

LEGISLATURE OF NEBRASKA
NINETY-SEVENTH LEGISLATURE
FIRST SESSION

LEGISLATIVE BILL 39

Introduced by Thompson, 14

Read first time January 4, 2001

Committee: Transportation and Telecommunications

A BILL

1 FOR AN ACT relating to motor vehicles; to amend sections 60-471,
2 60-501, 60-678, 60-6,349, 60-6,350, 60-6,351, and
3 60-3007, Reissue Revised Statutes of Nebraska, and
4 sections 60-301, 60-311, 60-601, and 60-3004, Revised
5 Statutes Supplement, 2000; to authorize and regulate
6 low-speed vehicles as prescribed; to define a term; to
7 provide a penalty; to harmonize provisions; to provide an
8 operative date; to repeal the original sections; and to
9 declare an emergency.

10 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 60-301, Revised Statutes Supplement,
2 2000, is amended to read:

3 60-301. For purposes of Chapter 60, article 3, unless
4 the context otherwise requires:

5 (1) Agricultural products means field crops and
6 horticultural, viticultural, forestry, nut, dairy, livestock,
7 poultry, bee, and farm products, including sod grown on the land
8 owned or rented by the farmer, and the byproducts derived from any
9 of them;

10 (2) Apportionable vehicle means any vehicle used or
11 intended for use in two or more member jurisdictions that allocate
12 or proportionally register vehicles and used for the transportation
13 of persons for hire or designed, used, or maintained primarily for
14 the transportation of property. Apportionable vehicle does not
15 include any recreational vehicle, vehicle displaying restricted
16 plates, city pickup and delivery vehicle, bus used in the
17 transportation of chartered parties, or government-owned vehicle.
18 Such vehicle shall either (a) be a power unit having two axles and
19 a gross vehicle weight or registered gross vehicle weight in excess
20 of twenty-six thousand pounds, (b) be a power unit having three or
21 more axles, regardless of weight, or (c) be used in combination
22 when the weight of such combination exceeds twenty-six thousand
23 pounds gross vehicle weight. Vehicles or combinations of vehicles
24 having a gross vehicle weight of twenty-six thousand pounds or less
25 and two-axle vehicles and buses used in the transportation of
26 chartered parties may be proportionally registered at the option of
27 the registrant;

28 (3) Automobile liability policy means liability insurance

1 written by an insurance carrier duly authorized to do business in
2 this state protecting other persons from damages for liability on
3 account of accidents occurring subsequent to the effective date of
4 the insurance arising out of the ownership of a motor vehicle (a)
5 in the amount of twenty-five thousand dollars because of bodily
6 injury to or death of one person in any one accident, (b) subject
7 to the limit for one person, in the amount of fifty thousand
8 dollars because of bodily injury to or death of two or more persons
9 in any one accident, and (c) in the amount of twenty-five thousand
10 dollars because of injury to or destruction of property of other
11 persons in any one accident. An automobile liability policy shall
12 not exclude liability coverage under the policy solely because the
13 injured person making a claim is the named insured in the policy or
14 residing in the household with the named insured;

15 (4) Cabin trailer means any vehicle without motive power
16 designed for living quarters and for being drawn by a motor vehicle
17 and not exceeding one hundred two inches in width, forty feet in
18 length, or thirteen and one-half feet in height;

19 (5) Commercial trailer means any trailer or semitrailer
20 designed, used, or maintained for the transportation of persons or
21 property for hire, compensation, or profit or designed, used, or
22 maintained primarily for the transportation of property and does
23 not include farm trailers, fertilizer trailers, utility trailers,
24 or cabin trailers;

25 (6) Commercial vehicle means any motor vehicle used or
26 maintained for the transportation of persons or property for hire,
27 compensation, or profit or designed, used, or maintained primarily
28 for the transportation of property and does not include farm

1 trucks;

2 (7) Evidence of insurance means evidence of a current and
3 effective automobile liability policy;

