision thereof, which is used in the  
205 performance of governmental functions;

206 (9) A vessel used solely as a lifeboat on another watercraft;

207 (10) A vessel before delivery if the vessel is under construction or  
208 completed pursuant to contract;

209 (11) A vessel held by a dealer for sale or lease;

210 (12) A stationary floating structure that:

211 (A) Does not have and is not designed to have a mode of propulsion  
212 of its own;

213 (B) Is dependent for utilities upon a continuous utility hookup to a  
214 source originating on shore; and

215 (C) Has no sewage facilities or has a permanent, continuous hookup  
216 to a shoreside sewage system; or

217 (13) A vessel designated by the manufacturer as having a model  
218 year of 2015 or earlier, and any vessel manufactured or assembled  
219 prior to January 1, 2016, for which the manufacturer or assembler has  
220 not designated a model year, other than the following vessels,  
221 provided such vessels are not subject to any exception provided in  
222 subdivisions (1) to (12), inclusive, of this subsection:

223 (A) A vessel for which a certificate of title has been issued by  
224 another state when this state has become the state of principal use for  
225 the vessel; or

226 (B) A vessel having this state as the state of principal use that was a  
227 documented vessel or a foreign documented vessel when it becomes  
228 no longer a documented vessel or a foreign documented vessel.

229 (c) The department may not issue, transfer or renew a certificate of  
230 title for a vessel issued pursuant to the requirements of 46 USC 12301,  
231 unless the department has created a certificate of title for the vessel or  
232 an application for a certificate of title for the vessel and the applicable  
233 fee has been delivered to the department.

234 Sec. 7. (NEW) (*Effective January 1, 2015*) (a) Except as otherwise  
235 provided in sections 14 and 18 to 21, inclusive, of this act, only an  
236 owner may apply for a certificate of title.

237 (b) An application for a certificate of title shall be on a form that the  
238 Commissioner of Motor Vehicles prescribes, be signed by the applicant  
239 and contain:

240 (1) The applicant's name, the street address of the applicant's  
241 principal residence and, if different, the applicant's mailing address;

242 (2) The name and mailing address of each other owner of the vessel;

243 (3) The hull identification number for the vessel or, if none, an  
244 application to the Department of Energy and Environmental  
245 Protection for the issuance of a hull identification number for the  
246 vessel;

247 (4) The vessel number for the vessel or, if none issued by the  
248 Department of Motor Vehicles, an application for a vessel number;

249 (5) A description of the vessel as required by the Department of  
250 Motor Vehicles, which shall include:

251 (A) The official number for the vessel, if any, assigned by the United  
252 States Coast Guard;

253 (B) The name of the manufacturer, builder or maker;

254 (C) The model year or the year in which the manufacture or build of  
255 the vessel was completed;

256 (D) The overall length of the vessel;

257 (E) The vessel type;

258 (F) The hull material;

259 (G) The propulsion type;

260 (H) The engine drive type, if any; and

261 (I) The fuel type, if any;

262 (6) An indication of all security interests in the vessel known to the  
263 applicant and the name and mailing address of each secured party;

264 (7) A statement that the vessel is not a documented vessel or a  
265 foreign-documented vessel;

266 (8) Any title brand known to the applicant and, if known, the  
267 jurisdiction under whose law the title brand was created;

268 (9) If the application is made in connection with a transfer of  
269 ownership, the transferor's name, street address and, if different,  
270 mailing address, the sales price, if any, and the date of the transfer;

271 (10) If the vessel previously was registered or titled in another  
272 jurisdiction, a statement identifying each jurisdiction known to the  
273 applicant in which the vessel was registered or titled; and

274 (11) Any further information the commissioner reasonably requires  
275 to identify the vessel and to enable the commissioner to determine  
276 whether the owner is entitled to a certificate of title and the existence  
277 or nonexistence of security interests in the vessel.

278 (c) In addition to the information required by subsection (b) of this  
279 section, an application for a certificate of title may contain an electronic  
280 communication address of the owner, transferor or secured party.

281 (d) Except as otherwise provided in sections 18 to 21, inclusive, of  
282 this act, an application for a certificate of title shall be accompanied by:

283 (1) A certificate of title signed by the owner shown on the certificate  
284 of title that:

285 (A) Identifies the applicant as the owner of the vessel; or

286 (B) Is accompanied by a record that identifies the applicant as the  
287 owner; or

288 (2) If there is no certificate of title:

289 (A) If the vessel was a documented vessel, a record issued by the  
290 United States Coast Guard which shows the vessel is no longer a  
291 documented vessel and identifies the applicant as the owner;

292 (B) If the vessel was a foreign-documented vessel, a record issued  
293 by the foreign country which shows the vessel is no longer a foreign-  
294 documented vessel and identifies the applicant as the owner; or

295 (C) In all other cases, a certificate of origin, bill of sale or other  
296 record that to the satisfaction of the department identifies the applicant  
297 as the owner.

298 (e) A record submitted in connection with an application is part of  
299 the application. The department shall maintain the record in its files.

300 (f) The department may require that an application for a certificate  
301 of title be accompanied by payment or evidence of payment of any or  
302 all fees and taxes payable by the applicant under law of this state,  
303 other than fees paid in connection with the application or the  
304 acquisition or use of the vessel.

305 Sec. 8. (NEW) (*Effective January 1, 2015*) (a) Unless an application for  
306 a certificate of title is rejected pursuant to subsection (c) or (d) of this  
307 section, the Department of Motor Vehicles shall create a certificate of  
308 title for the vessel in accordance with subsection (b) of this section after  
309 delivery of an application to the department that complies with section  
310 7 of this act.

311 (b) If the department creates electronic certificates of title, the  
312 department shall create an electronic certificate of title unless in the

313 application the secured party of record or, if none, the owner of record,  
314 requests that the department create a written certificate of title.

