

AMENDMENTS TO LB 1105

1 1. Insert the following new sections:

2 "Section 1. Section 60-311.14, Revised Statutes
3 Supplement, 2000, is amended to read:

4 60-311.14. (1) The Department of Motor Vehicles shall,
5 without the payment of any fee except the taxes and fees required
6 by sections 60-311, 60-3002, and 60-3007, issue license plates for
7 one motor vehicle not used for hire and a license plate for one
8 motorcycle not used for hire to any permanently handicapped or
9 disabled person as defined in section 18-1738 or his or her parent,
10 legal guardian, foster parent, or agent upon application and proof
11 of a permanent handicap or disability. Beginning January 1, 2005,
12 an application and proof of disability in the form and with the
13 information required by section 18-1738 shall be filed before
14 license plates are issued or revised pursuant to this section.

15 (2) The license plate or plates shall carry the
16 internationally accepted wheelchair symbol, which symbol is a
17 representation of a person seated in a wheelchair surrounded by a
18 border six units wide by seven units high, and such other letters
19 or numbers as the Director of Motor Vehicles prescribes. Such
20 license plate or plates shall be used by such person in lieu of the
21 usual license plate or plates.

22 Sec. 2. Section 60-1417.01, Revised Statutes Supplement,
23 2000, is amended to read:

24 60-1417.01. (1) (a) Each auction dealer shall establish

1 and retain at the primary place of business a record of the
2 following information for each motor vehicle or trailer coming into
3 his or her possession as an auction dealer: (i) The name of the
4 most recent owner, other than the auction dealer; (ii) the name of
5 the buyer; (iii) the vehicle identification number; (iv) the
6 odometer reading on the date on which the auction dealer took
7 possession of the motor vehicle; and (v) a bill of sale or other
8 transaction document signed by the seller or the seller's agent and
9 the buyer or the buyer's agent.

10 (b) The dealer shall maintain the information in a manner
11 that permits systematic retrieval for five years following the date
12 of sale of each vehicle or trailer. The information may be
13 maintained in a tangible medium or stored in an electronic or other
14 medium that is retrievable in perceivable form.

15 (2) Any prospective seller of a used motor vehicle or
16 trailer at auction shall complete a buyer's information form
17 provided by the auction dealer and approved by the board.

18 (2) The form shall include (a) the make, (b) the model,
19 (c) the year, (d) the actual mileage if known, except for trailers,
20 (e) the vehicle identification number, (f) the name and address of
21 the present owner of the vehicle or trailer, (g) the name and
22 address of the previous owner, (h) the name and address of the
23 person offering the vehicle for sale if such person is an employee
24 or agent of the present owner, (i) the name and address of the
25 person who has physical possession of the certificate of title, (j)
26 a statement as to whether the title is available for inspection and
27 transfer immediately upon the sale of the motor vehicle or trailer,

1 and ~~(k)~~ whether the unit is subject to any kind of ride and drive
2 provisions and can or cannot be rejected and returned for refund
3 within a specific period.

4 ~~(3)~~ The buyer's information form shall be signed by the
5 seller or the seller's agent and the auction dealer. One copy of
6 the form shall be retained by the seller, and one copy of the form
7 shall be retained and maintained as a record by the auction dealer
8 for a period of two years from the date offered for sale.

9 ~~(4)~~ (c) The auction dealer shall be responsible for
10 insuring that the information required in subdivisions ~~(2)~~~~(a)~~
11 ~~through (e)~~, ~~(j)~~, and ~~(k)~~ (1)(a)(i), (iii), and (iv) of this
12 section and the name of the state of origin of the current title is
13 available to all prospective purchasers buyers at the time a
14 vehicle or trailer is offered for sale at auction and shall give
15 the bill of sale or other transaction document required in
16 subdivision (1)(a)(v) of this section to the buyer purchasing the
17 vehicle or trailer at auction.

18 ~~(5)~~ (2) When any dealer, except an auction dealer selling
19 at auction, sells any unit on consignment, he or she shall take
20 title to such unit in his or her own name, except that any dealer
21 or other person, other than the owner of a used mobile home,
22 selling a used mobile home shall not be required to take title but
23 shall complete a buyer's information form approved by the board.

24 ~~(6)~~ The seller of the used mobile home shall be responsible for
25 insuring that a copy of the form is delivered to the buyer prior to
26 closing the sale of the used mobile home. The form shall include
27 the (a) name and address of the record owner of the mobile home,

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- 1 (b) model, (c) year, and (d) serial number.".
- 2 2. Renumber the remaining sections and correct internal
- 3 references e repealer section accordingly.