4 (8) Farm trailer means any trailer or semitrailer (a)
5 used exclusively to carry a farmer's or rancher's own supplies,
6 farm equipment, and household goods to or from the owner's farm or
7 ranch, (b) used by the farmer or rancher to carry his or her own
8 agricultural products, livestock, and produce to or from storage
9 and market and attached to a passenger car, commercial-licensed
10 vehicle registered for sixteen tons or less, or farm-licensed
11 vehicle, or (c) used by a farmer or rancher to carry his or her own
12 agricultural products, livestock, and produce to and from market.
13 Such trailers shall carry on their license plate, in addition to
14 the registration number, the letter X. Farm trailer does not
15 include a trailer so used when attached to a farm tractor;

16 (9) Farm trucks means trucks, including combinations of
17 trucks or truck-tractors and trailers or semitrailers, of farmers
18 or ranchers (a) used exclusively to carry a farmer's or rancher's
19 own supplies, farm equipment, and household goods to or from the
20 owner's farm or ranch, (b) used by the farmer or rancher to carry
21 his or her own agricultural products, livestock, and produce to or
22 from storage or market, (c) used by farmers or ranchers in exchange
23 of service in such hauling of such supplies or agricultural
24 products, livestock, and produce, or (d) used occasionally to carry
25 camper units, to pull boats or cabin trailers, or to carry or pull
26 museum pieces or vehicles of historical significance, without
27 compensation, to events for public display or educational purposes.
28 Such trucks may carry on their license plates, in addition to the

1 registration number, the designation farm and the words NOT FOR
2 HIRE;

3 (10) Fertilizer trailer means any trailer, including
4 gooseneck applicators or trailers, designed and used exclusively to
5 carry or apply agricultural fertilizer or agricultural chemicals
6 and having a gross weight, including load thereon, of twenty
7 thousand pounds or less. Such trailers shall carry on their
8 license plate, in addition to the registration number, the letter
9 X;

10 (11) Film vehicle means any motor vehicle or trailer used
11 exclusively by a nonresident production company temporarily on
12 location in Nebraska producing a feature film, television
13 commercial, documentary, or industrial or educational videotape
14 production;

15 (12) Fleet means one or more apportionable vehicles;

16 (13) Highways means public streets, roads, turnpikes,
17 parks, parkways, drives, alleys, and other public ways used for the
18 passage of road vehicles;

19 (14) Instate miles means total miles operated (a) in the
20 State of Nebraska during the preceding year by the motor vehicle or
21 vehicles registered and licensed for fleet operation and (b) in
22 noncontracting reciprocity states by vehicles that are base-plated
23 in Nebraska;

24 (15) Local truck means a truck and combinations of
25 trucks, truck-tractors, or trailers or semitrailers operated solely
26 within an incorporated city or village or within ten miles of the
27 corporate limits of the city or village in which they are owned,
28 operated, and registered. Such trucks shall carry on their license

1 plates, in addition to the registration number, the designation of
2 local truck;

3 (16) Motor vehicle means any vehicle propelled by any
4 power other than muscular power, including low-speed vehicles as
5 defined in section 10 of this act, except (a) mopeds as defined in
6 section 60-637, (b) farm tractors, (c) self-propelled equipment
7 designed and used exclusively to carry and apply fertilizer,
8 chemicals, or related products to agricultural soil and crops,
9 agricultural floater-spreader implements as defined in section
10 60-6,294.01, and other implements of husbandry designed for and
11 used primarily for tilling the soil and harvesting crops or feeding
12 livestock, (d) power unit hay grinders or a combination which
13 includes a power unit and a hay grinder when operated without
14 cargo, (e) vehicles which run only on rails or tracks, (f) off-road
15 designed vehicles, including, but not limited to, golf carts,
16 go-carts, riding lawnmowers, garden tractors, all-terrain vehicles
17 as defined in section 60-6,355, snowmobiles as defined in section
18 60-663, and minibikes as defined in section 60-636, (g) road and
19 general-purpose construction and maintenance machinery not designed
20 or used primarily for the transportation of persons or property,
21 including, but not limited to, ditchdigging apparatus, asphalt
22 spreaders, bucket loaders, leveling graders, earthmoving carryalls,
23 power shovels, earthmoving equipment, and crawler tractors, and (h)
24 self-propelled chairs used by persons who are disabled;

