OFFICIAL AMENDMENT TO THE
INTERNATIONAL REGISTRATION PLAN

Ballot Number: 411 – Uncollectable Accounts

Ballot Date: July 6, 2017

Ballot Expiration Date: October 4, 2017

Amendment Effective Date, If Approved: 07/01/2018

Sponsor(s): Nebraska

Contact Person (Name/Title/Agency/Jurisdiction/Telephone/Email):
Cathy Beedle/Motor Carrier Services Administrator
Nebraska Department of Motor Vehicles
cathy.beedle@nebraska.gov (402) 471-3894

☒ Sponsor’s(s’) IRP voting member notified

SECTIONS TO BE AMENDED

International Registration Plan:

Article II Definitions – Uncollectable Account
Article V, Section 505 – Cancellation of Registration
Article XII, Section 1215 – Fee Transmittals Audit Procedures Manual:

SUMMARY

The purpose of this ballot is to provide relief to a jurisdiction when registration fees have been transmitted through the Clearinghouse or sent to non-Clearinghouse jurisdictions and subsequent to that, the fees are determined to be uncollectable from the IRP registrant. The affected jurisdiction will accomplish this by making a valid adjustment through the IRP Clearinghouse, or in the case of non-Clearinghouse jurisdictions, by making an adjustment to a transmittal. The most likely reason for registration fees to be “uncollectable” are when an IRP registrant submits an insufficient funds check (NSF) or when, if paying electronically, the customer claims
the transaction is fraudulent and the credit card company refunds their payment and deducts the amount from jurisdictions receipts. If these events happen after fees have been transmitted to the Clearinghouse and netted for the month, the jurisdiction can be responsible for significant fees for which they may never receive reimbursement. This ballot provides for relief to the affected jurisdiction under these specific scenarios.

1. Jurisdictions efforts to collect on a NSF check have been unsuccessful and the jurisdiction has determined the amount is uncollectable and at least 90 days have lapsed since initial payment was made but no more than 3 years. These dates were established to allow jurisdictions ample opportunity to collect from the carrier before taking the action to reverse the fees and to protect affected jurisdictions.

2. A payment made for IRP registration fees has been protested (aka. a charge back) and the 3rd party provider of the payment service has provided relief to the card holder and has received a credit from the jurisdiction.
AMENDMENT

Article II Definitions - Uncollectable Account
An Uncollectable account is when a jurisdiction has collected registration or audit fees from a registrant and transmitted those registration fees to the jurisdiction(s) for which fees were due and later those fees are determined to be uncollectable. Fees are uncollectable under the following circumstances:

- Payment was made with an insufficient funds check.
- Payment was made using an on-line payment system and the payment provider has determined the transaction to be uncollectable and is demanding reimbursement for the transaction.

For purposes of reversing transactions, a jurisdiction cannot deem an account uncollectable no earlier than 90 days from the date payment was first received but and no later than 3 years after payment was received.

Article V Registration of Apportionable Vehicles

505 Cancellation of Registration

The Base Jurisdiction shall cancel, suspend, or revoke any apportioned registration if the registration was granted erroneously, or if the Registrant fails to pay any Apportionable Fees. If the reason for cancelation, suspension or revocation of any apportioned registration is due to the account being determined to be uncollectable, the base jurisdiction may adjust the fees previously transmitted in accordance with section 1215.

Article XII Member Jurisdiction Duties and Cooperation

1215 Fee Transmittals

(a) A Member Jurisdiction shall establish and follow procedures by which it shall regularly transmit to each other Member Jurisdiction all of the Apportionable Fees it has collected under the Plan for such other Member Jurisdiction. Such procedures shall ensure that fee transmittals are timely, complete, and accurate. The transmittals shall contain all information necessary for the receiving Member Jurisdiction to verify Apportionable Fees paid or in the case of an uncollectable account, Fees to be reversed. The transmittals and appropriate funds shall be mailed or electronically transmitted to other Member Jurisdictions within the 30 days following the close of the transmittal period.