

LEGISLATURE OF NEBRASKA

ONE HUNDRED FIRST LEGISLATURE

FIRST SESSION

LEGISLATIVE BILL 129

FINAL READING

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 refuse
13 to issue or renew registration under the act.

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

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

23 (4) If the county treasurer takes action pursuant to
24 this section, the county treasurer shall reinstate the registration
25 without delay upon the payment of certified funds by the

1 applicant or registrant for any fees and taxes due and reasonable
2 administrative costs, not to exceed twenty-five dollars, incurred
3 in taking such action.

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

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15 Cumulative Supplement, 2008, is repealed.