25 (17) Motorcycle means any motor vehicle, except a tractor
26 or an all-terrain vehicle as defined in section 60-6,355, having a
27 seat or saddle for use of the rider and designed to travel on not
28 more than three wheels in contact with the ground;

1 (18) Noncontracting reciprocity state means any state
2 which is not a party to any type of contracting agreement between
3 the State of Nebraska and one or more other jurisdictions for
4 registration purposes on commercial vehicles and, as a condition to
5 operate on the highways of that state, (a) does not require any
6 type of vehicle registration or allocation of vehicles for
7 registration purposes or (b) does not impose any charges based on
8 miles operated, other than those that might be assessed against
9 fuel consumed in that state, on any vehicles which are part of a
10 Nebraska-based fleet;

11 (19) Owner means a person, firm, or corporation which
12 holds a legal title of a vehicle. If (a) a vehicle is the subject
13 of an agreement for the conditional sale thereof with the right of
14 purchase upon performance of the conditions stated in the agreement
15 and with an immediate right of possession vested in the conditional
16 vendee, (b) a vehicle is subject to a lease of thirty days or more
17 with an immediate right of possession vested in the lessee, or (c)
18 a mortgagor of a vehicle is entitled to possession, then such
19 conditional vendee, lessee, or mortgagor shall be deemed the owner
20 for purposes of Chapter 60, article 3. For such purpose, there are
21 hereby adopted and incorporated by reference the provisions of
22 Article XI, International Registration Plan, adopted by the
23 American Association of Motor Vehicle Administrators, as revised
24 November 1976;

25 (20) Park means to stop a vehicle for any length of time,
26 whether occupied or unoccupied;

27 (21) Passenger car means a motor vehicle designed and
28 used to carry ten passengers or less and not used for hire;

1 (22) Proof of financial responsibility has the same
2 meaning as in section 60-501;

3 (23) Self-propelled mobile home means a vehicle with
4 motive power designed for living quarters;

5 (24) Semitrailer means any vehicle without motive power
6 designed for carrying persons or property and for being drawn by a
7 motor vehicle and so constructed that some part of its weight and
8 that of its load rests upon or is carried by the towing vehicle;

9 (25) Total fleet miles means the total number of miles
10 operated in all jurisdictions during the preceding year by the
11 vehicles in such fleet during such year;

12 (26) Trailer means any vehicle without motive power
13 designed for carrying persons or property and being pulled by a
14 motor vehicle and so constructed that no part of its weight rests
15 upon the towing vehicle;

16 (27) Transporter means any person lawfully engaged in the
17 business of transporting vehicles not his or her own solely for
18 delivery thereof (a) by driving singly, (b) by driving in
19 combinations by the towbar, fullmount, or saddlemount methods or
20 any combinations thereof, or (c) when a truck or tractor draws a
21 semitrailer or tows a trailer;

22 (28) Truck means a motor vehicle that is designed, used,
23 or maintained primarily for the transportation of property;

24 (29) Truck-tractor means any motor vehicle designed and
25 used primarily for drawing other vehicles and not so constructed as
26 to carry a load other than a part of the weight of the vehicle and
27 load being drawn;

28 (30) Utility trailer means a trailer having a gross

1 weight, including load thereon, of nine thousand pounds or less
2 attached to a motor vehicle and used exclusively to carry
3 miscellaneous items of personal property. Such trailers shall
4 carry on their license plate, in addition to the registration
5 number, the letter X; and

6 (31) Vehicle means any device in, upon, or by which any
7 person or property is or may be transported or drawn upon a public
8 highway except devices moved solely by human power or used
9 exclusively upon stationary rails or tracks.

10 Sec. 2. Section 60-311, Revised Statutes Supplement,
11 2000, is amended to read:

12 60-311. (1) ~~The~~ Except as provided in subsection (7) of
13 this section, the Department of Motor Vehicles shall furnish to
14 every person whose motor vehicle is registered fully reflectorized
15 license plates upon which shall be displayed (a) the registration
16 number consisting of letters and numerals assigned to such motor
17 vehicle in figures not less than two and one-half inches nor more
18 than three inches in height and (b) also the word Nebraska suitably
19 lettered so as to be attractive. Two plates shall be furnished for
20 every motor vehicle, except that one plate per vehicle shall be
21 furnished for dealers, motorcycles, truck-tractors, semitrailers,
22 trailers, cabin trailers, buses, and vehicles registered pursuant
23 to section 60-305.09. The plates shall be of a color designated by
24 the Director of Motor Vehicles. The color of the plates shall be
25 changed each time the license plates are changed. Each time the
26 license plates are changed the director shall secure competitive
27 bids for materials pursuant to sections 81-145 to 81-162.

