

LEGISLATURE OF NEBRASKA
NINETY-SEVENTH LEGISLATURE
SECOND SESSION

LEGISLATIVE BILL 867

Introduced by Vrtiska, 1

Read first time January 9, 2002

Committee: Transportation and Telecommunications

A BILL

1 FOR AN ACT relating to motor vehicle registration; to amend
2 sections 60-108, 60-117, 60-305.04, 60-310, 60-311.03,
3 60-311.04, 60-311.05, 60-311.08, 60-311.09, 60-311.12,
4 60-311.13, 60-311.16, 60-311.21, 60-311.25, 60-320,
5 60-321, 60-323, 60-324, 60-331, 60-331.03, 60-334,
6 60-345, 60-683, 60-1306, and 81-2005, Reissue Revised
7 Statutes of Nebraska, sections 60-304, 60-305.16, 60-311,
8 60-311.02, 60-311.14, 60-311.23, 60-315.01, 60-335,
9 60-1901, 60-1902, 60-1903, and 60-1908, Revised Statutes
10 Supplement, 2000, and sections 18-1736, 18-1737, 60-301,
11 and 60-315, Revised Statutes Supplement, 2001; to provide
12 for one license plate and In Transit decal per vehicle;
13 to change provisions relating to license plates; to
14 harmonize provisions; to provide an operative date; and
15 to repeal the original sections.
16 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 18-1736, Revised Statutes Supplement,
2 2001, is amended to read:

3 18-1736. (1) A city or village may designate parking
4 spaces, including access aisles, for the exclusive use of (a)
5 handicapped or disabled persons whose motor vehicles display the
6 distinguishing license ~~plates~~ plate issued to a handicapped or
7 disabled ~~persons~~ person pursuant to section 60-311.14, (b)
8 handicapped or disabled persons whose motor vehicles display a
9 distinguishing license plate issued to a handicapped or disabled
10 person by another state, (c) such other handicapped or disabled
11 persons or temporarily handicapped or disabled persons, as
12 certified by the city or village, whose motor vehicles display the
13 permit specified in section 18-1739, and (d) such other motor
14 vehicles, as certified by the city or village, which display the
15 permit specified in section 18-1739. All such permits shall be
16 displayed by hanging the permit from the motor vehicle's rearview
17 mirror so as to be clearly visible through the front windshield.
18 The permit shall be displayed on the dashboard only when there is
19 no rearview mirror.

20 (2) If a city or village so designates a parking space or
21 access aisle, it shall be indicated by posting aboveground and
22 immediately adjacent to and visible from each space or access aisle
23 a sign as described in section 18-1737. In addition to such sign,
24 the space or access aisle may also be indicated by blue paint on
25 the curb or edge of the paved portion of the street adjacent to the
26 space or access aisle.

27 (3) For purposes of sections 18-1736 to 18-1742, access
28 aisle means a space adjacent to a handicapped parking space or

1 passenger loading zone which is constructed and designed in
2 compliance with the federal Americans with Disabilities Act of 1990
3 and the federal rules and regulations adopted and promulgated in
4 response to the act, as the act and the rules and regulations
5 existed on May 31, 2001.

6 Sec. 2. Section 18-1737, Revised Statutes Supplement,
7 2001, is amended to read:

8 18-1737. (1) Any city or village, any state agency, and
9 any person in lawful possession of any offstreet parking facility
10 may designate stalls or spaces, including access aisles, in such
11 facility owned or operated by the city, village, state agency, or
12 person for the exclusive use of handicapped or disabled persons
13 whose motor vehicles display the distinguishing license plates
14 issued to such individuals pursuant to section 60-311.14, such
15 other handicapped or disabled persons or temporarily handicapped or
16 disabled persons, as certified by the city or village, whose motor
17 vehicles display the permit specified in section 18-1739, and such
18 other motor vehicles, as certified by the city or village, which
19 display such permit. Such designation shall be made by posting
20 aboveground and immediately adjacent to and visible from each stall
21 or space, including access aisles, a sign which is in conformance
22 with the Manual on Uniform Traffic Control Devices adopted pursuant
23 to section 60-6,118 and the federal Americans with Disabilities Act
24 of 1990 and the federal rules and regulations adopted and
25 promulgated in response to the act, as the act and the rules and
26 regulations existed on May 31, 2001.

27 (2) The owner or person in lawful possession of an
28 offstreet parking facility, after notifying the police or sheriff's

1 department, as the case may be, and any city, village, or state
2 agency providing onstreet parking or owning, operating, or
3 providing an offstreet parking facility may cause the removal, from
4 a stall or space, including access aisles, designated exclusively
5 for handicapped or disabled persons or temporarily handicapped or
6 disabled persons or motor vehicles for the transportation of
7 handicapped or disabled persons or temporarily handicapped or
8 disabled persons, of any vehicle not displaying the proper permit
9 or the distinguishing license ~~plates~~ plate specified in this
10 section if there is posted aboveground and immediately adjacent to
11 and visible from such stall or space, including access aisles, a
12 sign which clearly and conspicuously states the area so designated
13 as a tow-in zone.

14 (3) A person who parks a vehicle in any onstreet parking
15 space or access aisle which has been designated exclusively for
16 handicapped or disabled persons or temporarily handicapped or
17 disabled persons or motor vehicles for the transportation of
18 handicapped or disabled persons or temporarily handicapped or
19 disabled persons, or in any so exclusively designated parking space
20 or access aisle in any offstreet parking facility, without properly
21 displaying the proper permit or when the handicapped or disabled
22 person to whom or for whom, as the case may be, the license plate
23 or permit is issued will not enter or exit the vehicle while it is
24 parked in the designated space or access aisle shall be guilty of a
25 handicapped parking infraction as defined in section 18-1741.01 and
26 shall be subject to the penalties and procedures set forth in
27 sections 18-1741.01 to 18-1741.07. The display on a motor vehicle
28 of a distinguishing license plate or permit issued to a handicapped

1 or disabled person by and under the duly constituted authority of
2 another state shall constitute a full and complete defense in any
3 action for a handicapped parking infraction as defined in section
4 18-1741.01. If the identity of the person who parked the vehicle
5 in violation of this section cannot be readily determined, the
6 owner or person in whose name the vehicle is registered shall be
7 held prima facie responsible for such violation and shall be guilty
8 and subject to the penalties and procedures described in this
9 section. In the case of a privately owned offstreet parking
10 facility, a city or village shall not require the owner or person
11 in lawful possession of such facility to inform the city or village
12 of a violation of this section prior to the city or village issuing
13 the violator a handicapped parking infraction citation.

14 (4) For purposes of this section and section 18-1741.01,
15 state agency means any division, department, board, bureau,
16 commission, or agency of the State of Nebraska created by the
17 Constitution of Nebraska or established by act of the Legislature,
18 including the University of Nebraska and the Nebraska state
19 colleges, when the entity owns, leases, controls, or manages
20 property which includes offstreet parking facilities.

