

How to fill out TR-40 — Power of Attorney and Odometer Disclosure for Electronic Title

Kansas · written against TR-40 (Rev 06/21), issued under K.S.A. 8-135d and 49 CFR Part 580

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/forms/kansas/tr-40-power-of-attorney-electronic-title/

The second half of the electronic-title sale: a power of attorney that appoints the buyer as the seller's attorney-in-fact to apply for title, endorse and transfer it, and disclose the mileage exactly as stated in the disclosure the seller makes on this same sheet. It exists because the paper certificate arrives weeks after the handshake - the sworn price and odometer statements happen now, on this form, and the buyer completes the assignment alone when the clear title prints. Its instructions confine it to a sale by the owner to an individual or business that is not a licensed dealer - what the form calls an isolated or occasional sale.

This sheet is not the form. Download the blank TR-40 from the Kansas Department of Revenue, Division of Vehicles at <https://www.ksrevenue.gov/pdf/tr40.pdf?f=ks-tr40.pdf> — always take the current revision from the agency rather than a copy. Print this and keep it beside you while you complete theirs.

Every line, in the order you meet it

1	YOU	The vehicle	Year, make, style and VIN. Watch out: Copy the VIN from the registration receipt you attached to the TR-39a - it is the same record the Division will print the paper title from.
2	YOU	The appointment and its date	Your printed name, the buyer's printed name as attorney-in-fact, and the date of this statement. Watch out: Date it the day of the sale. The disclosure's validity and the appointment's scope both hang on this being the mileage as of the transfer.
3	YOU	The odometer reading	The miles now showing, in the blank the certification sentence wraps around. Watch out: The form prints .0 after the blank - whole miles only. If the reading needs a statement, tick exactly one; if it does not, tick neither and the printed sentence certifies it as actual.
4	YOU	The sworn price	The purchase price, inside the perjury sentence. Watch out: This figure must agree with the TR-39a and, eventually, the assignment the buyer completes - it is the number the county taxes, and the appointment only authorises the buyer to write what you swore.
5	YOU	Your block	Signature, hand printed name, address. Watch out: Original ink, all three lines. The Division rejects faxed and photocopied powers of attorney outright, so the physical sheet - not a scan - is what the buyer carries to the treasurer's counter with the title.
6	BUYER	The buyer's block	Their signature under the acknowledgement sentence, hand printed name, and address. Watch out: Their signature acknowledges your odometer certification and swears the price - the same two acknowledgements the statute builds into a paper assignment, relocated to the sheet that exists before the paper does.

What gets this one rejected

- Using it on a dealer sale. The instruction confines this form to a vehicle sold by the owner to an individual or business that is not a licensed dealer - the dealer version of this transaction runs on secure dealer stock instead.
- Using it when a paper title is sitting in a drawer. The form is for vehicles whose title the State of Kansas holds in electronic form; a paper certificate in hand takes an ordinary assignment, or a TR-41 if someone must sign for you.
- A photocopy or fax. The Division's power-of-attorney rule is original ink, and a copy of this sheet appoints nobody.
- Leaving the price or mileage blank for later. Both certifications are sworn on this sheet now, under penalty of perjury - later is exactly what the form exists to remove.
- Ticking a mileage statement that is not true. The not-actual statement carries the printed warning odometer discrepancy, and it brands every title the vehicle is issued afterwards.

☒ Amber is what you write ☐ Grey is a block somebody else completes The completed example follows overleaf.

Read off TR-40 (Rev 06/21) and the Kansas Department of Revenue, Division of Vehicles's own pages, current as of 2026-08-23. Plain-language help sellmycarhub.com with a form, not legal advice — where this and the agency differ, the agency governs.

KANSAS DEPARTMENT OF REVENUE
POWER OF ATTORNEY
PURCHASE PRICE & ODOMETER DISCLOSURE FOR ELECTRONIC
TITLE www.ksrevenue.gov

Vehicle Information:

Year: 2019 Make: Kia Style: Sedan VIN: 3KPF24AD9KE201936

I, (transferor/seller's printed name) Gervase P. Regier appoint as my
 Attorney-in-fact (transferee/buyers printed name) Marcellus O. Toews for

The purpose and with full authority to apply for a certificate of title and/or registration upon the vehicle described above, and further grant the authority to endorse and transfer title thereto, and disclose the mileage to this vehicle exactly as stated in the following disclosure I have made for the vehicle described above. The date of this statement is 08/03/2026.

Federal and Kansas law requires that you state the mileage upon transfer of ownership. Providing a false statement may result in fines and/or imprisonment.

I, the owner/seller, state that the odometer now reads 46912 .0 miles and to the best of my knowledge that it reflects the actual mileage unless one of the following statements is checked:

- ☐ I hereby certify that to the best of my knowledge the odometer reading reflects the mileage in excess of mechanical limits.
- ☐ I hereby certify that the odometer reading is not the actual mileage. **Warning: Odometer discrepancy**

By my signature, I the seller, swear and affirm the purchase price is \$ 13,400 and is true and accurate under penalty and perjury. I further swear and affirm the above stated odometer certification is true and accurate under penalty of perjury.

Transferor/
 Seller's Signature _____ Transferor/Seller's
 Hand Printed Name Gervase P. Regier
9127 W 79th Ter, Overland Park, KS 66204

Transferor/Seller's Address _____ City _____ State _____ Zip _____

I, the buyer, am aware of the odometer certification made by the seller. I further swear and affirm the above stated purchase price is true and accurate under penalty of perjury. I am aware that the law provides severe penalties for making false statements under oath.

Transferee/
 Buyer's Signature _____ Transferee/Buyer's
 Hand Printed Name Marcellus O. Toews
15210 S Blackbob Rd, Olathe, KS 66062

Transferee/Buyer's Address _____ City _____ State _____ Zip _____

Instructions

- The Kansas Division of Vehicles will not issue a title of any type when there is a lien for that vehicle recorded with the division. This power of attorney and odometer disclosure is to be used by the seller to appoint the buyer or another person to act on their behalf when the State of Kansas holds the title in electronic form.
- This form can only be used when the vehicle is sold by the owner to an individual or business that is not a licensed dealer. This is also known as an isolated or occasional sale.

NOTICE TO BUYER: If the vehicle described in this power of attorney and odometer disclosure is not being titled in the State of Kansas, it is recommended you confirm with your state's DMV that they will honor this form for vehicles requiring odometer disclosure pursuant to federal law. Model year 2011 and newer require disclosure for 20 years.