



**Hundredth Legislature - First Session - 2007
Committee Statement
LB 162**

Hearing Date: March 5, 2007

Committee On: Transportation and Telecommunications

Introducer(s): (Fischer)

Title: Provide for an electronic lien system for certificates of title

Roll Call Vote – Final Committee Action:

- Advanced to General File
 - X Advanced to General File with Amendments
 - Indefinitely Postponed
-

Vote Results:

7	Yes	Senators Louden, Stuthman, Pedersen, Fischer, Hudkins, Schimek and Aguilar
	No	
	Present, not voting	
1	Absent	Senator Mines

Proponents:

Senator Deb Fischer, Introducer
Loy Todd
Jerry Stilmock
Beth Bazyn Ferrell
Brandon Luetkenhaus

Representing:

District #43
Nebraska New Car & Truck Dealers Association
Nebraska Bankers Association
Nebraska Association of County Officials
Nebraska Credit Union League

Opponents:

Representing:

Neutral:

Tim Keigher
Beverly Neth

Representing:

Nebraska Independent Auto Dealers Association
Department of Motor Vehicles

Summary of purpose and/or changes:

LB 162 requires the DMV to implement an electronic lien system for certificates of title by 2009.

The bill amends §§ 37-1282 and 60-164 to provide that the Department of Motor Vehicles shall implement an electronic lien system for certificates of title by January 1, 2009. Beginning on that date, the holder of a security interest will be able to present the instrument electronically to the department or county official and have the interest noted in the electronic system. Upon

receipt, the department or county official shall serve notice to the holder of the certificate of title to present the title to the department so that notation of the lien can be made on the face of the title.

A lien shall be perfected upon notation of the lien on the face of the certificate of title. The lien may be discharged by notifying the department or county official electronically. Cancellation of the lien is effective upon notation on the certificate of title or in the electronic system, whichever occurs first. The cancellation of the lien shall be noted on the face of the title and in the electronic system.

Explanation of amendments, if any:

The committee amendment, AM587, pushes the effective date in the bill back one year to 2010.

Senator Deb Fischer, Chairperson