315 (c) Except as otherwise provided in subsection (d) of this section, the  
316 department may reject an application for a certificate of title only if:

317 (1) The application does not comply with section 7 of this act;

318 (2) The application does not contain documentation sufficient for  
319 the department to determine whether the applicant is entitled to a  
320 certificate of title;

321 (3) There is a reasonable basis for concluding that the application is  
322 fraudulent or issuance of a certificate of title would facilitate a  
323 fraudulent or illegal act; or

324 (4) The application does not comply with state law.

325 (d) The department shall reject an application for a certificate of title  
326 for a vessel that appears from the application to be a documented  
327 vessel or a foreign-documented vessel.

328 (e) The department may cancel a certificate of title created by the  
329 department only if the department:

330 (1) Could have rejected the application for the certificate of title  
331 under subsection (c) of this section;

332 (2) Is required to cancel the certificate of title pursuant to this section  
333 or section 11, 18 or 19 of this act; or

334 (3) Receives satisfactory evidence that the vessel is a documented  
335 vessel or a foreign-documented vessel.

336 Sec. 9. (NEW) (*Effective January 1, 2015*) (a) A certificate of title shall  
337 contain:

338 (1) The date the certificate of title was created;

339 (2) The name of the owner of record and, if not all owners are listed,  
340 an indication that there are additional owners indicated in the files of  
341 the Department of Motor Vehicles;

342 (3) The mailing address of the owner of record;

343 (4) The hull identification number;

344 (5) The information listed in subdivision (5) of subsection (b) of  
345 section 7 of this act;

346 (6) Except as otherwise provided in subsection (b) of section 14 of  
347 this act, the name and mailing address of the secured party of record, if  
348 any and, if not all secured parties are listed, an indication that there are  
349 other security interests indicated in the files of the department;

350 (7) All title brands indicated in the files of the department covering  
351 the vessel, including, but not limited to, brands indicated on a  
352 certificate of title created by a governmental agency of another  
353 jurisdiction and delivered to the department; and

354 (8) Any other data the Commissioner of Motor Vehicles prescribes.

355 (b) Nothing in sections 1 to 32, inclusive, of this act shall preclude  
356 the department from noting on a certificate of title the name and  
357 mailing address of a secured party that is not a secured party of record.

358 (c) For each title brand indicated on a certificate of title, the  
359 certificate of title shall identify the jurisdiction under whose law the  
360 title brand was created or the jurisdiction that created the certificate of  
361 title on which the title brand was indicated. If the meaning of a title  
362 brand is not easily ascertainable or cannot be accommodated on the  
363 certificate of title, the certificate of title may state: "Previously branded  
364 in (insert the jurisdiction under whose law the title brand was created  
365 or whose certificate of title previously indicated the title brand)".

366 (d) If the files of the department indicate that a vessel previously

367 was registered or titled in a foreign country, the department shall  
368 indicate on the certificate of title that the vessel was registered or titled  
369 in that country.

370 (e) A written certificate of title shall contain a form that all owners  
371 indicated on the certificate of title may sign to evidence consent to a  
372 transfer of an ownership interest to another person. The form shall  
373 include a certification, signed under penalty of false statement, that the  
374 statements made are true and correct to the best of each owner's  
375 knowledge, information and belief.

376 Sec. 10. (NEW) (*Effective January 1, 2015*) (a) For each record relating  
377 to a certificate of title submitted to the Department of Motor Vehicles,  
378 the department shall:

379 (1) Maintain the hull identification number and all the information  
380 submitted with the application pursuant to subsection (b) of section 7  
381 of this act to which the record relates, including the date and time the  
382 record was delivered to the department;

383 (2) Maintain the files for public inspection; and

384 (3) Index the files of the department pursuant to subsection (b) of  
385 this section.

386 (b) The department shall maintain in its files the information  
387 contained in all certificates of title created pursuant to section 8 of this  
388 act. The information in the files of the department shall be searchable  
389 by the hull identification number of the vessel, the vessel number, the  
390 name of the owner of record and any other method used by the  
391 department.

392 (c) The department shall maintain in its files, for each vessel for  
393 which it has created a certificate of title, all title brands known to the  
394 department, the name of each secured party known to the department,  
395 the name of each person known to the department to be claiming an

396 ownership interest and all stolen property reports the department has  
397 received.

398 (d) Upon request, for safety, security or law enforcement purposes,  
399 the department shall provide to federal, state or local government the  
400 information in its files relating to any vessel for which the department  
401 has issued a certificate of title.

402 (e) Except as otherwise provided by the general statutes, the  
403 information required pursuant to section 9 of this act is a public record.

404 Sec. 11. (NEW) (*Effective January 1, 2015*) (a) On creation of a written  
405 certificate of title, the Department of Motor Vehicles shall send the  
406 certificate of title to the secured party of record or, if none, to the  
407 owner of record, at the address indicated for that person in the files of  
408 the department. On creation of an electronic certificate of title, the  
409 department shall send a record evidencing the certificate of title to the  
410 owner of record and, if there is one, to the secured party of record, at  
411 the address indicated for that person in the files of the department. The  
412 department may send the record to the person's mailing address or, if  
413 indicated in the files of the department, an electronic address.

414 (b) If the department creates a written certificate of title, any such  
415 written certificate of title shall cancel any such electronic certificate of  
416 title. The department shall maintain in its files the date and time of  
417 such cancellation.

418 (c) Before the department creates an electronic certificate of title, any  
419 person holding a written certificate of title shall surrender such written  
420 certificate of title. If the department creates an electronic certificate of  
421 title, the department shall destroy or otherwise cancel any such  
422 surrendered written certificate of title and maintain in its files the date  
423 and time of such destruction or other cancellation. If a written  
424 certificate of title being canceled is not destroyed, the department shall  
425 indicate on the face of the certificate of title that it has been canceled.

