

**186A.017 Electronic title application and registration system -- Application by approved entity -- Contracts with third parties -- Fees -- Administrative regulations.**

- (1) The cabinet shall establish an electronic title application and registration system which allows the submission of the required forms and signatures electronically in lieu of the paper application process for titles and salvage titles.
- (2) The electronic title application and registration system established under this section shall:
  - (a) Collect all the necessary information required under KRS 186A.060;
  - (b) Collect and electronically transmit all fees imposed under KRS 186.040, 186.050, 186.162, and 186A.130, any fees imposed under subsection (6) of this section, and the motor vehicle use tax levied under KRS 138.460;
  - (c) Accept electronic signatures which satisfy the requirements of KRS 369.101 to 369.120; and
  - (d) Transmit the information in a secure manner.
- (3) An approved entity that wishes to use the electronic title application and registration system shall transmit all application documents, required electronic signatures, and fees through the system to the county clerk of the county in which either the purchaser of the vehicle resides or the motor vehicle dealer selling the vehicle is located. If the electronic title application and registration is operational, a county clerk who receives an application transmitted through the system shall, by 3 p.m. the next business day, either:
  - (a) Accept the application and forward it to the cabinet; or
  - (b) Reject the application and return it to the approved entity.
- (4) An entity that wishes to become an approved entity for the purposes of this chapter shall submit an application to the cabinet, along with a one hundred fifty dollar (\$150) application fee. If approved, the entity shall pay an annual registration fee to the cabinet. All fees collected under this subsection shall be deposited into the road fund.
- (5) The cabinet shall enter into contracts with qualified third-party providers to integrate with AVIS and other systems to provide software and programs to approved entities to facilitate electronic vehicle registration, titling, and filing of title lien statements. A third party that contracts with the cabinet under this section may act on behalf of the cabinet and county clerks in receiving, processing, and transmitting to the county clerk title and registration applications, salvage title applications, title lien statements, and related documents and fees.
- (6) Any agreement with the cabinet and a third-party provider under subsection (5) of this section shall authorize an online transaction fee to be charged by the third-party provider to an approved entity. A motor vehicle dealer licensed under KRS Chapter 190 who uses the electronic title application and registration system to file the documentation necessary to obtain a certificate of title, salvage title, or registration for the purchaser of a vehicle shall collect from the purchaser any fees charged for the transaction by the third-party provider. The dealer shall remit fees collected under this subsection to the county clerk through the electronic title application and

registration system. Except for salvage title applications, any transaction fee charged under this subsection shall be listed separately on the buyer's order and identified as "online system filing fee."

- (7) The cabinet shall promulgate administrative regulations in accordance with KRS Chapter 13A to establish qualifications for approved entities and procedures for the electronic title application and registration system.

**Effective:** January 1, 2024

**History:** Amended 2023 Ky. Acts ch. 6, sec. 2, effective January 1, 2024. -- Created 2022 Ky. Acts ch. 18, sec. 2, effective January 1, 2024.