21 Sec. 3. Section 60-108, Reissue Revised Statutes of
22 Nebraska, is amended to read:

23 60-108. (1) The Department of Motor Vehicles shall adopt
24 and promulgate rules and regulations to insure uniform and orderly
25 operation of Chapter 60, article 1, and the county clerks of all
26 counties shall conform to such rules and regulations and act at the
27 direction of the department. The department shall also provide the
28 county clerks with the necessary training for the proper

1 administration of Chapter 60, article 1. The department shall
2 receive and file in its office all instruments forwarded to it by
3 the county clerks under Chapter 60, article 1, and shall maintain
4 indices covering the state at large for the instruments so filed.
5 These indices shall be by motor number or by an identification
6 number as provided for in section 60-302 and alphabetically by the
7 owner's name and shall be for the state at large and not for
8 individual counties. The department shall provide and furnish the
9 forms required by section 60-114, except manufacturers' or
10 importers' certificates.

11 (2) The department shall check with its records all
12 duplicate certificates of title received from the county clerks.
13 If it appears that a certificate of title has been improperly
14 issued, the department shall cancel the same. Upon cancellation of
15 any certificate of title, the department shall notify the county
16 clerk who issued the same, and such county clerk shall thereupon
17 enter the cancellation upon his or her records. The department
18 shall also notify the person to whom such certificate of title was
19 issued, as well as any lienholders appearing thereon, of the
20 cancellation and shall demand the surrender of such certificate of
21 title, but the cancellation shall not affect the validity of any
22 lien noted thereon. The holder of such certificate of title shall
23 return the same to the department forthwith. If a certificate of
24 registration has been issued to the holder of a certificate of
25 title so canceled, the department shall immediately cancel the same
26 and demand the return of such certificate of registration and
27 license ~~plates or tags~~ plate or tag, and the holder of such
28 certificate of registration and license ~~plates or tags~~ plate or tag

1 shall return the same to the department forthwith.

2 (3) The county clerk shall keep on hand a sufficient
3 supply of blank forms which, except certificate of title and forms,
4 shall be furnished and distributed without charge to manufacturers,
5 licensed dealers, or other persons residing within the county.

6 (4) If a county board consolidates services under the
7 office of a designated county official other than the county clerk
8 pursuant to section 23-186, the designated county official shall
9 conform to the applicable rules and regulations of the department,
10 shall take the training provided by the department, and shall keep
11 on hand a sufficient supply of blank forms which, except for
12 certificate of title and forms, shall be furnished and distributed
13 without charge to manufacturers, licensed dealers, or other persons
14 residing within the county.

15 Sec. 4. Section 60-117, Reissue Revised Statutes of
16 Nebraska, is amended to read:

17 60-117. (1) ~~Whoever shall, except~~ Except as otherwise
18 provided for in sections 60-102 to 60-130, ~~operate~~ whoever operates
19 in this state a motor vehicle for which a certificate of title is
20 required without having such certificate in accordance with
21 sections 60-102 to 60-130 or upon which the certificate of title
22 has been canceled; (2) whoever, except as otherwise provided for in
23 sections 60-102 to 60-130, being a dealer or acting on behalf of a
24 dealer ~~shall acquire, purchase, hold, or display~~ acquires,
25 purchases, holds, or displays for sale a new motor vehicle without
26 having obtained a manufacturer's or importer's certificate or a
27 certificate of title therefor as provided for in sections 60-102 to
28 60-130; (3) whoever ~~shall fail~~ fails to surrender any certificate

1 of title or any certificate of registration or license ~~plates or~~
 2 ~~tags~~ plate or tag upon cancellation of the same by the Department
 3 of Motor Vehicles and notice thereof as prescribed in sections
 4 60-102 to 60-130; (4) whoever fails to surrender the certificate of
 5 title to the county clerk as provided in sections 60-102 to 60-130
 6 in case of the destruction or dismantling or change of a motor
 7 vehicle in such respect that it is not the motor vehicle described
 8 in the certificate of title; (5) whoever ~~shall purport~~ purports to
 9 sell or transfer a motor vehicle without delivering to the
 10 purchaser or transferee thereof a certificate of title or a
 11 manufacturer's or importer's certificate thereto duly assigned to
 12 such purchaser as provided in sections 60-102 to 60-130; (6)
 13 whoever knowingly alters or defaces a Nebraska certificate of
 14 title; or (7) whoever ~~shall violate~~ violates any of the other
 15 provisions of sections 60-102 to 60-130 or any lawful rules or
 16 regulations adopted and promulgated pursuant to the provisions of
 17 such sections ~~60-102 to 60-130~~, shall be is guilty of a Class III
 18 misdemeanor.

19 Sec. 5. Section 60-301, Revised Statutes Supplement,
 20 2001, is amended to read:

21 60-301. For purposes of Chapter 60, article 3, unless
 22 the context otherwise requires:

23 (1) Agricultural products means field crops and
 24 horticultural, viticultural, forestry, nut, dairy, livestock,
 25 poultry, bee, and farm products, including sod grown on the land
 26 owned or rented by the farmer, and the byproducts derived from any
 27 of them;

28 (2) Apportionable vehicle means any vehicle used or

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

18 (3) Automobile liability policy means liability insurance
19 written by an insurance carrier duly authorized to do business in
20 this state protecting other persons from damages for liability on
21 account of accidents occurring subsequent to the effective date of
22 the insurance arising out of the ownership of a motor vehicle (a)
23 in the amount of twenty-five thousand dollars because of bodily
24 injury to or death of one person in any one accident, (b) subject
25 to the limit for one person, in the amount of fifty thousand
26 dollars because of bodily injury to or death of two or more persons
27 in any one accident, and (c) in the amount of twenty-five thousand
28 dollars because of injury to or destruction of property of other

1 persons in any one accident. An automobile liability policy shall
2 not exclude liability coverage under the policy solely because the
3 injured person making a claim is the named insured in the policy or
4 residing in the household with the named insured;

5 (4) Cabin trailer means any vehicle without motive power
6 designed for living quarters and for being drawn by a motor vehicle
7 and not exceeding one hundred two inches in width, forty feet in
8 length, or thirteen and one-half feet in height, except as provided
9 in subdivision (2)(k) of section 60-6,288;

10 (5) Commercial trailer means any trailer or semitrailer
11 designed, used, or maintained for the transportation of persons or
12 property for hire, compensation, or profit or designed, used, or
13 maintained primarily for the transportation of property and does
14 not include farm trailers, fertilizer trailers, utility trailers,
15 or cabin trailers;

16 (6) Commercial vehicle means any motor vehicle used or
17 maintained for the transportation of persons or property for hire,
18 compensation, or profit or designed, used, or maintained primarily
19 for the transportation of property and does not include farm
20 trucks;