28 (2) Except for license plates issued pursuant to section

1 60-305.16, license plates shall be issued every three years
2 beginning with the license plates issued in the year 1984. Except
3 for plates issued pursuant to section 60-305.16, in the years in
4 which plates are not issued, in lieu of furnishing such plates, the
5 department shall furnish to every person whose motor vehicle is
6 registered one or two renewal tabs, as the case may be, which
7 renewal tabs shall bear the year for which furnished and be so
8 constructed as to permit them to be permanently affixed to the
9 plates.

10 (3) The department may provide a distinctive license
11 plate for all motor vehicles owned or operated by the state,
12 counties, municipalities, or school districts. Such
13 government-owned motor vehicles shall display such distinctive
14 license plates when such license plates are issued or shall display
15 undercover license plates when such license plates are issued under
16 section 60-304.

17 (4) The department shall provide a distinctive plate for
18 issuance pursuant to section 60-305.16.

19 (5) Whenever new license plates, including duplicate or
20 replacement license plates, are furnished to any person, a fee per
21 plate shall be charged in addition to all other required fees. The
22 plate fee shall be determined by the department and shall only
23 cover the cost of the plate and renewal tabs and stickers but shall
24 not exceed two dollars and fifty cents. All fees collected
25 pursuant to this section shall be remitted to the State Treasurer
26 for credit to the Highway Trust Fund.

27 (6) There is hereby created the License Plate Cash Fund
28 which shall consist of money transferred to it pursuant to section

1 39-2215. All costs associated with the manufacture of license
2 plates and stickers, ~~or~~ tabs, or decals provided for in this
3 section and sections 60-311.01, 60-311.02, 60-6,322, and 60-1804
4 shall be paid from funds appropriated from the License Plate Cash
5 Fund. The fund shall be used exclusively for such purposes and
6 shall be administered by the department. Any money in the fund
7 available for investment shall be invested by the state investment
8 officer pursuant to the Nebraska Capital Expansion Act and the
9 Nebraska State Funds Investment Act.

10 (7) The Department of Motor Vehicles shall furnish to
11 every person whose low-speed vehicle, as defined in section 10 of
12 this act, is registered a numbered decal which shall be affixed to
13 the upper half of the low-speed vehicle as the department
14 prescribes. The department may adopt and promulgate rules and
15 regulations to carry out this subsection.

16 Sec. 3. Section 60-471, Reissue Revised Statutes of
17 Nebraska, is amended to read:

18 60-471. Motor vehicle shall mean all vehicles propelled
19 by any power other than muscular power, including low-speed
20 vehicles as defined in section 10 of this act, except (1)
21 self-propelled chairs used by persons who are disabled, (2) farm
22 tractors, (3) farm tractors used occasionally outside general farm
23 usage, (4) road rollers, (5) vehicles which run only on rails or
24 tracks, and (6) off-road vehicles, including, but not limited to,
25 golf carts, go-carts, riding lawn mowers, garden tractors,
26 all-terrain vehicles as defined in section 60-6,355, minibikes as
27 defined in section 60-636, and snowmobiles as defined in section
28 60-663.

