

LEGISLATIVE BILL 135

Approved by the Governor May 18, 2011

Introduced by Smith, 14.

FOR AN ACT relating to certificates of title; to amend section 60-161, Reissue Revised Statutes of Nebraska, and section 37-1287, Revised Statutes Cumulative Supplement, 2010; to change provisions relating to remittance of fees; and to repeal the original sections.

Be it enacted by the people of the State of Nebraska,

Section 1. Section 37-1287, Revised Statutes Cumulative Supplement, 2010, is amended to read:

37-1287 (1) The county clerks, the designated county officials, or the Department of Motor Vehicles shall charge a fee of six dollars for each certificate of title and a fee of three dollars for each notation of any lien on a certificate of title. The county clerks or designated county officials shall retain for the county four dollars of the six dollars charged for each certificate of title and two dollars for each notation of lien. The remaining amount of the fee charged for the certificate of title and notation of lien under this subsection shall be remitted to the State Treasurer for credit to the General Fund.

(2) The county clerks, the designated county officials, or the department shall charge a fee of ten dollars for each replacement or duplicate copy of a certificate of title, and the duplicate copy issued shall show only those unreleased liens of record. Such fees shall be remitted by the county or the department to the State Treasurer for credit to the General Fund.

(3) In addition to the fees prescribed in subsections (1) and (2) of this section, the county clerks, the designated county officials, or the department shall charge a fee of four dollars for each certificate of title, each replacement or duplicate copy of a certificate of title, and each notation of lien on a certificate of title. The county clerks, the designated county officials, or the department shall remit the fee charged under this subsection to the State Treasurer for credit to the Department of Motor Vehicles Cash Fund.

(4) The county clerks or designated county officials shall remit fees due the State Treasurer for credit to the General Fund under this section monthly and not later than the ~~fifth~~ fifteenth day of the month following collection. The county clerks or designated county officials shall remit fees not due to the State Treasurer for credit to the General Fund to their respective county treasurers who shall credit the fees to the county general fund.

Sec. 2. Section 60-161, Reissue Revised Statutes of Nebraska, is amended to read:

60-161 The county clerk or designated county official shall remit all funds due the State Treasurer under sections 60-154 to 60-160 monthly and not later than the ~~fifth~~ fifteenth day of the month following collection. The county clerk or designated county official shall remit fees not due the State of Nebraska to the respective county treasurer who shall credit the fees to the county general fund.

Sec. 3. Original section 60-161, Reissue Revised Statutes of Nebraska, and section 37-1287, Revised Statutes Cumulative Supplement, 2010, are repealed.