426       Sec. 12. (NEW) (*Effective January 1, 2015*) A certificate of title is prima  
427       facie evidence of the accuracy of the information in the record that  
428       constitutes the certificate of title. In any criminal proceeding, a certified  
429       copy of a certificate of title shall be prima facie evidence as to the  
430       ownership of a vessel.

431       Sec. 13. (NEW) (*Effective January 1, 2015*) Possession of a certificate of  
432       title does not in and of itself provide a right to obtain possession of a  
433       vessel. Garnishment, attachment, levy, replevin or other judicial  
434       process against the certificate of title shall not be effective to determine  
435       possessory rights to the vessel. Sections 1 to 32, inclusive, of this act do  
436       not prohibit enforcement under law of this state other than said  
437       sections of a security interest in, levy on, or foreclosure of a statutory  
438       or common law lien on a vessel. Absence of an indication of a statutory  
439       or common law lien on a certificate of title shall not invalidate the lien.

440       Sec. 14. (NEW) (*Effective January 1, 2015*) (a) Except as otherwise  
441       provided in this section or section 27 of this act, a security interest in a  
442       vessel may be perfected only by delivery to the Department of Motor  
443       Vehicles of an application for a certificate of title that identifies the  
444       secured party and otherwise complies with section 7 of this act. The  
445       security interest shall be perfected on the later of delivery to the  
446       department of the application and all applicable fees or attachment of  
447       the security interest under section 42a-9-203 of the general statutes.

448       (b) If the interest of a person named as owner, lessor, consignor or  
449       bailor in an application for a certificate of title delivered to the  
450       department is a security interest, the application sufficiently identifies  
451       the person as a secured party. Identification on the application for a  
452       certificate of title of a person as owner, lessor, consignor or bailor shall  
453       not in and of itself be a factor in determining whether the person's  
454       interest is a security interest.

455       (c) If the department has created a certificate of title for a vessel, a  
456       security interest in the vessel may be perfected by delivery to the

457 department of an application, in such form as the department may  
458 require, to have the security interest added to the certificate of title.  
459 The application shall be signed by an owner of the vessel or by the  
460 secured party and shall include:

461 (1) The name of the owner of record;

462 (2) The name and mailing address of the secured party;

463 (3) The hull identification number for the vessel; and

464 (4) If the department has created a written certificate of title for the  
465 vessel, the certificate of title.

466 (d) A security interest perfected under subsection (c) of this section  
467 shall be perfected on the later of delivery to the department of the  
468 application and all applicable fees or attachment of the security interest  
469 under section 42a-9-203 of the general statutes.

470 (e) On delivery of an application that complies with subsection (c) of  
471 this section and payment of all applicable fees, the department shall  
472 create a new certificate of title pursuant to section 8 of this act and  
473 deliver the new certificate of title or a record evidencing an electronic  
474 certificate of title pursuant to subsection (a) of section 11 of this act.  
475 The department shall maintain in its files the date and time of delivery  
476 of the application to the department.

477 (f) If a secured party assigns a perfected security interest in a vessel,  
478 the receipt by the department of a statement providing the name of the  
479 assignee as secured party shall not be required to continue the  
480 perfected status of the security interest against creditors of and  
481 transferees from the original debtor. A purchaser of a vessel subject to  
482 a security interest which obtains a release from the secured party  
483 indicated in the files of the department or on the certificate of title  
484 takes free of the security interest and of the rights of a transferee unless  
485 the transfer is indicated in the files of the department or on the

486 certificate of title.

487 (g) The provisions of this section shall not apply to a security  
488 interest:

489 (1) Created in a vessel by a person during any period in which the  
490 vessel is inventory held for sale or lease by the person or is leased by  
491 the person as lessor if the person is in the business of selling vessels;

492 (2) In a barge or any other vessel for which a certificate of title is not  
493 permitted under sections 1 to 32, inclusive, of this act; or

494 (3) In a vessel before delivery if the vessel is under construction, or  
495 completed, pursuant to contract and for which no application for a  
496 certificate of title has been delivered to the department.

497 (h) When a certificate of documentation for a documented vessel is  
498 deleted or canceled, if a security interest in the vessel was valid  
499 immediately before deletion or cancellation against a third party as a  
500 result of compliance with 42 USC 31321, the security interest is and  
501 remains perfected until the earlier of four months after cancellation of  
502 the certificate or the time the security interest becomes perfected under  
503 this section.

504 (i) A security interest in a vessel arising under section 42a-2-401 or  
505 42a-2-505 of the general statutes, subdivision (3) of section 42a-2-711 of  
506 the general statutes or subsection (d) of section 42a-2A-724 of the  
507 general statutes shall be perfected when it attaches but shall become  
508 unperfected when the debtor obtains possession of the vessel, unless  
509 before the debtor obtains possession the security interest is perfected  
510 pursuant to subsection (a) or (c) of this section.

511 (j) A security interest in a vessel as proceeds of other collateral shall  
512 be perfected to the extent provided in section 42a-9-315 of the general  
513 statutes.

514 (k) A security interest in a vessel perfected under the law of another

515 jurisdiction shall be perfected to the extent provided in subsection (d)  
516 of section 42a-9-316 of the general statutes.

517 Sec. 15. (NEW) (*Effective January 1, 2015*) (a) A secured party  
518 indicated in the files of the Department of Motor Vehicles as having a  
519 security interest in a vessel shall deliver a termination statement to the  
520 department in such form as the department prescribes and, on the  
521 debtor's request, to the debtor, by the earlier of:

522 (1) Twenty days after the secured party receives a signed demand  
523 from an owner for a termination statement and there is no obligation  
524 secured by the vessel subject to the security interest and no  
525 commitment to make an advance, incur an obligation or otherwise  
526 give value secured by the vessel; or

527 (2) If the vessel is consumer goods, thirty days after there is no  
528 obligation secured by the vessel and no commitment to make an  
529 advance, incur an obligation or otherwise give value secured by the  
530 vessel.