1 Sec. 4. Section 60-501, Reissue Revised Statutes of
2 Nebraska, is amended to read:

3 60-501. For purposes of the Motor Vehicle Safety
4 Responsibility Act, unless the context otherwise requires:

5 (1) Department means Department of Motor Vehicles;

6 (2) Judgment means any judgment which shall have become
7 final by the expiration of the time within which an appeal might
8 have been perfected without being appealed, or by final affirmation
9 on appeal, rendered by a court of competent jurisdiction of any
10 state or of the United States, (a) upon a cause of action arising
11 out of the ownership, maintenance, or use of any motor vehicle for
12 damages, including damages for care and loss of services, because
13 of bodily injury to or death of any person or for damages because
14 of injury to or destruction of property, including the loss of use
15 thereof, or (b) upon a cause of action on an agreement of
16 settlement for such damages;

17 (3) License means any license issued to any person under
18 the laws of this state pertaining to operation of a motor vehicle
19 within this state;

20 (4) Motor vehicle means any self-propelled vehicle which
21 is designed for use upon a highway, including low-speed vehicles as
22 defined in section 10 of this act and trailers designed for use
23 with such vehicles, except (a) mopeds as defined in section 60-637,
24 (b) traction engines, (c) road rollers, (d) farm tractors, (e)
25 tractor cranes, (f) power shovels, (g) well drillers, (h) every
26 vehicle which is propelled by electric power obtained from overhead
27 wires but not operated upon rails, and (i) off-road designed
28 vehicles, including, but not limited to, golf carts, go-carts,

1 riding lawnmowers, garden tractors, all-terrain vehicles as defined
2 in section 60-6,355, minibikes as defined in section 60-636, and
3 snowmobiles as defined in section 60-663;

4 (5) Nonresident means every person who is not a resident
5 of this state;

6 (6) Nonresident's operating privilege means the privilege
7 conferred upon a nonresident by the laws of this state pertaining
8 to the operation by him or her of a motor vehicle or the use of a
9 motor vehicle owned by him or her in this state;

10 (7) Operator means every person who is in actual physical
11 control of a motor vehicle;

12 (8) Owner means a person who holds the legal title of a
13 motor vehicle, or in the event (a) a motor vehicle is the subject
14 of an agreement for the conditional sale or lease thereof with the
15 right of purchase upon performance of the conditions stated in the
16 agreement and with an immediate right of possession vested in the
17 conditional vendee or lessee or (b) a mortgagor of a vehicle is
18 entitled to possession, then such conditional vendee or lessee or
19 mortgagor shall be deemed the owner for the purposes of the act;

20 (9) Person means every natural person, firm, partnership,
21 limited liability company, association, or corporation;

22 (10) Proof of financial responsibility means evidence of
23 ability to respond in damages for liability, on account of
24 accidents occurring subsequent to the effective date of such proof,
25 arising out of the ownership, maintenance, or use of a motor
26 vehicle, (a) in the amount of twenty-five thousand dollars because
27 of bodily injury to or death of one person in any one accident, (b)
28 subject to such limit for one person, in the amount of fifty

1 thousand dollars because of bodily injury to or death of two or
2 more persons in any one accident, and (c) in the amount of
3 twenty-five thousand dollars because of injury to or destruction of
4 property of others in any one accident;

5 (11) Registration means registration certificate or
6 certificates and registration plates issued under the laws of this
7 state pertaining to the registration of motor vehicles;

8 (12) State means any state, territory, or possession of
9 the United States, the District of Columbia, or any province of the
10 Dominion of Canada; and

11 (13) The forfeiture of bail, not vacated, or of
12 collateral deposited to secure an appearance for trial shall be
13 regarded as equivalent to conviction of the offense charged.

14 Sec. 5. Section 60-601, Revised Statutes Supplement,
15 2000, is amended to read:

16 60-601. Sections 60-601 to 60-6,374 and sections 10 to
17 14 of this act shall be known and may be cited as the Nebraska
18 Rules of the Road.

19 Sec. 6. Section 60-678, Reissue Revised Statutes of
20 Nebraska, is amended to read:

21 60-678. The State of Nebraska or any department, board,
22 commission, or governmental subdivision thereof is hereby
23 authorized, in its respective jurisdiction, to enact regulations
24 permitting, prohibiting, and controlling the use of motor vehicles,
25 low-speed vehicles, minibikes, motorcycles, off-road recreation
26 vehicles of any and all types, other powered vehicles, and vehicles
27 which are not self-propelled. Any person who operates any of such
28 vehicles without the permission of the appropriate governmental

1 entity or in a place, time, or manner which has been prohibited by
2 such entity shall be guilty of a Class III misdemeanor.