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

23 (8) Farm trailer means any trailer or semitrailer (a)
24 used exclusively to carry a farmer's or rancher's own supplies,
25 farm equipment, and household goods to or from the owner's farm or
26 ranch, (b) used by the farmer or rancher to carry his or her own
27 agricultural products, livestock, and produce to or from storage
28 and market and attached to a passenger car, commercial-licensed

1 vehicle registered for sixteen tons or less, or farm-licensed
2 vehicle, or (c) used by a farmer or rancher to carry his or her own
3 agricultural products, livestock, and produce to and from market.
4 Such trailers shall carry on their license plate, in addition to
5 the registration number, the letter X. Farm trailer does not
6 include a trailer so used when attached to a farm tractor;

7 (9) Farm trucks means trucks, including combinations of
8 trucks or truck-tractors and trailers or semitrailers, of farmers
9 or ranchers (a) used exclusively to carry a farmer's or rancher's
10 own supplies, farm equipment, and household goods to or from the
11 owner's farm or ranch, (b) used by the farmer or rancher to carry
12 his or her own agricultural products, livestock, and produce to or
13 from storage or market, (c) used by farmers or ranchers in exchange
14 of service in such hauling of such supplies or agricultural
15 products, livestock, and produce, or (d) used occasionally to carry
16 camper units, to pull boats or cabin trailers, or to carry or pull
17 museum pieces or vehicles of historical significance, without
18 compensation, to events for public display or educational purposes.
19 ~~Such trucks~~ A farm truck may carry on ~~their~~ its license ~~plates~~
20 plate, in addition to the registration number, the designation farm
21 and the words NOT FOR HIRE;

22 (10) Fertilizer trailer means any trailer, including
23 gooseneck applicators or trailers, designed and used exclusively to
24 carry or apply agricultural fertilizer or agricultural chemicals
25 and having a gross weight, including load thereon, of twenty
26 thousand pounds or less. ~~Such trailers~~ A fertilizer trailer shall
27 carry on ~~their~~ its license plate, in addition to the registration
28 number, the letter X;

1 (11) Film vehicle means any motor vehicle or trailer used
2 exclusively by a nonresident production company temporarily on
3 location in Nebraska producing a feature film, television
4 commercial, documentary, or industrial or educational videotape
5 production;

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

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

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

15 (15) Local truck means a truck and combinations of
16 trucks, truck-tractors, or trailers or semitrailers operated solely
17 within an incorporated city or village or within ten miles of the
18 corporate limits of the city or village in which they are owned,
19 operated, and registered. ~~Such trucks~~ A local truck shall carry on
20 ~~their~~ its license ~~plates~~ plate, in addition to the registration
21 number, the designation of local truck;

22 (16) Motor vehicle means any vehicle propelled by any
23 power other than muscular power except (a) mopeds as defined in
24 section 60-637, (b) farm tractors, (c) self-propelled equipment
25 designed and used exclusively to carry and apply fertilizer,
26 chemicals, or related products to agricultural soil and crops,
27 agricultural floater-spreader implements as defined in section
28 60-6,294.01, and other implements of husbandry designed for and

1 used primarily for tilling the soil and harvesting crops or feeding
2 livestock, (d) power unit hay grinders or a combination which
3 includes a power unit and a hay grinder when operated without
4 cargo, (e) vehicles which run only on rails or tracks, (f) off-road
5 designed vehicles, including, but not limited to, golf carts,
6 go-carts, riding lawnmowers, garden tractors, all-terrain vehicles
7 as defined in section 60-6,355, snowmobiles as defined in section
8 60-663, and minibikes as defined in section 60-636, (g) road and
9 general-purpose construction and maintenance machinery not designed
10 or used primarily for the transportation of persons or property,
11 including, but not limited to, ditchdigging apparatus, asphalt
12 spreaders, bucket loaders, leveling graders, earthmoving carryalls,
13 power shovels, earthmoving equipment, and crawler tractors, and (h)
14 self-propelled chairs used by persons who are disabled;

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

19 (18) Noncontracting reciprocity state means any state
20 which is not a party to any type of contracting agreement between
21 the State of Nebraska and one or more other jurisdictions for
22 registration purposes on commercial vehicles and, as a condition to
23 operate on the highways of that state, (a) does not require any
24 type of vehicle registration or allocation of vehicles for
25 registration purposes or (b) does not impose any charges based on
26 miles operated, other than those that might be assessed against
27 fuel consumed in that state, on any vehicles which are part of a
28 Nebraska-based fleet;

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

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

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

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

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

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

27 (25) Suspension of operator's license has the same
28 meaning as in section 60-476.02;

1 (26) Total fleet miles means the total number of miles
2 operated in all jurisdictions during the preceding year by the
3 vehicles in such fleet during such year;

4 (27) Trailer means any vehicle without motive power
5 designed for carrying persons or property and being pulled by a
6 motor vehicle and so constructed that no part of its weight rests
7 upon the towing vehicle;

8 (28) Transporter means any person lawfully engaged in the
9 business of transporting vehicles not his or her own solely for
10 delivery thereof (a) by driving singly, (b) by driving in
11 combinations by the towbar, fullmount, or saddlemount methods or
12 any combinations thereof, or (c) when a truck or tractor draws a
13 semitrailer or tows a trailer;

14 (29) Truck means a motor vehicle that is designed, used,
15 or maintained primarily for the transportation of property;

16 (30) Truck-tractor means any motor vehicle designed and
17 used primarily for drawing other vehicles and not so constructed as
18 to carry a load other than a part of the weight of the vehicle and
19 load being drawn;

20 (31) Utility trailer means a trailer having a gross
21 weight, including load thereon, of nine thousand pounds or less
22 attached to a motor vehicle and used exclusively to carry
23 miscellaneous items of personal property. Such trailers shall
24 carry on their license plate, in addition to the registration
25 number, the letter X; and

26 (32) Vehicle means any device in, upon, or by which any
27 person or property is or may be transported or drawn upon a public
28 highway except devices moved solely by human power or used

1 exclusively upon stationary rails or tracks.

2 Sec. 6. Section 60-304, Revised Statutes Supplement,
3 2000, is amended to read:

4 60-304. (1)(a) Undercover license plates may be issued
5 to state, county, city, or village law enforcement agencies and
6 shall be used only for legitimate criminal investigatory purposes.
7 Undercover license plates may also be issued to the Nebraska State
8 Patrol, the Game and Parks Commission, deputy state sheriffs
9 employed by the Nebraska Brand Committee and State Fire Marshal for
10 state law enforcement purposes, persons employed by the Tax
11 Commissioner for state revenue enforcement purposes, the Department
12 of Health and Human Services for the purposes of communicable
13 disease control or for the prevention and control of those
14 communicable diseases which endanger the public health, the
15 Department of Health and Human Services Regulation and Licensure in
16 the enforcement of drug control laws or for other investigation
17 purposes, the Department of Agriculture for special investigative
18 purposes, and the Insurance Fraud Prevention Division of the
19 Department of Insurance for investigatory purposes. Undercover
20 license plates shall not be used on personal vehicles or for
21 personal use of government vehicles.