531 (b) If the department has created a written certificate of title and  
532 delivered such certificate of title to a secured party and a termination  
533 statement is required under subsection (a) of this section, the secured  
534 party shall, not later than the date required by subsection (a) of this  
535 section, deliver the certificate of title to the debtor or to the department  
536 with the statement. If the certificate of title is lost, stolen, mutilated,  
537 destroyed or otherwise unavailable or illegible, the secured party shall,  
538 not later than the date required by subsection (a) of this section, deliver  
539 with the statement an application for a replacement certificate of title  
540 meeting the requirements of section 21 of this act.

541 (c) On delivery to the department of a termination statement  
542 authorized by the secured party, the security interest to which the  
543 statement relates ceases to be perfected. If the security interest to  
544 which the statement relates was indicated on the certificate of title, the  
545 department shall create a new certificate of title and deliver such new

546 certificate of title or a record evidencing an electronic certificate of title.  
547 The department shall maintain in its files the date and time of delivery  
548 to the department of the statement.

549 (d) A secured party that fails to comply with this section shall be  
550 liable for any loss that the secured party had reason to know might  
551 result from its failure to comply and that could not reasonably have  
552 been prevented and for the cost of an application for a certificate of  
553 title under section 7 or 21 of this act.

554 (e) The Commissioner of Motor Vehicles may require a secured  
555 party indicated in the files of the department as having a security  
556 interest in a vessel to electronically transmit to the department a  
557 termination statement evidencing release of its security interest in a  
558 vessel.

559 Sec. 16. (NEW) (*Effective January 1, 2015*) (a) Upon voluntary transfer  
560 of an ownership interest in a vessel covered by a certificate of title, the  
561 following rules apply:

562 (1) If the certificate of title is a written certificate of title and the  
563 transferor's interest is noted on the certificate of title, the transferor  
564 shall sign the certificate of title and deliver it to the transferee. If the  
565 transferor does not have possession of the certificate of title, the person  
566 in possession of the certificate of title shall have a duty to facilitate the  
567 transferor's compliance with this subdivision. A secured party shall  
568 not have a duty to facilitate the transferor's compliance with this  
569 subdivision if the proposed transfer is prohibited by the security  
570 agreement.

571 (2) If the certificate of title is an electronic certificate of title, the  
572 transferor shall sign and deliver to the transferee a record evidencing  
573 the transfer of ownership to the transferee.

574 (3) The transferee shall have a right enforceable by specific  
575 performance to require the transferor to comply with the provisions of

576 subdivision (1) or (2) of this subsection.

577 (b) The creation of a certificate of title identifying the transferee as  
578 owner of record shall satisfy subsection (a) of this section.

579 (c) Failure to comply with subsection (a) of this section or to apply  
580 for a new certificate of title shall not render a transfer of ownership of a  
581 vessel ineffective. Except as otherwise provided in section 17, section  
582 18, subsection (a) of section 22 or section 23 of this act, a transfer of  
583 ownership without compliance with subsection (a) of this section shall  
584 not be effective against another person claiming an interest in the  
585 vessel.

586 (d) A transferor that complies with subsection (a) of this section  
587 shall not be liable as owner of the vessel for an event occurring after  
588 the transfer, regardless of whether the transferee applies for a new  
589 certificate of title.

590 Sec. 17. (NEW) (*Effective January 1, 2015*) Except as otherwise  
591 provided in section 42a-9-337 of the general statutes, a certificate of  
592 title or other record required or authorized by sections 1 to 32,  
593 inclusive, of this act shall be effective even if it contains incorrect  
594 information or does not contain required information.

595 Sec. 18. (NEW) (*Effective January 1, 2015*) (a) For the purposes of this  
596 section, "secured party's transfer statement" means a record signed by  
597 the secured party of record stating:

598 (1) That there has been a default on an obligation to the secured  
599 party of record secured by the vessel;

600 (2) The secured party of record is exercising or has exercised post-  
601 default remedies with respect to the vessel;

602 (3) By reason of the exercise, the secured party of record has the  
603 right to transfer the ownership interest of an owner, and the name of  
604 the owner;

605 (4) The name and last known mailing address of the owner of  
606 record and the secured party of record;

607 (5) The name of the transferee;

608 (6) Other information required by subsection (b) of section 7 of this  
609 act; and

610 (7) One of the following:

611 (A) The certificate of title is an electronic certificate of title;

612 (B) The secured party does not have possession of the written  
613 certificate of title created in the name of the owner of record; or

614 (C) The secured party is delivering the written certificate of title to  
615 the Department of Motor Vehicles with the secured party's transfer  
616 statement.

617 (b) Unless the department rejects a secured party's transfer  
618 statement for a reason stated in subsection (c) of section 8 of this act,  
619 after delivery to the department of the statement and payment of fees  
620 and taxes payable under the law of this state, other than fees paid in  
621 connection with the statement or the acquisition or use of the vessel,  
622 the department shall:

623 (1) Accept the statement;

624 (2) Amend the files of the department to reflect the transfer; and

625 (3) If the name of the owner whose ownership interest is being  
626 transferred is indicated on the certificate of title:

627 (A) Cancel the certificate of title even if the certificate of title has not  
628 been delivered to the department;

629 (B) Create a new certificate of title indicating the transferee as  
630 owner; and

631 (C) Deliver the new certificate of title or a record evidencing an  
632 electronic certificate of title.

633 (c) An application submitted under subsection (a) of this section or  
634 the creation of a certificate of title under subsection (b) of this section  
635 shall not in and of itself be a disposition of the vessel and shall not in  
636 and of itself relieve the secured party of its duties under article 9 of  
637 title 42a of the general statutes.