3 Such governmental entity may further authorize the
4 supervising official of any area under its ownership or control to
5 permit, control, or prohibit operation of any motor vehicle,
6 low-speed vehicle, minibike, motorcycle, off-road recreational
7 vehicle of any or all types, other powered vehicle, or vehicle
8 which is not self-propelled on all or any portion of any area under
9 its ownership or control at any time by posting or, in case of an
10 emergency, by personal notice. Any person operating any such
11 vehicle where prohibited, where not permitted, or in a manner so as
12 to endanger the peace and safety of the public or as to harm or
13 destroy the natural features or manmade features of any such area
14 shall be guilty of a Class III misdemeanor.

15 Sec. 7. Section 60-6,349, Reissue Revised Statutes of
16 Nebraska, is amended to read:

17 60-6,349. All minibikes and similar two-wheeled,
18 three-wheeled, and four-wheeled miniature vehicles offered for sale
19 in this state, except low-speed vehicles as defined in section 10
20 of this act, shall bear the following notice to the customer and
21 user: This vehicle as manufactured or sold is for off-road use
22 only.

23 Sec. 8. Section 60-6,350, Reissue Revised Statutes of
24 Nebraska, is amended to read:

25 60-6,350. Nothing in sections 60-678 and 60-6,348 to
26 60-6,351 shall prohibit occasional necessary movement of vehicles
27 ~~described in~~ subject to section 60-6,349 on streets for purposes of
28 moving the vehicle across streets or a turnaround on the streets.

1 All such vehicles when used under this section shall be exempt from
2 all motor vehicle legal requirements.

3 Sec. 9. Section 60-6,351, Reissue Revised Statutes of
4 Nebraska, is amended to read:

5 60-6,351. It is the intent of the Legislature to remove
6 from street use and operation minibikes and similar two-wheeled,
7 three-wheeled, or four-wheeled miniature vehicles, the visibility,
8 power, and equipment of which are inadequate for mixing with normal
9 vehicular traffic upon streets and highways. This does not include
10 removing low-speed vehicles as defined in section 10 of this act
11 from street use and operation.

12 Sec. 10. For purposes of sections 10 to 14 of this act:

13 (1) Low-speed vehicle means a four-wheeled vehicle that
14 is able to attain a speed, upon a level paved surface, of at least
15 twenty miles per hour but not more than twenty-five miles per hour
16 in one mile and weighs more than seven hundred fifty pounds but not
17 more than one thousand five hundred pounds, unloaded weight.
18 Low-speed vehicle does not include an all-terrain vehicle or any
19 other vehicle designed primarily for off-road use; and

20 (2) Operate means to ride in or on and control the
21 operation of a low-speed vehicle.

22 Sec. 11. No person shall operate a low-speed vehicle on
23 a highway on which the speed limit exceeds thirty miles per hour,
24 except as provided in section 13 of this act. The operator of a
25 low-speed vehicle may make a direct crossing of a highway on which
26 the speed limit exceeds thirty miles per hour if the crossing is
27 made so the operator can continue on a highway on which the speed
28 limit does not exceed thirty miles per hour.

1 Sec. 12. A low-speed vehicle shall comply with the
2 Federal Motor Vehicle Safety Standards under 49 C.F.R. 571.500.

3 Sec. 13. Any city or village may regulate the operation
4 of low-speed vehicles within its jurisdiction and on highways
5 within its boundaries by resolution or ordinance of the governing
6 body and by giving appropriate notice.

7 Sec. 14. The Department of Motor Vehicles may adopt and
8 promulgate rules and regulations to carry out sections 10 to 14 of
9 this act.

10 Sec. 15. Section 60-3004, Revised Statutes Supplement,
11 2000, is amended to read:

12 60-3004. (1) The motor vehicle tax schedules are set out
13 in this section.