22 (b) The Director of Motor Vehicles shall prescribe a form
23 for agencies to apply for undercover license plates. The form
24 shall include a space for the name and signature of the contact
25 person for the requesting agency, a statement that the undercover
26 license plates are to be used only for legitimate criminal
27 investigatory purposes, and a statement that undercover license
28 plates are not to be used on personal vehicles or for personal use

1 of government vehicles.

2 (2) The agency shall include the name and signature of
3 the contact person for the agency on the form and pay the fee
4 prescribed in section 60-311. If the undercover license plates
5 will be used for the investigation of a specific event rather than
6 for ongoing investigations, the agency shall designate on the form
7 an estimate of the length of time the undercover license plates
8 will be needed. The contact person in the agency shall sign the
9 form and verify the information contained in the form.

10 (3) Upon receipt of a completed form, the director shall
11 determine whether the undercover license plates will be used by an
12 approved agency for a legitimate purpose pursuant to subsection (1)
13 of this section. If the director determines that the undercover
14 license plates will be used for such a purpose, he or she may issue
15 the undercover license plates in the form and under the conditions
16 he or she determines to be necessary. The decision of the director
17 regarding issuance of undercover license plates is final.

18 (4) The Department of Motor Vehicles shall keep records
19 pertaining to undercover license plates confidential, and such
20 records shall not be subject to public disclosure. Any person who
21 receives information pertaining to undercover license plates in the
22 course of his or her employment and who discloses any such
23 information to any unauthorized individual shall be guilty of a
24 Class III misdemeanor.

25 (5) The contact person shall return the undercover
26 license plates to the Department of Motor Vehicles if:

27 (a) The undercover license plates expire and are not
28 renewed;

1 (b) The purpose for which the undercover license plates
2 were issued has been completed or terminated; or

3 (c) The director requests their return.

4 (6) A state agency, board, or commission that uses motor
5 vehicles from the transportation services bureau of the Department
6 of Administrative Services shall notify the bureau immediately
7 after an undercover license ~~plates have~~ plate has been assigned to
8 the motor vehicle and shall provide the equipment and license
9 number and the undercover license ~~plates' numbers~~ plate's number to
10 the bureau. The transportation services bureau shall maintain a
11 list of state-owned motor vehicles which have been assigned
12 undercover license plates. The list shall be confidential and not
13 be subject to public disclosure. Any person who receives
14 information pertaining to undercover license plates in the course
15 of his or her employment and who discloses any such information to
16 any unauthorized individual shall be guilty of a Class III
17 misdemeanor.

18 (7) The contact person shall be held accountable to keep
19 proper records of the number of undercover plates possessed by the
20 agency, the particular license plate ~~numbers~~ number for each
21 vehicle, and the person who is assigned to the vehicle. This
22 record shall be confidential and not be subject to public
23 disclosure.

24 Sec. 7. Section 60-305.04, Reissue Revised Statutes of
25 Nebraska, is amended to read:

26 60-305.04. A nonresident may, if he or she applies
27 within ninety days from his or her original registration date and
28 surrenders the registration certificate and license plate or plates

1 which were assigned to him or her, receive from the county
2 treasurer or designated county official as provided in section
3 60-302, or the Department of Motor Vehicles if registration was
4 pursuant to section 60-305.09, a refund in the amount of fifty
5 percent of the original license fee, fifty percent of the motor
6 vehicle tax imposed in section 60-3002, and fifty percent of the
7 motor vehicle fee imposed in section 60-3007, except that no
8 refunds shall be made on any license surrendered after the ninth
9 month of the registration period for which the vehicle was
10 registered.

11 Sec. 8. Section 60-305.16, Revised Statutes Supplement,
12 2000, is amended to read:

13 60-305.16. (1) Upon application and payment of the fees
14 required pursuant to this section and section 60-305.09, the
15 Division of Motor Carrier Services of the Department of Motor
16 Vehicles shall issue to the owner of any fleet of apportionable
17 commercial vehicles with a base registration in Nebraska a
18 permanent license plate for each truck, truck-tractor, trailer, and
19 semitrailer in the fleet. The application shall be accompanied by
20 a fee of three dollars for each truck or truck-tractor and six
21 dollars per trailer or semitrailer. The application shall be on a
22 form developed by the division.

23 (2) Any plate issued pursuant to this section shall
24 remain affixed to the front of the truck or truck-tractor or to the
25 rear of the trailer or semitrailer as long as the vehicle is
26 registered pursuant to section 60-305.09 by the owner making the
27 original application pursuant to subsection (1) of this section.
28 Upon transfer of ownership of the truck, truck-tractor, trailer, or

1 semitrailer or transfer of ownership of the fleet or at any time
2 the truck, truck-tractor, trailer, or semitrailer is no longer
3 registered pursuant to section 60-305.09, the plate shall cease to
4 be active and shall be processed according to the rules and
5 regulations of the department.

6 (3) The renewal fee for each permanent plate shall be two
7 dollars and shall be assessed and collected in each license year
8 after the year in which the permanent ~~plates~~ are plate was
9 initially issued at the time all other renewal fees are collected
10 pursuant to section 60-305.09 unless a truck, truck-tractor,
11 trailer, or semitrailer has been deleted from the fleet
12 registration.

13 (4) (a) If a permanent plate is lost or destroyed, the
14 owner shall submit an affidavit to that effect to the division
15 prior to any deletion of the truck, truck-tractor, trailer, or
16 semitrailer from the fleet registration. If the truck,
17 truck-tractor, trailer, or semitrailer is not deleted from the
18 fleet registration, a replacement permanent plate may be issued
19 upon application and payment of a fee of three dollars for each
20 truck or truck-tractor and six dollars per trailer or semitrailer.
21 The application for a replacement permanent plate shall be on a
22 form developed by the division.

23 (b) If the registration certificate for any fleet vehicle
24 is lost or stolen, the division shall collect a fee of one dollar
25 for replacement of such certificate.

26 (5) If a truck, truck-tractor, trailer, or semitrailer
27 for which a permanent plate has been issued pursuant to this
28 section is deleted from the fleet registration due to loss of

1 possession by the registrant, the plate shall be returned to the
2 division.

3 (6) The registrant shall be liable for the full amount of
4 the registration fee due for any truck, truck-tractor, trailer, or
5 semitrailer not deleted from the fleet registration renewal.

6 (7) All fees collected pursuant to this section shall be
7 remitted to the State Treasurer for credit to the Highway Cash
8 Fund.

9 Sec. 9. Section 60-310, Reissue Revised Statutes of
10 Nebraska, is amended to read:

11 60-310. (1) Such registration may be renewed annually in
12 the same manner and upon payment of the same fee as provided for
13 the original registration. On making an application for renewal,
14 the registration certificate for the preceding registration period
15 shall be presented with the application.

