

## GUIDELINES TO TRANSFER VEHICLES AS SURVIVING SPOUSE

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Amended HB 156, effective March 11, 1996, allows a surviving spouse to obtain ownership, by affidavit, to two (2) passenger vehicles with a TOTAL appraised value of \$40,000.00 or less. This applies only to those transactions that relate to the date of death of a spouse on or after March 11, 1996.

Vehicles allowed to be transferred include, automobiles, pickup trucks (3/4 ton or less), passenger vans, motorcycles.

On March 23, 2006, House Bill 246 went into effect. This bill amended section 2106.18(D) to include *motorcycles* in the types of automobiles that a surviving spouse can claim, provided the death of a spouse was on or after March 23, 2006.

A surviving spouse **CANNOT** take ownership of a vehicle, under HB 156, from a company that is incorporated unless the corporation has assigned over ownership. However, a surviving spouse can take ownership of a vehicle from their company, if the company was a sole proprietorship.

Mobile homes, motor homes, travel trailers, 5<sup>th</sup> wheels, ATVs, and truck campers, are NOT TRANSFERABLE as surviving spouse and must go through probate proceedings.

Surviving spouse may also obtain ownership, by affidavit, one (1) boat and one (1) outboard motor; or one (1) inboard/outboard boat.

Affidavits may be obtained from any Auto Title office or the Clerk of Courts web page.

**Surviving Spouse Affidavit**  
**O.R.C. 4505.10**

IN THE MATTER OF:

\_\_\_\_\_  
DECEASED

STATE OF OHIO  
GREENE COUNTY:

\_\_\_\_\_ being duly sworn states that she/he is the

surviving spouse of \_\_\_\_\_ who died on \_\_\_\_\_ and that the automobile(s) owned by the decedent described herein have not otherwise been disposed of by will or testament and that no other automobiles of said decedent have been transferred pursuant to section 2106.18 of the Ohio Revised Code except as set out herein. The applicant further states that one of the following apply to this transaction.

\_\_\_\_\_ Only one (1) automobile (passenger vehicle) as described below is being transferred and no other automobile is or *will* be transferred pursuant to O.R.C section 2106.18. The estimated appraised value of the automobile is \$ \_\_\_\_\_.

\_\_\_\_\_ Two (2) automobiles (passenger vehicles) are being transferred. The appraised value of this automobile described below is \$ \_\_\_\_\_. The second automobile being transferred has an appraised value of \$ \_\_\_\_\_. The total appraised value of the two automobiles does not exceed \$40,000.00. The certification of the appraisal showing the manner in which the appraised value of each automobile was determined and the description of the second automobile are attached hereto.

Description of automobile being transferred

Year \_\_\_\_\_ Make \_\_\_\_\_ Model \_\_\_\_\_

VIN \_\_\_\_\_ Body Type \_\_\_\_\_

Previous Certificate of title number \_\_\_\_\_

Name and address of Lienholder ( if none, state NONE) \_\_\_\_\_

\_\_\_\_\_  
(Please submit a certified copy of security agreement)

Brief description of second automobile either already transferred or to be transferred.

Year \_\_\_\_\_ Make \_\_\_\_\_ Model \_\_\_\_\_

VIN \_\_\_\_\_ Body Type \_\_\_\_\_

\_\_\_\_\_  
(signature of surviving spouse)

\_\_\_\_\_  
(hand printed name of surviving spouse)

Sworn to and subscribed in my presence on this \_\_\_\_\_ day of \_\_\_\_\_ in the year \_\_\_\_\_.

\_\_\_\_\_  
Clerk, Deputy Clerk of Courts, Notary Public

My Commission expires \_\_\_\_\_  
SEAL

SURVIVING SPOUSE AFFIDAVIT  
O.R.C. Section 2106.19  
Watercraft

IN THE MATTER OF:

\_\_\_\_\_  
DECEASED

STATE OF OHIO  
GREENE COUNTY:

\_\_\_\_\_, BEING DULY SWORN, SAYS THAT (SHE/HE) IS  
THE SURVIVING SPOUSE OF \_\_\_\_\_. WHO DIED ON \_\_\_\_\_  
AND THAT THE (BOAT/OUTBOARD MOTOR) OWNED BY THE DECEDENT DESCRIBED HEREIN  
HAVE NOT OTHERWISE BEEN DISPOSED OF BY WILL OR TESTAMENT AND THAT NO  
OTHER( BOAT/OUTBOARD MOTOR) OF SAID DECEDENT HAVE BEEN TRANSFERRED  
PURSUANT TO SECTION 2106.19 OF THE OHIO REVISED CODE AND THE ESTIMATED  
APPRAISED VALUE OF THE (BOAT/OUTBOARD MOTOR) IS \$\_\_\_\_\_.

NOTE: SURVIVING SPOUSE MAY ELECT ONLY ON BOAT AND ONE OUTBOARD MOTOR  
PER SECTION 2106.19 OF THE OHIO REVISED CODE.  
(attach copy of proof of death)

Description of watercraft being transferred:

YEAR \_\_\_\_\_ MAKE \_\_\_\_\_ MODEL \_\_\_\_\_

WIN # \_\_\_\_\_ HP \_\_\_\_\_ FEET \_\_\_\_\_ INCHES \_\_\_\_\_

THE AMOUNT OF INBOARD MOTOR(S) CONTAINED ON BOAT \_\_\_\_\_  
IDENTIFICATION NUMBER OF FIRST INBOARD MOTOR \_\_\_\_\_  
YEAR \_\_\_\_\_ MAKE \_\_\_\_\_ MODEL \_\_\_\_\_ HP \_\_\_\_\_

ADDITIONAL INBOARD MOTOR ID#(S) \_\_\_\_\_  
YEAR \_\_\_\_\_ MAKE \_\_\_\_\_ MODEL \_\_\_\_\_ HP \_\_\_\_\_

PREVIOUS CERTIFICATE OF TITLE NUMBER \_\_\_\_\_

NAME AND ADDRESS OF ANY LIENHOLDER(if none state:none) \_\_\_\_\_

\_\_\_\_\_ please submit copy of the security agreement

\_\_\_\_\_  
Signature of surviving spouse

\_\_\_\_\_  
printed or typed name of surviving spouse

\_\_\_\_\_  
Complete street address of surviving spouse

SWORN TO BEFOREME AND SUBSCRIBED IN MY PRESENCE ON THIS \_\_\_\_\_ DAY  
OF \_\_\_\_\_, 19\_\_\_\_\_.

\_\_\_\_\_  
Notary, Clerk of Courts, Deputy Clerk of Courts