

Introduced by

Transportation Committee

(At the request of the Department of Transportation)

1 A BILL for an Act to amend and reenact section 39-05-20.3 of the North Dakota Century Code,
2 relating to branding of certificate of title.

3 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

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

6 **39-05-20.3. Grounds for refusing certificate of title.**

7 The department shall not issue a certificate of title or transfer a certificate of title upon any
8 of the following grounds:

- 9 1. When the application contains any false or fraudulent statements or when the
10 applicant has failed to furnish required information or reasonable additional information
11 requested by the department or when the applicant is not entitled to the issuance of a
12 certificate of title under this chapter.
- 13 2. When the vehicle is mechanically unfit or unsafe to be operated or moved upon the
14 highways.
- 15 3. When an out-of-state title presented for transfer is branded scrap, parts-only, junk,
16 unrepairable, nonrebuildable, certificate of destruction, dismantler, or some similar
17 notation indicating the vehicle cannot be retitled and registered for use on public
18 roadways.
- 19 4. When the department has reason to believe the vehicle is a stolen or embezzled
20 vehicle or the granting of title would constitute a fraud against the rightful owner or
21 other person having valid lien upon the vehicle.
- 22 4.5. When the certificate of title is suspended or revoked for any reason as provided in the
23 motor vehicle laws of this state.
- 24 5.6. When the required fee has not been paid.

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- 1 ~~6.7.~~ When any sales tax or motor vehicle excise tax, properly due, has not been paid.
- 2 ~~7.8.~~ For failure to provide security for payment of basic no-fault benefits and the liabilities
- 3 covered under motor vehicle liability insurance on a motor vehicle as required by
- 4 chapter 26.1-41.