16 (2) The certificate of registration and license ~~plates~~
17 plate furnished by the department shall be valid during the
18 registration period for which they are issued and, when a renewal
19 ~~tab~~ tab furnished pursuant to section 60-311 ~~have~~ has been affixed
20 ~~thereto, they~~ to the license plate, the license plate shall also be
21 valid for the registration period designated by such renewal ~~tab~~
22 tab.

23 (3) Except as provided in subsections (4) and (5) of this
24 section, the ~~The~~ registration period for motor vehicles, trailers,
25 semitrailers, and cabin trailers required to be registered as
26 provided in section 60-302 shall expire on the first day of the
27 month one year from the month of issuance, and renewal shall become
28 due on such day and shall become delinquent on the first day of the

1 following month.

2 (4) Subsections (1) through (3) and (5) of this section
3 ~~The above provisions~~ shall not apply to dealer's license plates,
4 repossession plates, and transporter plates as provided in section
5 60-320, which plates shall be issued for a calendar year. The
6 registration period for vehicles licensed as apportioned vehicles
7 as provided in section 60-305.09 shall expire December 31 of each
8 year and shall become delinquent February 1 of the following year.

9 (5) Any owner who has two or more vehicles required to be
10 registered under Chapter 60, article 3, may register all such
11 vehicles on a calendar-year basis or on an annual basis for the
12 same registration period beginning in a month chosen by the owner.
13 When electing to establish the same registration period for all
14 such vehicles, the owner shall pay the registration fee, the motor
15 vehicle tax imposed in section 60-3002, and the motor vehicle fee
16 imposed in section 60-3007 on each vehicle for the number of months
17 necessary to extend its current registration period to the
18 registration period under which all such vehicles will be
19 registered. Credit shall be given for registration paid on each
20 vehicle when the vehicle has a later expiration date than that
21 chosen by the owner. Thereafter all such vehicles shall be
22 registered on an annual basis starting in the month chosen by the
23 owner.

24 Sec. 10. Section 60-311, Revised Statutes Supplement,
25 2000, is amended to read:

26 60-311. (1) The Department of Motor Vehicles shall
27 furnish to every person whose motor vehicle, semitrailer, trailer,
28 or cabin trailer is registered one fully reflectorized license

1 ~~plates~~ plate upon which shall be displayed (a) the registration
2 number consisting of letters and numerals assigned to such ~~motor~~
3 vehicle in figures not less than two and one-half inches nor more
4 than three inches in height and (b) also the word Nebraska suitably
5 lettered so as to be attractive. ~~Two plates shall be furnished for~~
6 ~~every motor vehicle, except that one plate per vehicle shall be~~
7 ~~furnished for dealers, motorcycles, truck tractors, semitrailers,~~
8 ~~trailers, cabin trailers, buses, and vehicles registered pursuant~~
9 ~~to section 60-305.09.~~ The ~~plates~~ plate shall be of a color
10 designated by the Director of Motor Vehicles. ~~The color of the~~
11 ~~plates shall be changed each time the license plates are changed.~~
12 ~~Each time the license plates are changed the director shall secure~~
13 ~~competitive bids for materials pursuant to sections 81-145 to~~
14 ~~81-162.~~

15 (2) Except for license plates issued pursuant to section
16 60-305.16, license plates shall be issued every three years
17 beginning with the license plates issued in the year 1984. Except
18 for plates issued pursuant to section 60-305.16, in the years in
19 which plates are not issued, in lieu of furnishing such plates, the
20 department shall furnish to every person whose ~~motor~~ vehicle is
21 registered one ~~or two~~ renewal ~~tabs~~, ~~as the case may be~~, tab which
22 ~~renewal tabs~~ shall bear the year for which furnished and be so
23 constructed as to ~~permit them to~~ be permanently affixed to the
24 ~~plates~~ plate. Each time the plates are reissued, the Director of
25 Motor Vehicles shall change the color of the plates and shall
26 secure competitive bids for materials pursuant to sections 81-145
27 to 81-162.

28 (3) The department may provide a distinctive license

1 plate for all motor vehicles owned or operated by the state,
2 counties, municipalities, or school districts. Such
3 government-owned motor vehicles shall display such distinctive
4 license plates when such license plates are issued or shall display
5 undercover license plates when such license plates are issued under
6 section 60-304.

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

9 (5) Whenever a new license plates plate, including a
10 duplicate or replacement license plates plate, ~~are~~ is furnished to
11 any person, a fee ~~per plate~~ shall be charged in addition to all
12 other required fees. The plate fee shall be determined by the
13 department and shall only cover the cost of the plate and renewal
14 ~~tabs and stickers~~ tab and sticker but shall not exceed two dollars
15 and fifty cents. All fees collected pursuant to this section shall
16 be remitted to the State Treasurer for credit to the Highway Trust
17 Fund.

18 (6) There is hereby created the License Plate Cash Fund
19 which shall consist of money transferred to it pursuant to section
20 39-2215. All costs associated with the manufacture of license
21 plates and stickers or tabs provided for in this section and
22 sections 60-311.01, 60-311.02, 60-6,322, and 60-1804 shall be paid
23 from funds appropriated from the License Plate Cash Fund. The fund
24 shall be used exclusively for such purposes and shall be
25 administered by the department. Any money in the fund available
26 for investment shall be invested by the state investment officer
27 pursuant to the Nebraska Capital Expansion Act and the Nebraska
28 State Funds Investment Act.

1 Sec. 11. Section 60-311.02, Revised Statutes Supplement,
2 2000, is amended to read:

3 60-311.02. The letters and numerals for motorcycle and
4 trailer plates may be one-half the size of those required for motor
5 vehicles.

6 On license plates issued to a manufacturer or dealer,
7 there shall be displayed, in addition to the registration number,
8 the letters DLR.

9 On license plates issued for use on motor vehicles which
10 are exempt pursuant to subdivision (6) of section 60-3002, there
11 shall be embossed, in addition to the registration number, the word
12 exempt which shall appear at the bottom of the license plates
13 issued after January 1, 1999. The Department of Motor Vehicles may
14 provide distinctive plates for the exempt vehicles.

15 On commercial trucks and truck-tractors with a gross
16 weight of five tons or over and on farm trucks with a gross weight
17 of over sixteen tons there shall be displayed, in addition to the
18 registration number, the weight that such vehicle is licensed for,
19 using a sticker or tab on the registration plates of such trucks in
20 letters and figures of such size and design as shall be determined
21 and furnished by the department.

