



August 2024 Bulletin

Pass Me Along to Share with other Stations!

ASSOCIATION CONTEST

CONGRATULATIONS TO THE JULY 2024 CONTEST WINNER, J & J PRESTO, WHITE PLAINS NY. Please read through this bulletin for your chance to win!!! Call the office or email cobalde@ssdgnny.org with the correct answer to the trivia question and you will be entered in the monthly drawing for a chance to receive a free month's dues; a value of \$45.00.

ATTORNEY'S CORNER

Of late, many of our members have had to place a Garageman's Lien for work performed and the vehicle not picked up or the pickup refused. In order to perfect the lien, there are certain things to be done. The Association does have a lien company to recommend, or you may have your own, or you may decide to do it yourself. No matter which of these routes you choose, you must adhere to the time limits and procedure. Assume the time limit is 10 days to start the clock ticking.

All of the below enumerated documents are required. A lien company usually has direct access to the NYS Dial-In Computer and is able to secure this information quickly and at less expense.

It is vital to move quickly. As the finance company is in a race with you.

Title Abstract. NYSDMV Form MV-904N [vehicle registered in NYS]and/or MV-15 [Driver and/or vehicle record information]. The fee is \$10 for NYSDMV. Already you can see the confusion – which form or both?

Certification of No Record Found. NYS Form DS-243

Out of State Owner/Lienholder Verification. Must be on the out-of-state DMV letterhead.

Notice of Lien and Sale. NYSDMV Form MV-901A.

Certified Mail receipts or Certificate of First-Class Mailing

Original Newspaper Clipping. You must advertise the sale.

Affidavit of Publication

Garageman's Affirmation and Bill of Sale. NYSDMV Form MV-901B.

Proof of Business and Claim. NYSDMV Form MV-61P together with authorized work order.

Storage invoice

Towing invoice

Verification of Vehicle VIN

Statement of Acquisition

Now that I have all of these documents how do I get a title?

Any purchaser (including a NYS registered dealer) of a vehicle auctioned by a garageman in accordance with NYS Lien Law must obtain a Certificate of Title in his/her name before registering or reselling the vehicle.

To obtain a Certificate of Title, the purchaser must send the following paperwork and fee to the Department of Motor Vehicles, Title Bureau, 6 Empire State Plaza, Albany, NY 12228:

- 1) Verification of Prior Owner and Lienholder.
- 2) Copy of Notice of Lien and Sale (form MV-901A) **AND** the Receipts for Certified or First-Class Mail.
- 3) If the vehicle was towed at the request of a police officer, copies of notices sent to the owner and persons having a perfected security interest in the vehicle or recorded as a lien holder on the Certificate of Title **AND** the Receipts for Certified or First-Class Mail.
- 4) Original Newspaper Clipping.
- 5) Affidavit of Publication.
- 6) Garageman's Affirmation and Bill of Sale (form MV-901B).
- 7) Verification of the Vehicle (or Hull) Identification Number.
- 8) Proof of Business and Claim.
- 9) Statement of Acquisition.
- 10) A completed Application for Title (form MV-82TON or MV-82B).
- 11) Fonn FS-6T (Sales Tax Clearance Receipt) or form MV-50 (Certificate of Sale NY Dealer Sales) showing payment of sales tax or exemption from payment of sales tax. The FS-6T can be obtained from any DMV office.
- 12) A \$50 title application fee. Payment can be made by check or money order, payable to the Commissioner of Motor Vehicles.

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Huh? Why do I need all this? It is part of the lien/sale package. Still want to do this on your own or do you think a lien company can help? Is it worth your time and aggravation? At auction, you bid \$1 over your lien plus the lien expenses. If there are no other bidders, the vehicle will now be titled to you. If there are any, and they bid higher than what you are owed, you get paid!

Contact the Association 914-698-5188 (Carla or Mandi) for information on lien companies.

Vincent P. Nesci, Esq.
General Counsel
Cell 914-645-7530



NYVIP MESSAGE No. 303 SUBJECT: REMINDER: Three Common Concerns

DMV is sending this important reminder to all inspection stations due to recent feedback we have received from the public and the industry. All New York State Public Inspection Stations are required to:

- **Employ at least one full-time employee who is a certified motor vehicle inspector to perform inspections.**
- **Have a window tint meter capable of measuring visible light transmittance through immovable glass. (Group 1a and 2a stations only).**
- **Make an appointment within 8 calendar days if an inspection cannot be performed immediately.**

The Department would prefer to remind stations of these requirements so that corrective action can be taken, if necessary, before a DMV Inspector uncovers any deficiencies. As per section 79.9 of the Inspection Regulations DMV may prevent further inspections from occurring if it finds a station lacks required equipment or personnel to perform inspections.