638 Sec. 19. (NEW) (*Effective January 1, 2015*) (a) For purposes of this  
639 section:

640 (1) "By operation of law" means pursuant to a law or judicial order  
641 affecting ownership of a vessel:

642 (A) Because of death, divorce or other family law proceeding,  
643 merger, consolidation, dissolution or bankruptcy;

644 (B) Through the exercise of the rights of a lien creditor or a person  
645 having a lien created by statute or rule of law; or

646 (C) Through other legal process; and

647 (2) "Transfer-by-law statement" means a record signed by a  
648 transferee stating that by operation of law the transferee has acquired  
649 or has the right to acquire an ownership interest in a vessel.

650 (b) A transfer-by-law statement shall contain:

651 (1) The name and last-known mailing address of the owner of  
652 record and the transferee and the other information required pursuant  
653 to subsection (b) of section 7 of this act;

654 (2) Documentation sufficient to establish the transferee's ownership  
655 interest or right to acquire the ownership interest;

656 (3) A statement that:

657 (A) The certificate of title is an electronic certificate of title;

658 (B) The transferee does not have possession of the written certificate  
659 of title created in the name of the owner of record; or

660 (C) The transferee is delivering the written certificate of title to the  
661 Department of Motor Vehicles with the transfer-by-law statement; and

662 (4) Except for a transfer described in subparagraph (A) of  
663 subdivision (1) of subsection (a) of this section, evidence that  
664 notification of the transfer and the intent to file the transfer-by-law  
665 statement has been sent to all persons indicated in the department's  
666 files as having an interest, including a security interest, in the vessel.

667 (c) Unless the department rejects a transfer-by-law statement for a  
668 reason stated in subsection (c) of section 8 of this act or because the  
669 statement does not include documentation satisfactory to the  
670 department as to the transferee's ownership interest or right to acquire  
671 the ownership interest, after delivery to the department of the  
672 statement and payment of fees and taxes payable under the law of this  
673 state other than sections 1 to 32, inclusive, of this act in connection with  
674 the statement or with the acquisition or use of the vessel, the  
675 department shall:

676 (1) Accept the statement;

677 (2) Amend its files to reflect the transfer; and

678 (3) If the name of the owner whose ownership interest is being  
679 transferred is indicated on the certificate of title:

680 (A) Cancel the certificate of title even if the certificate of title has not  
681 been delivered to the department;

682 (B) Create a new certificate of title indicating the transferee as  
683 owner;

684 (C) Indicate on the new certificate of title any security interest  
685 indicated on the canceled certificate of title, unless a court order  
686 provides otherwise; and

687 (D) Deliver the new certificate of title or a record evidencing an  
688 electronic certificate of title.

689 (d) The provisions of this section shall not apply to a transfer of an  
690 interest in a vessel by a secured party under sections 42a-9-601 to 42a-  
691 9-628, inclusive, of the general statutes.

692 Sec. 20. (NEW) (*Effective January 1, 2015*) (a) Except as otherwise  
693 provided in section 18 or 19 of this act, if the Department of Motor  
694 Vehicles receives, unaccompanied by a signed certificate of title, an  
695 application for a new certificate of title that includes an indication of a  
696 transfer of ownership or a termination statement, the department may  
697 create a new certificate of title under this section only if:

698 (1) All other requirements under sections 7 and 8 of this act are met;

699 (2) The applicant provides an affidavit stating facts showing the  
700 applicant is entitled to a transfer of ownership or termination  
701 statement;

702 (3) The applicant provides the department with satisfactory  
703 evidence in such form as the department prescribes that notification of  
704 the application has been sent to the owner of record and all persons  
705 indicated in the department's files as having an interest, including a  
706 security interest, in the vessel, not less than forty-five days have passed  
707 since the notification was sent, and the department has not received an  
708 objection from such owner or persons; and

709 (4) The applicant submits any other information required by the  
710 department as evidence of the applicant's ownership or right to  
711 terminate the security interest, and the department has no credible  
712 information indicating theft, fraud or an undisclosed or unsatisfied

713 security interest, lien or other claim to an interest in the vessel.

714 (b) The department shall indicate in a certificate of title created  
715 under subsection (a) of this section that the certificate of title was  
716 created without submission of a signed certificate of title or  
717 termination statement. Unless credible information indicating theft,  
718 fraud or an undisclosed or unsatisfied security interest, lien or other  
719 claim to an interest in the vessel is delivered to the department not  
720 later than one year after creation of the certificate of title, on request in  
721 a form and manner required by the department, the department shall  
722 remove the indication from the certificate of title.

723 (c) Unless the department determines that the value of a vessel is  
724 less than five thousand dollars, before the department creates a  
725 certificate of title under subsection (a) of this section, the department  
726 may require the applicant to post a bond or provide an equivalent  
727 source of indemnity or security. The bond, indemnity or other security  
728 shall be in an amount equal to twice the value of the vessel as  
729 determined by the department. The bond, indemnity or other security  
730 shall be in a form required by the department and provide for  
731 indemnification of any owner, purchaser or other claimant for any  
732 expense, loss, delay or damage, including reasonable attorney's fees  
733 and costs, but not including incidental or consequential damages,  
734 resulting from creation or amendment of the certificate of title.

735 (d) Unless the department receives a claim for indemnity not later  
736 than one year after creation of a certificate of title under subsection (a)  
737 of this section, on request in a form and manner required by the  
738 department, the department shall release any bond, indemnity or other  
739 security.

740 Sec. 21. (NEW) (*Effective January 1, 2015*) (a) If a written certificate of  
741 title is lost, stolen, mutilated, destroyed or otherwise becomes  
742 unavailable or illegible, the secured party of record or, if no secured  
743 party is indicated in the Department of Motor Vehicle's files, the owner

744 of record may apply for and, by furnishing information satisfactory to  
745 the department, obtain a replacement certificate of title in the name of  
746 the owner of record.