22 ~~When two registration plates are issued, one shall be~~
23 ~~prominently displayed at all times on the front and one on the rear~~
24 ~~of the registered vehicle. When only one plate is issued for~~
25 ~~dealers, motorcycles, semitrailers, trailers, cabin trailers, and~~
26 ~~buses, it~~ The license plate shall be prominently displayed on the
27 rear of the registered vehicle, except that ~~When only one plate~~
28 ~~is issued~~ for motor vehicles registered pursuant to section

1 60-305.09 and truck-tractors, ~~it~~ the plate shall be prominently
2 displayed on the front of the apportioned vehicle.

3 Any violation of this section shall be subject to a
4 penalty or penalties as provided in section 60-348.

5 Sec. 12. Section 60-311.03, Reissue Revised Statutes of
6 Nebraska, is amended to read:

7 60-311.03. (1) Any resident of this state may, in
8 addition to the application required by section 60-302, make
9 application to the Department of Motor Vehicles for a ~~set of~~
10 license ~~plates~~ plate designed by the department to indicate that
11 the applicant for the ~~plates~~ plate is a survivor of the Japanese
12 attack on Pearl Harbor if he or she:

13 (a) Was a member of the United States Armed Forces on
14 December 7, 1941;

15 (b) Was on station on December 7, 1941, during the hours
16 of 7:55 a.m. to 9:45 a.m. Hawaii time at Pearl Harbor, the island
17 of Oahu, or offshore at a distance not to exceed three miles;

18 (c) Received an honorable discharge from the United
19 States Armed Forces; and

20 (d) Holds a current membership in a Nebraska Chapter of
21 the Pearl Harbor Survivors Association.

22 (2) The ~~plates~~ plate shall be issued upon the applicant
23 paying the regular license fee and an additional fee of five
24 dollars and furnishing proof satisfactory to the department that
25 the applicant fulfills the requirements provided by subsection (1)
26 of this section. Only one motor vehicle owned by the applicant
27 shall be so licensed at any one time.

28 (3) If the license ~~plates~~ plate issued pursuant to this

1 section ~~are~~ is lost, stolen, or mutilated, the recipient of the
2 ~~plates~~ plate shall be issued a replacement ~~plates~~ plate upon
3 request and without charge.

4 Sec. 13. Section 60-311.04, Reissue Revised Statutes of
5 Nebraska, is amended to read:

6 60-311.04. (1) Any resident of this state who was
7 captured and incarcerated by an enemy of the United States during a
8 period of conflict with such enemy and who received an honorable
9 discharge from or is currently serving in the United States Armed
10 Forces may, in addition to the application required in section
11 60-302, make application to the Department of Motor Vehicles for a
12 ~~set of~~ license ~~plates~~ plate designed to indicate that the applicant
13 for the ~~plates~~ plate is a former prisoner of war. The ~~plates~~ plate
14 shall be issued upon the applicant paying the regular license fee
15 and an additional fee of five dollars and furnishing proof
16 satisfactory to the department that the applicant was formerly a
17 prisoner of war. Only one motor vehicle owned by an applicant
18 shall be so licensed at any one time.

19 (2) If the license ~~plates~~ plate issued under this section
20 ~~are~~ is lost, stolen, or mutilated, the recipient of the ~~plates~~
21 plate shall be issued a replacement license ~~plates~~ plate upon
22 request and without charge.

23 Sec. 14. Section 60-311.05, Reissue Revised Statutes of
24 Nebraska, is amended to read:

25 60-311.05. (1) Any person who (a) holds an unrevoked and
26 unexpired amateur radio station license issued by the Federal
27 Communications Commission, (b) is a resident of this state, and (c)
28 is the owner of a passenger automobile, self-propelled mobile home,

1 or commercial truck may, in addition to the application required by
2 section 60-302, make application to the Department of Motor
3 Vehicles for a license plate ~~or a set of license plates~~ upon which
4 shall be inscribed the official amateur radio call letters of such
5 applicant. Such ~~plates~~ plate shall be issued, in lieu of a plate
6 with the usual numbers and letters, to such an applicant upon
7 payment of the regular license fee and the payment of an additional
8 fee of five dollars and furnishing proof that the applicant holds
9 such an unrevoked and unexpired amateur radio station license.
10 Only one such motor vehicle owned by an applicant shall be so
11 registered at any one time.

12 (2) An applicant applying for renewal of an amateur radio
13 station license ~~plates~~ plate shall again furnish proof that he or
14 she holds an unrevoked and unexpired amateur radio station license
15 issued by the Federal Communications Commission.

16 Sec. 15. Section 60-311.08, Reissue Revised Statutes of
17 Nebraska, is amended to read:

18 60-311.08. (1) Any resident of this state who is a
19 veteran of the United States Armed Forces, who was honorably
20 discharged, and who is classified by the United States Department
21 of Veterans Affairs as one hundred percent service-connected
22 disabled may, in addition to the application required in section
23 60-302, apply to the Department of Motor Vehicles for a ~~set of~~
24 license ~~plates~~ plate designed by the department to indicate that
25 the applicant for the ~~plates~~ plate is a disabled veteran. The
26 inscription on the ~~plates~~ plate shall be D.A.V. immediately below
27 the license number to indicate that the applicant for the ~~plates~~
28 plate is a disabled veteran. The ~~plates~~ plate shall be issued upon

1 the applicant paying the regular license fee and an additional fee
2 of five dollars and furnishing proof satisfactory to the Department
3 of Motor Vehicles that the applicant is a disabled veteran. Only
4 one motor vehicle owned by the applicant shall be so licensed at
5 any one time.

6 (2) If the license ~~plates~~ plate issued under this section
7 ~~are~~ is lost, stolen, or mutilated, the recipient of the ~~plates~~
8 plate shall be issued a replacement license ~~plates~~ plate as
9 provided in section 60-324.

10 Sec. 16. Section 60-311.09, Reissue Revised Statutes of
11 Nebraska, is amended to read:

12 60-311.09. (1) Any resident of this state may, in
13 addition to the application required by section 60-302, make
14 application to the Department of Motor Vehicles for a ~~set of~~
15 license ~~plates~~ plate designed by the department to indicate that
16 the applicant for the ~~plates~~ plate has received from the federal
17 government an award of a Purple Heart. The inscription of the
18 ~~plates~~ plate shall be designed so as to include a facsimile of the
19 award and beneath any numerical designation upon the ~~plates~~ plate
20 pursuant to section 60-311.01 the words Purple Heart separately on
21 one line and the words Combat Wounded on the line below.

22 (2) The license ~~plates~~ plate shall be issued upon payment
23 of the regular license fee and an additional fee of five dollars
24 and furnishing proof satisfactory to the department that the
25 applicant was awarded the Purple Heart. Only one motor vehicle
26 owned by the applicant shall be so licensed at any one time.

27 (3) If a license ~~plates~~ plate issued pursuant to this
28 section ~~are~~ is lost, stolen, or mutilated, the recipient of the

1 ~~plates~~ plate shall be issued a replacement ~~plates~~ plate upon
2 request and without charge.

