

LEGISLATURE OF NEBRASKA

ONE HUNDRED FIRST LEGISLATURE

FIRST SESSION

LEGISLATIVE BILL 129

Introduced by Dubas, 34.

Read first time January 09, 2009

Committee: Transportation and Telecommunications

A BILL

1 FOR AN ACT relating to motor vehicles; to amend section
2 60-301, Revised Statutes Cumulative Supplement, 2008;
3 to authorize certain actions and procedures by counties
4 and the Director of Motor Vehicles for invalid financial
5 transactions; to harmonize provisions; and to repeal the
6 original section.
7 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 60-301, Revised Statutes Cumulative
2 Supplement, 2008, is amended to read:

3 60-301 Sections 60-301 to 60-3,221 and section 2 of
4 this act shall be known and may be cited as the Motor Vehicle
5 Registration Act.

6 Sec. 2. (1) If a fee required under the Motor Vehicle
7 Registration Act or a tax required to be paid on any motor vehicle
8 or trailer has been paid by check, draft, or other financial
9 transaction, including an electronic financial transaction, and the
10 check, draft, or financial transaction has been returned or not
11 honored because of insufficient funds, no account, a stop-payment
12 order, or any other reason, a county treasurer may cancel or
13 refuse to issue or renew registration under the act and cancel the
14 registration that the tax or fee required to be paid on any motor
15 vehicle or trailer has been paid.

16 (2) The county treasurer may take the action described in
17 subsection (1) of this section no sooner than seven days after the
18 notice required in subsection (3) of this section has been mailed.

19 (3) Prior to taking action described in subsection (1)
20 of this section, the county treasurer shall notify the applicant
21 or registrant of the proposed action and the reasons for such
22 action in writing, by registered or certified mail, mailed to the
23 applicant's or registrant's last-known address as shown on the
24 application for registration or renewal.

25 (4) If the county treasurer takes action pursuant to

1 this section, the county treasurer shall reinstate the registration
2 without delay upon the payment of certified funds by the
3 applicant or registrant for any fees and taxes due and reasonable
4 administrative costs, not to exceed twenty-five dollars, incurred
5 in taking such action.

6 (5) Any person who is sent a notice from the county
7 treasurer pursuant to subsection (1) of this section shall, within
8 ten business days after mailing of the notice, return to the
9 county treasurer the motor vehicle registration and license plates
10 of the vehicle or trailer regarding which the action has been
11 taken. If the person fails to return the registration and license
12 plates to the county treasurer, the county treasurer shall notify
13 the sheriff of the county in which the person resides that the
14 person is in violation of this section. The sheriff shall recover
15 the registration and license plates and return them to the county
16 treasurer.

17 Sec. 3. Original section 60-301, Revised Statutes
18 Cumulative Supplement, 2008, is repealed.