747 (b) An applicant for a replacement certificate of title shall sign the  
748 application and, except as otherwise permitted by the department, the  
749 application shall comply with section 7 of this act. The application  
750 shall include the existing certificate of title unless the certificate of title  
751 is lost, stolen, mutilated, destroyed or otherwise unavailable.

752 (c) A replacement certificate of title created by the department shall  
753 comply with section 9 of this act and indicate on the face of the  
754 certificate of title that it is a replacement certificate of title.

755 (d) If a person receiving a replacement certificate of title of title  
756 subsequently obtains possession of the original written certificate of  
757 title, the person promptly shall destroy the original certificate of title.

758 Sec. 22. (NEW) (*Effective January 1, 2015*) (a) A buyer in ordinary  
759 course of business shall have the protections afforded by subdivision  
760 (2) of section 42a-2-403 of the general statutes and subsection (a) of  
761 section 42a-9-320 of the general statutes even if an existing certificate of  
762 title was not signed and delivered to the buyer or a new certificate of  
763 title listing the buyer as owner of record was not created.

764 (b) Except as otherwise provided in sections 16 and 23 of this act,  
765 the rights of a purchaser of a vessel who is not a buyer in ordinary  
766 course of business or a lien creditor shall be governed by the  
767 provisions of title 42a of the general statutes.

768 Sec. 23. (NEW) (*Effective January 1, 2015*) (a) Subject to subsection (b)  
769 of this section, the effect of perfection and nonperfection of a security  
770 interest and the priority of a perfected or unperfected security interest  
771 with respect to the rights of a purchaser or creditor, including a lien  
772 creditor, shall be governed by the provisions of title 42a of the general  
773 statutes.

774 (b) If, while a security interest in a vessel is perfected by any method  
775 under section 14 of this act, the Department of Motor Vehicles creates a  
776 certificate of title that does not indicate that the vessel is subject to the  
777 security interest or contain a statement that it may be subject to  
778 security interests not indicated on the certificate of title:

779 (1) A buyer of the vessel, other than a person in the business of  
780 selling or leasing vessels of that kind, takes free of the security interest  
781 if the buyer, acting in good faith and without knowledge of the  
782 security interest, gives value and receives possession of the vessel; and

783 (2) The security interest is subordinate to a conflicting security  
784 interest in the vessel that is perfected under section 14 of this act after  
785 creation of the certificate of title and without the conflicting secured  
786 party's knowledge of the security interest.

787 Sec. 24. (NEW) (*Effective January 1, 2015*) (a) The Department of  
788 Motor Vehicles shall retain the evidence used by the department to  
789 determine the accuracy of the information in its files relating to the  
790 current ownership of a vessel and the information on the certificate of  
791 title.

792 (b) The department shall retain in its files all information received  
793 by the department regarding a security interest in a vessel for not less  
794 than ten years after the department receives a termination statement  
795 regarding the security interest. The information shall be accessible by  
796 the hull identification number for the vessel and any other methods  
797 provided by the department.

798 (c) If a person submits a record to the department, or submits  
799 information that the department accepts, and requests an  
800 acknowledgment of the filing or submission, the department shall send  
801 to the person an acknowledgment showing the hull identification  
802 number of the vessel to which the record or submission relates, the  
803 information in the filed record or submission, and the date and time  
804 the record was received or the submission accepted. A request under

805 this section shall contain the hull identification number and be  
806 delivered by means authorized by the department.

807 (d) The department shall send or otherwise make available in a  
808 record the following information to any person that requests it and  
809 pays all applicable fees:

810 (1) Whether the files of the department indicate, as of a date and  
811 time specified by the department, but not a date earlier than ten  
812 calendar days before the department received the request, any  
813 certificate of title, security interest, termination statement or title brand  
814 that relates to a vessel:

815 (A) Identified by a hull identification number designated in the  
816 request;

817 (B) Identified by a vessel number designated in the request; or

818 (C) Owned by a person designated in the request;

819 (2) With respect to the vessel:

820 (A) The name and address of any owner as indicated in the files of  
821 the department or on the certificate of title;

822 (B) The name and address of any secured party as indicated in the  
823 files of the department or on the certificate of title, and the effective  
824 date of the information; and

825 (C) A copy of any termination statement indicated in the files of the  
826 department and the effective date of the termination statement; and

827 (3) With respect to the vessel, a copy of any certificate of origin,  
828 secured party's transfer statement under section 18 of this act,  
829 transfer-by-law statement under section 19 of this act and other  
830 evidence of previous or current transfers of ownership.

831 (e) In responding to a request under this section, the department

832 may provide the requested information in any medium, provided on  
833 request and upon payment of all applicable fees, the department shall  
834 communicate the requested information by issuing the department's  
835 written document.

836 Sec. 25. (NEW) (*Effective January 1, 2015*) In applying and construing  
837 the provisions of the Uniform Certificate of Title for Vessels Act,  
838 consideration shall be given to the need to promote uniformity of the  
839 law with respect to its subject matter among states that enact such  
840 uniform provisions.

841 Sec. 26. (NEW) (*Effective January 1, 2015*) The provisions of sections 1  
842 to 32, inclusive, of this act modify, limit, and supersede the federal  
843 Electronic Signatures in Global and National Commerce Act, 15 USC  
844 7001, et seq., but do not modify, limit or supersede Section 101(c) of  
845 said act, 15 USC 7001(c), or authorize electronic delivery of any of the  
846 notices described in Section 103(b) of said act, 15 USC 7003(b).

847 Sec. 27. (NEW) (*Effective January 1, 2015*) (a) The rights, duties and  
848 interests flowing from a transaction, certificate of title or record  
849 relating to a vessel which was validly entered into or created before  
850 January 1, 2015, and would be subject to sections 1 to 32, inclusive, of  
851 this act if it had been entered into or created on or after January 1,  
852 2015, remain valid on and after January 1, 2015.

853 (b) Sections 1 to 32, inclusive, of this act do not affect an action or  
854 proceeding commenced before January 1, 2015.