14 (2) The motor vehicle tax shall be calculated by
15 multiplying the base tax times the fraction which corresponds to
16 the age category of the vehicle as shown in the following table:

17	YEAR	FRACTION
18	First	1.00
19	Second	0.90
20	Third	0.80
21	Fourth	0.70
22	Fifth	0.60
23	Sixth	0.51
24	Seventh	0.42
25	Eighth	0.33
26	Ninth	0.24
27	Tenth and Eleventh	0.15
28	Twelfth and Thirteenth	0.07

1	\$52,000 to \$53,999	940
2	\$54,000 to \$55,999	980
3	\$56,000 to \$57,999	1,020
4	\$58,000 to \$59,999	1,060
5	\$60,000 to \$61,999	1,100
6	\$62,000 to \$63,999	1,140
7	\$64,000 to \$65,999	1,180
8	\$66,000 to \$67,999	1,220
9	\$68,000 to \$69,999	1,260
10	\$70,000 to \$71,999	1,300
11	\$72,000 to \$73,999	1,340
12	\$74,000 to \$75,999	1,380
13	\$76,000 to \$77,999	1,420
14	\$78,000 and over	1,460

15 (b) Assembled passenger cars, low-speed vehicles, trucks,
 16 utility vehicles, and vans -- \$60

17 (c) Motorcycles -- An amount determined using the
 18 following table:

19	Value when new	Base tax
20	Up to \$3,999	\$ 25
21	\$ 4,000 to \$ 5,999	50
22	\$ 6,000 to \$ 7,999	75
23	\$ 8,000 to \$ 9,999	100
24	\$10,000 to \$11,999	125
25	\$12,000 to \$13,999	150
26	\$14,000 to \$15,999	175
27	\$16,000 to \$17,999	200
28	\$18,000 to \$19,999	225

1 (s) Semitrailers -- \$110

2 (t) All other motor vehicles not listed in subdivisions
3 (3)(a) through (s) of this section -- \$310

4 (4) For purposes of subsection (3) of this section, truck
5 means all trucks and combinations of trucks or truck-tractors,
6 except those trucks, truck-trailers, trailers, semitrailers, or
7 combinations thereof registered under section 60-305.09, and the
8 tax is based on the gross vehicle weight rating as reported by the
9 manufacturer.

10 (5) For purposes of subsection (3) of this section,
11 trailer and semitrailer have the same meanings as in section
12 60-301.

13 (6) Current model year vehicles are designated as
14 first-year vehicles for purposes of the schedules.

15 (7) When a motor vehicle is registered which is newer
16 than the current model year by the manufacturer's designation, the
17 motor vehicle is subject to the initial motor vehicle tax in the
18 first registration period and ninety-five percent of the initial
19 motor vehicle tax in the second registration period.

20 (8) Assembled recreational vehicles and buses shall be
21 designated as sixth-year vehicles in their first year of
22 registration for purposes of the schedules.

23 (9) When a motor vehicle is registered which is required
24 to have a title branded as previous salvage pursuant to section
25 60-130, the motor vehicle tax shall be reduced by twenty-five
26 percent.

27 Sec. 16. Section 60-3007, Reissue Revised Statutes of
28 Nebraska, is amended to read:

1 60-3007. (1) In addition to the registration fees
2 provided by Chapter 60, article 3, and the motor vehicle tax
3 imposed in section 60-3002, a motor vehicle fee is imposed on all
4 motor vehicles registered for operation in this state.

5 (2) The county treasurer or designated county official
6 pursuant to section 23-186 shall annually determine the motor
7 vehicle fee on each motor vehicle registered in the county based on
8 the age of the motor vehicle pursuant to this section and cause a
9 notice of the amount of the fee to be mailed to the registrant at
10 the address shown upon his or her registration certificate. The
11 notice shall be printed on a prenumbered statement form prescribed
12 by the Department of Motor Vehicles, shall be combined with the
13 notice of the motor vehicle tax, and shall be mailed on or before
14 the first day of the last month of the registration period.

15 (3) The motor vehicle tax, motor vehicle fee, and
16 registration fee shall be paid to the county treasurer or
17 designated official prior to the registration of the motor vehicle
18 for the following registration period. After retaining one percent
19 of the motor vehicle fee collected for costs, the remaining
20 proceeds shall be remitted to the State Treasurer for credit to the
21 Motor Vehicle Fee Fund. The State Treasurer shall return funds
22 from the Motor Vehicle Fee Fund remitted by a county treasurer or
23 designated county official which are needed for refunds or credits
24 authorized by law.