Failure to abide by these regulatory requirements could also result in administrative action and substantial penalties. Please make appropriate staff aware of these requirements.



WORKERS COMPENSATION

If you are in our workers compensation Safety Group #485 you will be receiving a dividend check in the amount of 45% of your premium and this year the rates have decreased by 8%!

Marshall & Sterling did an amazing job this year managing this group. In addition to the 45% dividend, an upfront discount of up to 25% has also been approved again. However, you must be in compliance and run your shop safely and efficiently. The New York State Insurance Fund has been known to come around to inspect facilities and to ensure payroll is as reported. They will do this unannounced, therefore please always keep your facility in compliance and report all earnings accurately. If you do not receive your check by the end of August, please contact the Association.

At the end of this bulletin is a proxy that the New York State Insurance Fund is requiring us to provide. If you are in the Safety Group #485 please fill out the proxy and send it back to us.

Please be aware that in order to remain in The Safety Group #485 and receive a wonderful dividend and discount you must be current with your dues/fees/premiums to Service Station Dealers, Marshall & Sterling, and The New York State Insurance Fund. If you have a discrepancy with their notice, please contact the Association and we will be happy to help you.

If you are not in this Safety Group and not receiving the benefit of the dividend, please call Dave Horton at 914-474-1449 to get in this group!



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COMMENTARY: RIGHT TO REPAIR WILL LOWER COSTS, HELP SMALL BUSINESSES

By Rob Hutchins

Federal legislation will expand drivers' options of where to take their cars by giving independent mechanics the tools and information they need to make repairs.

As the owner of Adirondack Express Lube, I understand the significant role we play for many hard-working families in our area who rely on their vehicles to get to school and work every day. My team and I have seen our fair share of challenges over the course of almost 17 years. But these days, the biggest hurdle for us and our customers comes directly from the automakers.

Let me explain. Large auto manufacturers wield more control today than ever over essential tools, parts and information about their cars and trucks. This limits the ability of independent shops like mine to offer timely and affordable services, which ultimately hurts consumers.

Although there's a law that gives consumers the right to choose where to get their cars fixed without voiding their warranty, it's not effective enough in today's market. The Magnuson-Moss Warranty Act, enacted in 1975, prevents manufacturers from imposing unreasonable restrictions on where consumers can take their cars for repairs. But changes are overdue. The root of the problem is this: Vehicle manufacturers unfairly restrict access to data and parts produced by vehicles, locking out independent repair shops. Forty percent of vehicles today have technology-driven repair restrictions that make consumers delay service, pay more at the dealership, or disable warning lights. Adding to that burden is the fact that government regulations on vehicle maintenance are becoming more stringent and expensive.

Many of our customers depend on us to keep their vehicles compliant with state inspection standards, something that is growing increasingly difficult without proper legislative support.

That is why I am a strong advocate for nationwide Right to Repair legislation, which would give car owners increased control over their vehicles and lower prices. The Repair Act (H.R. 906) would ensure that independent mechanics have the necessary access to vehicle information, tools and software they need to maintain or repair vehicles.

All repair work is done with the utmost care to ensure vehicle data belongs solely to the owner. While automakers have tried to scare consumers about cybersecurity threats, the Federal Trade Commission and Department of Justice have debunked that line of attack. They have testified that allowing consumers to see their telematics data doesn't make them more vulnerable to cyberattacks.

This isn't just about fixing cars; it's about helping families, fostering fair competition and empowering small businesses. Our congressmembers and senators have the power to pass this worthwhile proposal this year and keep New Yorkers from facing unnecessary obstacles when it comes to where they get their cars fixed. We need to level the playing field for small businesses like mine and give consumers what they deserve.

Rob Hutchins is the owner of Adirondack Express Lube, an oil change and auto repair business in Amsterdam and Gloversville.

SCHOLARSHIP RAFFLE TO BENEFIT THE MICHAEL J. INNELLA MEMORIAL SCHOLARSHIP

It's that time of year again to get your raffle tickets and apply for the \$1,000.00 Michael J. Innella Memorial Scholarship.