3 Sec. 17. Section 60-311.12, Reissue Revised Statutes of
4 Nebraska, is amended to read:

5 60-311.12. (1) Application for a personalized message
6 license ~~plates~~ plate shall be made to the Department of Motor
7 Vehicles. The department shall make available through each county
8 treasurer or designated county official as provided in section
9 60-302 forms to be used for such applications.

10 (2) Each initial application shall be accompanied by a
11 fee of thirty dollars. Each annual application for renewal of a
12 license number previously approved and issued shall be accompanied
13 by a fee of thirty dollars. The fees shall be remitted to the
14 State Treasurer for credit to the Department of Motor Vehicles Cash
15 Fund.

16 Sec. 18. Section 60-311.13, Reissue Revised Statutes of
17 Nebraska, is amended to read:

18 60-311.13. When the Department of Motor Vehicles
19 approves an application for a personalized message license ~~plates~~
20 plate, it shall notify the applicant and deliver the ~~plates~~ plate
21 to the county treasurer or designated county official as provided
22 in section 60-302 of the county in which the vehicle is to be
23 registered. The county treasurer or designated county official
24 shall deliver such ~~plates~~ plate to the applicant, in lieu of a
25 regular number ~~plates~~ plate, when the applicant complies with the
26 other provisions of law for registration of the vehicle.

27 Sec. 19. Section 60-311.14, Revised Statutes Supplement,
28 2000, is amended to read:

1 60-311.14. The Department of Motor Vehicles shall,
2 without the payment of any fee except the taxes and fees required
3 by sections 60-311, 60-3002, and 60-3007, issue a license plates
4 plate for one motor vehicle not used for hire and a license plate
5 for one motorcycle not used for hire to any handicapped or disabled
6 person as defined in section 18-1738 or his or her parent, legal
7 guardian, foster parent, or agent upon application and proof of
8 handicap or disability. The license plate ~~or plates~~ shall carry
9 the internationally accepted wheelchair symbol, which symbol is a
10 representation of a person seated in a wheelchair surrounded by a
11 border six units wide by seven units high, and such other letters
12 or numbers as the Director of Motor Vehicles prescribes. Such
13 license plate ~~or plates~~ shall be used by such person in lieu of the
14 usual license plate. ~~or plates.~~

15 Sec. 20. Section 60-311.16, Reissue Revised Statutes of
16 Nebraska, is amended to read:

17 60-311.16. (1) Any person who is the owner of a
18 historical vehicle which is thirty or more years old at the time of
19 making application for registration or transfer of title may upon
20 application register the same as a historical vehicle upon payment
21 of a fee of fifty dollars for each vehicle and be furnished a
22 license ~~plates~~ plate of distinctive design in lieu of the usual
23 license ~~plates~~ plate. Such ~~plates~~ plate in addition to the
24 identification number shall have the words historical and Nebraska
25 for identification. The registration shall be valid while the
26 vehicle is owned by the applicant without the payment of any
27 additional fee, tax, or license.

28 (2) In addition to the fee specified in subsection (1) of

1 this section, there shall be an initial processing fee of ten
2 dollars to defray the costs of issuing the first plate to each
3 collector and to establish a distinct identification number for
4 each collector.

5 (3) Each collector applying for registration under this
6 section other than a nonprofit organization described in sections
7 21-608 and 21-609 must own and have registered ~~one or more vehicles~~
8 at least one vehicle with a regular plates plate which he or she
9 uses for regular transportation.

10 (4) A collector, upon selling or otherwise relinquishing
11 ownership of a historical vehicle, may have ~~its~~ the registration
12 and license plate transferred to another vehicle of the same
13 category in his or her possession upon payment of a fee of
14 twenty-five dollars.

15 (5) A vehicle manufactured as a reproduction or facsimile
16 of a historical vehicle shall not be eligible for registration
17 under this section unless it has been in existence for thirty years
18 or more. The age shall be calculated from the date the vehicle was
19 originally assembled as a facsimile vehicle.

20 (6) Collectors who, on August 24, 1975, have vehicles
21 registered and licensed as antique vehicles shall be permitted to
22 retain such registration and license if the collector submits an
23 affidavit to the Department of Motor Vehicles sworn to by the
24 vehicle owner that the vehicle is being collected, preserved,
25 restored, and maintained as a hobby and not for the general use of
26 the vehicle.

27 (7) An owner of a historical vehicle eligible for
28 registration under this section may use a license plate ~~or plates~~

1 issued by this state in the year corresponding to the model year
2 date when the vehicle was manufactured in lieu of the ~~plates~~ plate
3 issued pursuant to subsection (1) of this section subject to the
4 approval of the department. The department shall inspect the plate
5 ~~or plates~~ and may approve the plate ~~or plates~~ if it is determined
6 that the model year date license plate ~~or plates~~ are is legible and
7 serviceable and that the license plate numbers do not conflict with
8 or duplicate other numbers assigned and in use. An original-issued
9 license plate ~~or plates~~ that ~~have~~ has been restored to original
10 condition may be used when approved by the department. The
11 department may consult with an organization of old car hobbyists in
12 determining whether the date of the year of the license plate ~~or~~
13 ~~plates~~ to be used corresponds to the model year date when the
14 vehicle was manufactured. ~~If only one license plate is used on the~~
15 ~~vehicle, the license plate shall be placed on the rear of the~~
16 ~~vehicle.~~ The owner of a historical vehicle ~~may~~ shall use only one
17 plate on the vehicle even for years in which two license plates
18 were issued for vehicles in general.

19 In addition to the fees specified in subsections (1) and
20 (2) of this section, the department shall charge and collect a fee
21 of twenty-five dollars for registration under this subsection. The
22 registration shall be valid while the vehicle is owned by the
23 applicant without the payment of any additional fee, tax, or
24 license.

25 (8) The department may adopt and promulgate rules and
26 regulations to implement this section.

27 (9) The application for registration of a historical
28 vehicle shall be made on a form prescribed and furnished by the

1 department. Such form shall contain a description of the vehicle
2 owned and sought to be registered, including the make, body type,
3 model, serial number, and year of manufacture. It shall also
4 include a description of any vehicle owned by the applicant and
5 registered by him or her with a regular registration plates license
6 plate and used for regular transportation, which description shall
7 include make, body type, model, serial number, year of manufacture,
8 and the Nebraska registration number assigned to the vehicle. The
9 application shall also include an affidavit sworn to by the vehicle
10 owner that the historical vehicle is being collected, preserved,
11 restored, and maintained by the applicant as a hobby and not for
12 the general use of the vehicle for the same purposes and under the
13 same circumstances as other motor vehicles of the same type.

