

Language to Facilitate Transfer of Vehicle Within Divorce/Dissolution

For the transfer of vehicles through the Trumbull County Clerk of Courts, Auto Title Department, when one of the parties in a Divorce or Dissolution refuses to relinquish, sign over, or convey the property ordered by the Domestic Relations Court to be given to the other party, the State requests specific details be placed in the Separation Agreement or Stipulations providing all information regarding the vehicle (i.e. make, model and Vehicle Identification Number). Also there should be provided language in the Agreement or Stipulations put on the record, which is sometimes referred to as the "Implementation of Agreement" clause containing the following language:

"Upon failure of either party to execute and deliver any such deed, conveyance, title or certificate or other document or instrument to the other party, this instrument shall constitute and operate as such properly executed document and the County Auditor, County Recorder, Clerk of Courts and any and all other public and private officials are hereby authorized and directed to accept this Agreement, or a properly certified copy thereof, in lieu of the document required for such conveyance or transfer."

If this language is not present in a Domestic Relations Order (or Decree), the Clerk of Courts, Auto Title Department, is not authorized by the State Bureau of Motor Vehicles to transfer any vehicles into the other spouse's name in the absence of the relinquishing spouse's consent and signature.