855 (c) Except as otherwise provided in subsection (d) of this section, a  
856 security interest that is enforceable immediately before January 1, 2015,  
857 and would have priority over the rights of a person that becomes a lien  
858 creditor at that time is a perfected security interest under sections 1 to  
859 32, inclusive, of this act.

860 (d) A security interest in a vessel for which a certificate of title is  
861 required under sections 1 to 32, inclusive, of this act that is perfected

862 immediately before January 1, 2015, remains perfected until the earlier  
863 of:

864 (1) The time perfection would have ceased under the law under  
865 which the security interest was perfected; or

866 (2) January 1, 2018.

867 (e) Sections 1 to 32, inclusive, of this act shall not affect the priority  
868 of a security interest in a vessel if immediately before January 1, 2015,  
869 the security interest is enforceable and perfected, and that priority is  
870 established.

871 Sec. 28. (NEW) (*Effective January 1, 2015*) (a) On and after January 1,  
872 2015, and until January 1, 2018, the Department of Motor Vehicles shall  
873 be paid the following fees: (1) For filing an application for a certificate  
874 of title, fifty dollars; (2) for each security interest noted upon a  
875 certificate of title or maintained in the electronic title file pursuant to  
876 subsection (b) of section 14 of this act, twenty dollars; (3) for each  
877 record copy search, forty dollars; (4) for each assignment of a security  
878 interest noted upon a certificate of title or maintained in the electronic  
879 title file, twenty dollars; (5) for an application for a duplicate certificate  
880 of title, fifty dollars, provided such fee shall not be required for any  
881 such duplicate certificate of title; (6) for filing a notice of security  
882 interest, twenty dollars; (7) for filing a termination statement relating  
883 to a security interest pursuant to section 15 of this act, twenty dollars;  
884 (8) for filing a secured party's transfer statement pursuant to section 18  
885 of this act, fifty dollars; (9) for filing a transfer-by-law statement  
886 pursuant to section 19 of this act, fifty dollars; (10) for filing an  
887 application for transfer of ownership or termination of a security  
888 interest without a certificate of title pursuant to section 20 of this act,  
889 fifty dollars; (11) for a certificate of search of the records of the  
890 department for each name or hull identification number searched  
891 against, forty dollars; (12) for filing an assignment of security interest,  
892 twenty dollars; (13) for search of a vessel certificate of title record,

893 requested by a person other than the owner of record of such vessel,  
894 forty dollars; and (14) for a certified copy of any documentation,  
895 information or other record maintained or created by the department,  
896 forty dollars.

897 (b) On and after January 1, 2018, the department shall be paid the  
898 following fees: (1) For filing an application for a certificate of title,  
899 twenty-five dollars; (2) for each security interest noted upon a  
900 certificate of title or maintained in the electronic title file pursuant to  
901 subsection (b) of section 14 of this act, ten dollars; (3) for each record  
902 copy search, twenty dollars; (4) for each assignment of a security  
903 interest noted upon a certificate of title or maintained in the electronic  
904 title file, ten dollars; (5) for an application for a duplicate certificate of  
905 title, twenty-five dollars, provided such fee shall not be required for  
906 any such duplicate certificate of title; (6) for filing a notice of security  
907 interest, ten dollars; (7) for filing a termination statement relating to a  
908 security interest pursuant to section 15 of this act, ten dollars; (8) for  
909 filing a secured party's transfer statement pursuant to section 18 of this  
910 act, twenty-five dollars; (9) for filing a transfer-by-law statement  
911 pursuant to section 19 of this act, twenty-five dollars; (10) for filing an  
912 application for transfer of ownership or termination of a security  
913 interest without a certificate of title pursuant to section 20 of this act,  
914 twenty-five dollars; (11) for a certificate of search of the records of the  
915 department for each name or hull identification number searched  
916 against, twenty dollars; (12) for filing an assignment of security  
917 interest, ten dollars; (13) for search of a vessel certificate of title record,  
918 requested by a person other than the owner of record of such vessel,  
919 twenty dollars; and (14) for a certified copy of any documentation,  
920 information or other record maintained or created by the department,  
921 twenty dollars.

922 (c) If an application, certificate of title or other document required to  
923 be mailed or delivered to the department under any provision of  
924 sections 1 to 32, inclusive, of this act is not delivered to the department  
925 within ten days from the time it is required to be mailed or delivered,

926 the department shall collect, as a penalty, an amount equal to the fee  
927 required for the transaction.

928 (d) Vessels leased to an agency of this state and vessels owned by  
929 the state, an agency of the state or a municipality, as defined in section  
930 7-245 of the general statutes, shall be exempt from the fees imposed by  
931 this section.

932 Sec. 29. (NEW) (*Effective January 1, 2015*) (a) The Commissioner of  
933 Motor Vehicles shall prescribe and provide suitable forms of  
934 applications, certificates of title, notices of security interests and all  
935 other notices and forms necessary to carry out the provisions of  
936 sections 1 to 32, inclusive, of this act.

937 (b) The commissioner may: (1) Make necessary investigations to  
938 procure information required to carry out the provisions of sections 1  
939 to 32, inclusive, of this act; and (2) adopt and enforce reasonable rules  
940 to carry out the provisions of said sections of this act.

941 (c) The commissioner may adopt regulations, in accordance with the  
942 provisions of chapter 54 of the general statutes, to provide for the  
943 implementation of any of the provisions of sections 1 to 32, inclusive,  
944 of this act and for the placement of additional indications on any  
945 certificate of title concerning the condition of or status of title to any  
946 vessel. An indication shall be placed on a certificate of title stating that  
947 the vessel may be subject to security interests not shown on the  
948 certificate of title when: (1) This state becomes the state of principal use  
949 of the vessel from another state; (2) the vessel was not a documented or  
950 foreign-documented vessel immediately prior to the application for the  
951 certificate of title; and (3) the immediately previous state of principal  
952 use of the vessel did not issue, or does not have a requirement for, a  
953 certificate of title for the vessel. Such regulations, as may be adopted  
954 by the commissioner, shall provide for an opportunity for a hearing, in  
955 accordance with the provisions of chapter 54 of the general statutes  
956 and section 30 of this act, for any person aggrieved by any action,

957 omission to act or decision of the commissioner or of the Department  
958 of Motor Vehicles made pursuant to this subsection.