25 (4) The Motor Vehicle Fee Fund is created. On or before
26 the last day of each calendar quarter, the State Treasurer shall
27 distribute all funds in the Motor Vehicle Fee Fund as follows: (a)
28 Fifty percent to the county treasurer of each county, amounts in

1 the same proportion as the most recent allocation received by each
 2 county from the Highway Allocation Fund; and (b) fifty percent to
 3 the treasurer of each municipality, amounts in the same proportion
 4 as the most recent allocation received by each municipality from
 5 the Highway Allocation Fund. Funds from the Motor Vehicle Fee Fund
 6 shall be considered local revenue available for matching state
 7 sources. All receipts by counties and municipalities from the
 8 Motor Vehicle Fee Fund shall be used for road, bridge, and street
 9 purposes. Any money in the fund available for investment shall be
 10 invested by the state investment officer pursuant to the Nebraska
 11 Capital Expansion Act and the Nebraska State Funds Investment Act.

12 (5) The motor vehicle fee schedules are set out in this
 13 section. Except for passenger cars, low-speed vehicles, trucks,
 14 utility vehicles, and vans, up to and including seven tons, with a
 15 value when new of less than \$20,000, and for assembled passenger
 16 cars, low-speed vehicles, trucks, utility vehicles, and vans up to
 17 and including seven tons, the fee shall be calculated by
 18 multiplying the base fee times the fraction which corresponds to
 19 the age category of the vehicle as shown in the following table:

YEAR	FRACTION
First through fifth	1.00
Sixth through tenth	.70
Eleventh and over	.35

24 (6) The base fee shall be:

25 (a) Passenger cars, low-speed vehicles, trucks, utility
 26 vehicles, and vans -- Up to and including seven tons, with a value
 27 when new of \$20,000 through \$39,999 -- \$20

28 (b) Passenger cars, low-speed vehicles, trucks, utility

1 vehicles, and vans -- Up to and including seven tons, with a value
2 when new of \$40,000 or more -- \$30

3 (c) Motorcycles -- \$10

4 (d) Recreational vehicles -- Cabin trailers and
5 self-propelled mobile homes -- \$10

6 (e) Trucks over seven tons and buses -- \$30

7 (f) Trailers other than semitrailers -- \$10

8 (g) Semitrailers -- \$30

9 The fee for passenger cars, low-speed vehicles, trucks,
10 utility vehicles, and vans, up to and including seven tons, with a
11 value when new of less than \$20,000, and for assembled passenger
12 cars, low-speed vehicles, trucks, utility vehicles, and vans up to
13 and including seven tons shall be five dollars.

14 (7) For purposes of subsection (6) of this section, truck
15 means all trucks and combinations of trucks or truck-tractors,
16 except those trucks, truck-trailers, trailers, or semitrailers
17 registered under section 60-305.09, and the fee is based on the
18 gross vehicle weight rating as reported by the manufacturer.

19 (8) For purposes of subsection (6) of this section,
20 trailer and semitrailer have the same meanings as in section
21 60-301.

22 (9) Current model year vehicles are designated as
23 first-year vehicles for purposes of the schedules.

24 (10) When a motor vehicle is registered which is newer
25 than the current model year by the manufacturer's designation, the
26 motor vehicle is subject to the initial motor vehicle fee for six
27 registration periods.

28 (11) An owner of a motor vehicle which is exempt from the

1 imposition of a motor vehicle tax pursuant to section 60-3002 shall
2 also be exempt from the imposition of the motor vehicle fee imposed
3 pursuant to this section.

4 (12) Assembled motor vehicles other than passenger cars,
5 low-speed vehicles, trucks, utility vehicles, and vans up to and
6 including seven tons shall follow the schedules for the motor
7 vehicle body type.

8 Sec. 17. This act becomes operative on June 1, 2001.

9 Sec. 18. Original sections 60-471, 60-501, 60-678,
10 60-6,349, 60-6,350, 60-6,351, and 60-3007, Reissue Revised Statutes
11 of Nebraska, and sections 60-301, 60-311, 60-601, and 60-3004,
12 Revised Statutes Supplement, 2000, are repealed.

13 Sec. 19. Since an emergency exists, this act takes
14 effect when passed and approved according to law.