The donation for a raffle ticket this year is \$25.00, and there will be eight prizes of \$500.00 each.

This drawing will be held at the Board of Directors meeting in December 2024. The winners of all prizes will be notified then.

If you would like to participate in the drawing you can call the office to set up a payment and we will send you the raffle ticket or you can call your representative to come to your shop.

Don't forget to fill out the application for the Michael J. Innella Memorial Scholarship in this bulletin. Be sure to send in your application as soon as possible. To be entered in the drawing all applications must be received no later than November 25, 2024.

SSDGNY is a member of TST. Because you are members of SSDGNY, you are automatically able to receive certain benefits from that organization.

This means:

- **Discount - Live Seminars**
- **Discount - Yearly Big Event & Trade Show**
- **Discount - Live Simulcast / Webcasts**
- **Discount - On-Line Videos**
- **Watch Members Only Videos**
- **Discount - Tools and Equipment**
- **Access to Members only Store**
- **Discount - Training Materials (Books)**

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SMP – Standard Motor Products

GM 2.7 Active Fuel Management Operation and Diagnostics
Wednesday, August 7 @ 12:15PM Eastern
For more info and to register scan the QR Code below:



Below is a list of Automotive and Truck training websites that you may find helpful to train your shops.

American Automobile Association; Affinia Under Vehicle Tech Group; ALLDATA; Akzo-Nobel Coatings, Inc.; Car Refinishes; American Honda Automobile Service Training; Auto Wax Company, Inc.; Autobody Online ; Automotive Career Development Center; Automotive Research and Design; Automotive Technician Training Services; Automotive Training Managers Council;

Babcox Publications; Bergwall Productions; Bonding Solutions;

CARQUEST Technical Institute; CDX; Chief Automotive Systems; Chilton; ConsuLab;

DealerPro Training Solutions; Delmar, Cengage Learning Delphi;

EPA Air Conditioning; Equipment and Tool Institute; Fibre Glass - Evercoat; Goodheart-Willcox Publisher; Helm Inc.; I-CAR (Inter-Industry Conference on Auto Collision Repair);

Kashima System (Spanish); Kent Automotive;

Lawson State Community College; Lincoln Tech; Lord Corporation; Lucas-Nuelle, Inc.;

Mack Trucks Training Academy; Mechanic's Education Association; Mitchell International (Collision Repair); Mitchell1 (Auto Repair); Mopar; Motor Age Training; Motor Information Systems;

National Biodiesel Board; Nat. Center for Vehicle Emissions Control and Safety ; National OBD Clearinghouse;

Pearson (Prentice Hall) ; PPG Industries; Pro-MECH;

Snap-on Training Solutions; Specialty Products Company; Standard Motor Products;

Tools for Education; Universal Technical Institute; USAA Learning Systems; Veejer Enterprises; Volvo Trucks Training Academy

REFERRALS

If you know of a station that needs our services and is interested in becoming a member, refer them to us and upon signing you will receive a \$50.00 Amazon gift card. If you know of someone interested, please contact our Sales Representative Bill Griese at 914-227-0144.



Check out our
Facebook page
@ SSDGNY

CLASSIFIEDS

For Sale: Inspection License for Putnam County & NYVIP3 Inspection Machine. For information, please call Cyndie at 914-804-4149.

Wanted: 9,000 pound lift any brand, Air Conditioning Machine. Please call John at 914-698-6444.

TRIVIA QUESTION

How much is each prize for the raffle drawing?

Call the office or email cobalde@ssdgny.org with an answer for a chance to win a free month's dues.

I hope you enjoyed reading this month's bulletin. If you have any questions, feel free to call the association. We are here to help you and your industry.

Regards,

Carla Obalde

Operations Manager

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Safety Group 485 Proxy

The undersigned, a member of the Service Station Dealers of Greater New York Safety Group# 485, under the Rules and Regulations of the State Insurance Fund, hereby authorizes Service Station Dealers of Greater New York to hold our proxy and vote on our behalf, in conjunction with the Executive Committee on any and all matters relating to the Safety Group, including, but not limited to:

- Dividend Declaration
- Executive Committee Election
- Selection of Group Manager

This proxy shall be valid until we submit written instructions to the contrary.

Name of Company _____

Principal's Signature _____

Print Principal's Name _____

Title _____

DATE _____