959 (d) The commissioner shall adopt regulations, in accordance with  
960 the provisions of chapter 54 of the general statutes, concerning the  
961 inclusion of a title brand on a certificate of title for a vessel. In adopting  
962 such regulations the commissioner shall consider whether special  
963 branding categories such as "hull damaged" shall be included on the  
964 certificate of title for a vessel.

965 Sec. 30. (NEW) (*Effective January 1, 2015*) Any person aggrieved by  
966 an action, omission to act or decision of the Commissioner of Motor  
967 Vehicles or of the Department of Motor Vehicles under sections 1 to 32,  
968 inclusive, of this act shall be entitled, upon request, to a hearing in  
969 accordance with the provisions of chapter 54 of the general statutes.

970 Sec. 31. (NEW) (*Effective January 1, 2015*) Any person aggrieved by  
971 an action, omission to act or decision of the Commissioner of Motor  
972 Vehicles or of the Department of Motor Vehicles under sections 1 to 32,  
973 inclusive, of this act may appeal therefrom in accordance with the  
974 provisions of section 4-183 of the general statutes, except venue for  
975 such appeal shall be in the judicial district of New Britain.

976 Sec. 32. (NEW) (*Effective January 1, 2015*) (a) Any person who, with  
977 fraudulent intent: (1) Alters, forges or counterfeits a certificate of title;  
978 (2) alters or forges an assignment of a certificate of title, or an  
979 assignment or release of a security interest or a termination statement,  
980 on a certificate of title or a form the Department of Motor Vehicles  
981 prescribes; (3) has possession of or uses a certificate of title knowing it  
982 to have been altered, forged or counterfeited; or (4) uses a false or  
983 fictitious name or address, or makes a material false statement, or fails  
984 to disclose a security interest, or conceals any other material fact, in an  
985 application for a certificate of title, shall be fined not less than five  
986 hundred dollars nor more than one thousand dollars or be imprisoned  
987 not less than one year nor more than five years or be both fined and

988 imprisoned.

989 (b) Any person who: (1) With fraudulent intent, permits another,  
 990 not entitled thereto, to use or have possession of a certificate of title; (2)  
 991 wilfully fails to mail or deliver a certificate of title or application  
 992 therefor to the department within ten days after the time required by  
 993 sections 1 to 32, inclusive, of this act; (3) wilfully fails to deliver to his  
 994 transferee a certificate of title within ten days after the time required by  
 995 sections 1 to 32, inclusive, of this act; or (4) wilfully violates any  
 996 provision of sections 1 to 32, inclusive, of this act, except as provided in  
 997 subsection (a) of this section, shall be fined not more than one  
 998 thousand dollars or be imprisoned not more than two years or be both  
 999 fined and imprisoned.

1000 Sec. 33. Subdivision (2) of subsection (a) of section 14-10 of the  
 1001 general statutes is repealed and the following is substituted in lieu  
 1002 thereof (*Effective January 1, 2015*):

1003 (2) "Motor vehicle record" means any record that pertains to an  
 1004 operator's license, instruction permit, identity card, registration,  
 1005 certificate of title or any other document issued by the Department of  
 1006 Motor Vehicles. "Motor vehicle record" does not include any record  
 1007 relating to vessels and certificates of title for vessels, as provided in  
 1008 section 10 of this act;

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>January 1, 2015</i>	New section
Sec. 2	<i>January 1, 2015</i>	New section
Sec. 3	<i>January 1, 2015</i>	New section
Sec. 4	<i>January 1, 2015</i>	New section
Sec. 5	<i>January 1, 2015</i>	New section
Sec. 6	<i>January 1, 2015</i>	New section
Sec. 7	<i>January 1, 2015</i>	New section
Sec. 8	<i>January 1, 2015</i>	New section
Sec. 9	<i>January 1, 2015</i>	New section

Sec. 10	<i>January 1, 2015</i>	New section
Sec. 11	<i>January 1, 2015</i>	New section
Sec. 12	<i>January 1, 2015</i>	New section
Sec. 13	<i>January 1, 2015</i>	New section
Sec. 14	<i>January 1, 2015</i>	New section
Sec. 15	<i>January 1, 2015</i>	New section
Sec. 16	<i>January 1, 2015</i>	New section
Sec. 17	<i>January 1, 2015</i>	New section
Sec. 18	<i>January 1, 2015</i>	New section
Sec. 19	<i>January 1, 2015</i>	New section
Sec. 20	<i>January 1, 2015</i>	New section
Sec. 21	<i>January 1, 2015</i>	New section
Sec. 22	<i>January 1, 2015</i>	New section
Sec. 23	<i>January 1, 2015</i>	New section
Sec. 24	<i>January 1, 2015</i>	New section
Sec. 25	<i>January 1, 2015</i>	New section
Sec. 26	<i>January 1, 2015</i>	New section
Sec. 27	<i>January 1, 2015</i>	New section
Sec. 28	<i>January 1, 2015</i>	New section
Sec. 29	<i>January 1, 2015</i>	New section
Sec. 30	<i>January 1, 2015</i>	New section
Sec. 31	<i>January 1, 2015</i>	New section
Sec. 32	<i>January 1, 2015</i>	New section
Sec. 33	<i>January 1, 2015</i>	14-10(a)(2)

**Statement of Purpose:**

To adopt the Uniform Certificate of Title for Vessels Act in this state.

*[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]*