

AMENDMENTS TO LB 1018

(Amendments to E & R amendments, AM7201)

1 1. Insert the following new sections:

2 "Sec. 4. Section 60-1406, Revised Statutes Supplement,  
3 1999, is amended to read:

4 60-1406. Licenses issued by the board under Chapter 60,  
5 article 14, shall be of the classes set out in this section and  
6 shall permit the business activities described in this section:

7 (1) Motor vehicle dealer's license. This license permits  
8 the licensee to engage in the business of selling or exchanging  
9 new, used, or new and used motor vehicles, ~~and~~ trailers, and  
10 manufactured homes at the established place of business designated  
11 in the license and another place or places of business located  
12 within three hundred feet of the designated place of business and  
13 within the city or county described in the original license. This  
14 license permits the sale of a trade-in or consignment mobile home  
15 greater than forty feet in length and eight feet in width and  
16 located at a place other than the dealer's established place of  
17 business. This license permits one person, either the licensee, if  
18 he or she is the individual owner of the licensed business, or a  
19 stockholder, officer, partner, or member of the licensee, to act as  
20 a motor vehicle, ~~and~~ trailer, and manufactured home salesperson and  
21 the name of the authorized person shall appear on the license;

22 (2) Motor vehicle, motorcycle, or trailer salesperson  
23 license. This license permits the licensee to engage in the

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1 activities of a motor vehicle, motorcycle, or trailer salesperson.

2 This license permits the one person named on the license to act as  
3 a salesperson;

4 (3) Manufacturer license. This license permits the  
5 licensee to engage in the activities of a motor vehicle,  
6 motorcycle, or trailer manufacturer or manufacturer's factory  
7 branch;

8 (4) Distributor license. This license permits the  
9 licensee to engage in the activities of a motor vehicle,  
10 motorcycle, or trailer distributor;

11 (5) Factory representative license. This license permits  
12 the licensee to engage in the activities of a factory branch  
13 representative;

14 (6) Factory branch license. This license permits the  
15 licensee to maintain a branch office in this state;

16 (7) Distributor representative license. This license  
17 permits the licensee to engage in the activities of a distributor  
18 representative;

19 (8) Finance company license. This license permits the  
20 licensee to engage in the activities of repossession of motor  
21 vehicles or trailers and the sale of such motor vehicles or  
22 trailers so repossessed;

23 (9) Wrecker or salvage dealer license. This license  
24 permits the licensee to engage in the business of acquiring motor  
25 vehicles or trailers for the purpose of dismantling the motor  
26 vehicles or trailers and selling or otherwise disposing of the  
27 parts and accessories of motor vehicles or trailers;

1           (10) Supplemental motor vehicle, motorcycle, or trailer  
2 dealer's license. This license permits the licensee to engage in  
3 the business of selling or exchanging motor vehicles, motorcycles,  
4 or trailers of the type designated in his or her dealer's license  
5 at a specified place of business which is located more than three  
6 hundred feet from any part of the place of business designated in  
7 the original motor vehicle, motorcycle, or trailer dealer's license  
8 but which is located within the city or county described in such  
9 original license;

10           (11) Motorcycle dealer's license. This license permits  
11 the licensee to engage in the business of selling or exchanging  
12 new, used, or new and used motorcycles at the established place of  
13 business designated in the license and another place or places of  
14 business located within three hundred feet of the designated place  
15 of business and within the city or county described in the original  
16 license. This form of license permits one person named on the  
17 license, either the licensee, if he or she is the individual owner  
18 of the licensed business, or a stockholder, officer, partner, or  
19 member of the licensee, to act as a motorcycle salesperson and the  
20 name of the authorized person shall appear on the license;

21           (12) Motor vehicle auction dealer's license. This  
22 license permits the licensee to engage in the business of selling  
23 motor vehicles and trailers. This form of license permits one  
24 person named on the license, either the licensee, if he or she is  
25 the individual owner of the licensed business, or a stockholder,  
26 officer, partner, or member of the licensee, to act as a motor  
27 vehicle auction dealer's salesperson and the name of the authorized

1 person shall appear on the license; and

2 (13) Trailer dealer's license. This license permits the  
3 licensee to engage in the business of selling or exchanging new,  
4 used, or new and used trailers and manufactured homes at the  
5 established place of business designated in the license and another  
6 place or places of business located within three hundred feet of  
7 the designated place of business and within the city or county  
8 described in the original license. This form of license permits  
9 one person named on the license, either the licensee, if he or she  
10 is the individual owner of the licensed business, or a stockholder,  
11 officer, partner, or member of the licensee, to act as a trailer  
12 and manufactured home salesperson and the name of the authorized  
13 person shall appear on the license.

14 Sec. 5. Section 60-1407.03, Reissue Revised Statutes of  
15 Nebraska, is amended to read:

16 60-1407.03. Notwithstanding the other provisions of  
17 Chapter 60, article 14, restricting sales to an established place  
18 of business, any ~~licensed~~ motor vehicle, motorcycle, or trailer  
19 dealer licensed in accordance with Chapter 60, article 14, may be  
20 granted a special permit to display and sell passenger cars, motor  
21 vehicles, motorcycles, trailers, or self-propelled motor homes at  
22 fairs, sports shows, vacation shows, and similar events, subject to  
23 the conditions established by sections 60-1407.02 to ~~60-1407.05~~  
24 60-1407.04.

25 Sec. 10. The following section is outright repealed:  
26 Section 60-1407.05, Reissue Revised Statutes of Nebraska."

27 2. On page 2, line 1, after "vehicles" insert an

1   underscored comma, strike "and" and show as stricken, and after  
2   "trailers" insert ", and manufactured homes"; and in line 10 after  
3   "trailers" insert "and manufactured homes".

4           3.   On page 10, line 12, strike "and" and show as  
5   stricken; and in line 15 after "60-1440" insert "; and

6           (35) Manufactured home means a structure, transportable  
7   in one or more sections, which in the traveling mode is eight body  
8   feet or more in width or forty body feet or more in length or when  
9   erected on site is three hundred twenty or more square feet and  
10   which is built on a permanent chassis and designed to be used as a  
11   dwelling with or without a permanent foundation when connected to  
12   the required utilities and includes the plumbing, heating, air  
13   conditioning, and electrical systems contained in the structure,  
14   except that manufactured home includes any structure that meets all  
15   of the requirements of this subdivision other than the size  
16   requirements and with respect to which the manufacturer voluntarily  
17   files a certification required by the United States Secretary of  
18   Housing and Urban Development and complies with the standards  
19   established under the National Manufactured Housing Construction  
20   and Safety Standards Act of 1974, as amended, 42 U.S.C. 5401 et  
21   seq. Manufactured home also includes any manufactured home  
22   designed and manufactured with more than one separate living unit  
23   for the purpose of multifamily living".

24           4.   On page 17, line 7, after the last comma insert  
25   "60-1407.03,"; and in line 8 after the last comma insert "and  
26   section 60-1406, Revised Statutes Supplement, 1999,".

27           5.   Re-number the remaining sections accordingly.