Sixty-third Legislative Assembly of North Dakota In Regular Session Commencing Tuesday, January 8, 2013

SENATE BILL NO. 2042 (Legislative Management) (Transportation Committee)

AN ACT to amend and reenact section 39-05-20.3 of the North Dakota Century Code, relating to the refusal to issue a certificate of title for unsafe and unfit vehicles.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Section 39-05-20.3 of the North Dakota Century Code is amended and reenacted as follows:

39-05-20.3. Grounds for refusing certificate of title.

The department shallmay not issue a certificate of title or transfer a certificate of title upon any of the following groundsif:

- When the The application contains any false or fraudulent statements or when, the applicant
 has failed to furnish required information or reasonable additional information requested by the
 department, or when the applicant is not entitled to the issuance of a certificate of title under
 this chapter.
- 2. When the The vehicle is mechanically unfit or unsafe to be operated or moved upon the highways. A vehicle is unfit and unsafe if the vehicle has an out-of-state marked title that includes a certificate for destruction or a notation on the title that the vehicle is scrap, parts-only, junk, unrepairable, nonrebuildable, a dismantler, or any other similar notation.
- 3. When the The department has reason to believe the vehicle is a stolen or embezzled vehicle or the granting of title would constitute a fraud against the rightful owner or other person having valid lien upon the vehicle.
- 4. When the The certificate of title is suspended or revoked for any reason as provided in the motor vehicle laws of this state.
- 5. When the The required fee has not been paid.
- 6. When any Any sales tax or motor vehicle excise tax, properly due, has not been paid.
- 7. For There is failure to provide security for payment of basic no-fault benefits and the liabilities covered under motor vehicle liability insurance on a motor vehicle as required by chapter 26.1-41.

S. B. NO. 2042 - PAGE 2

	Preside	President of the Senate			Speaker of the House	
	Secreta	ary of the Senate		Chief Clerk of the House		
This certifies the Dakota and is l	nat the within bil known on the re	II originated in the ecords of that body	Senate of the Si as Senate Bill N	ixty-third Legislative lo. 2042.	Assembly of North	
Senate Vote:	Yeas 45	Nays 0	Absent 2			
House Vote:	Yeas 87	Nays 3	Absent 4			
				Secretary of the S	enate	
Received by the Governor atM. on					, 2013.	
Approved atM. on					, 2013.	
				Governor	<u> </u>	
Filed in this office thisday of					, 2013,	
at o'	clock	_M.				
				Secretary of State		