14 Sec. 21. Section 60-311.21, Reissue Revised Statutes of
15 Nebraska, is amended to read:

16 60-311.21. Any motor vehicle which is used for the same
17 general purposes and under the same conditions as motor vehicles
18 registered with regular plates shall be required to be registered
19 with a regular plates plate, regardless of its age, and shall be
20 subject to the payment of the same taxes and fees required of motor
21 vehicles registered with regular plates. It shall be unlawful to
22 own or operate a motor vehicle in violation of this section or
23 sections 60-311.16 and 60-311.17, and upon conviction of a
24 violation of any of such sections, such person shall be guilty of a
25 Class V misdemeanor.

26 Sec. 22. Section 60-311.23, Revised Statutes Supplement,
27 2000, is amended to read:

28 60-311.23. (1) A resident of Nebraska may apply to the

1 Department of Motor Vehicles for a Nebraska Cornhusker Spirit
2 ~~Plates~~ Plate in lieu of a regular license ~~plates~~ plate on an
3 application prescribed and provided by the department for any
4 passenger vehicle, farm truck, self-propelled mobile home, cabin
5 trailer, or commercial truck registered for ten tons gross weight
6 or less pursuant to section 60-302. An applicant receiving a
7 spirit plate for a farm truck with a gross weight of over sixteen
8 tons or for a commercial truck or truck-tractor registered for a
9 gross weight of five tons or over shall affix the appropriate
10 tonnage sticker to the plate. The department shall make forms
11 available for such applications through the county treasurers or
12 designated county officials as provided in section 60-302. Each
13 application for initial issuance or renewal of a spirit ~~plates~~
14 plate shall be accompanied by a fee of seventy dollars. Thirty
15 dollars of each fee shall be credited to the Department of Motor
16 Vehicles Cash Fund and forty dollars of each fee shall be credited
17 to the Spirit Plate Proceeds Fund.

18 (2) When the department receives an application for a
19 spirit ~~plates~~ plate, it shall deliver the ~~plates~~ plate to the
20 county treasurer or designated county official of the county in
21 which the vehicle is registered. The county treasurer or
22 designated county official shall issue a spirit ~~plates~~ plate in
23 lieu of a regular license ~~plates~~ plate when the applicant complies
24 with the other provisions of law for registration of the vehicle.
25 If a spirit ~~plates~~ are plate is lost, stolen, or mutilated, the
26 licensee shall be issued a replacement ~~plates~~ plate pursuant to
27 section 60-324.

28 (3) The owner of a vehicle bearing a spirit ~~plates~~ plate

1 may make application to the county treasurer or designated county
2 official as provided in section 60-302 to have such ~~plates~~ plate
3 transferred to a motor vehicle other than the vehicle for which
4 such ~~plates were~~ plate was originally purchased if such vehicle is
5 owned by the owner of the ~~plates~~ plate. Application for such
6 transfer shall be accompanied by a fee of three dollars. Fees
7 collected pursuant to this subsection shall be remitted to the
8 State Treasurer for credit to the Department of Motor Vehicles Cash
9 Fund.

10 Sec. 23. Section 60-311.25, Reissue Revised Statutes of
11 Nebraska, is amended to read:

12 60-311.25. The Department of Motor Vehicles shall
13 compile and maintain a registry of the names, addresses, and
14 license numbers of all persons who obtain a special license ~~plates~~
15 plate pursuant to section 60-311.14 and all persons who obtain a
16 handicapped or disabled parking permit as described in section
17 18-1739.

18 Sec. 24. Section 60-315, Revised Statutes Supplement,
19 2001, is amended to read:

20 60-315. (1) (a) Upon transfer of ownership of any motor
21 vehicle or cabin trailer as defined in section 60-301, (b) in case
22 of loss of possession because of fire, theft, dismantlement, or
23 junking, (c) when a salvage certificate of title is issued, (d)
24 whenever a type or class of motor vehicle previously registered is
25 subsequently declared by legislative act or court decision to be
26 illegal or ineligible to be operated on the public roads and no
27 longer subject to registration fees, the motor vehicle tax imposed
28 in section 60-3002, and the motor vehicle fee imposed in section

1 60-3007, or (e) in case of a change in the situs of a motor vehicle
2 as defined in section 60-3001 to a location outside of this state,
3 the registration shall expire and the registered owner may, by
4 returning the registration certificate, the ~~number plates~~ license
5 plate, and, when appropriate, the renewal ~~tabs~~ tab and by either
6 making affidavit to the county treasurer or designated county
7 official as provided in section 60-302 of the occurrence of an
8 event described in subdivisions (a) through (d) of this subsection
9 or, in the case of a change in situs, displaying to the county
10 treasurer or designated county official the registration
11 certificate of such other state as evidence of a change in situs,
12 receive a refund of that part of the unused fees on passenger
13 vehicles, trucks, and cabin trailers based on the number of
14 unexpired months remaining in the registration period from the date
15 of the event, except that when such date falls within the same
16 calendar month in which the vehicle or trailer is acquired, no
17 refund shall be allowed for such month. The registered owner shall
18 make a claim for credit or refund of the unused fees within sixty
19 days from the date of the event or shall be deemed to have
20 forfeited his or her right to such refund. For purposes of this
21 subsection, the date of the event shall be, in the case of a
22 transfer or loss, the date of the transfer or loss, in the case of
23 a change in the situs, the date of registration in another state,
24 in the case of a legislative act, the effective date of the act,
25 and in the case of a court decision, the date the decision is
26 rendered. Application for registration or for reassignment of
27 ~~number plates~~ the license plate and, when appropriate, renewal ~~tabs~~
28 tab to another motor vehicle or cabin trailer shall be made within

1 thirty days ~~of~~ after the date of purchase.

2 (2) Whenever the registered owner files an application
3 with the county treasurer or designated county official showing
4 that a motor vehicle is disabled and has been removed from service,
5 the registered owner may, by returning the registration
6 certificate, the ~~number plates~~ license plate, and, when
7 appropriate, the renewal ~~tabs~~ tab or, in the case of the
8 unavailability of such certificate, plate, or tab, ~~or certificates,~~
9 ~~number plates, or tabs,~~ then by making an affidavit to the county
10 treasurer or designated county official of such disablement and
11 removal from service, receive a credit for a portion of the
12 registration fee from the fee deposited with the State Treasurer at
13 the time of registration based upon the number of unexpired months
14 remaining in the registration year. The owner shall also receive a
15 credit for the unused portion of the motor vehicle tax and fee
16 based upon the number of unexpired months remaining in the
17 registration year. When the owner registers a replacement vehicle
18 at the time of filing such affidavit, the credit may be immediately
19 applied against the registration fee and the motor vehicle tax and
20 fee for the replacement vehicle. When no such replacement vehicle
21 is so registered, the county treasurer or designated county
22 official shall forward the application and affidavit, if any, to
23 the State Treasurer who shall determine the amount, if any, of the
24 allowable credit for the registration fee and furnish a certificate
25 therefor to the owner. For the motor vehicle tax and fee, the
26 county treasurer shall determine the amount, if any, of the
27 allowable credit and furnish a certificate to the owner. When such
28 motor vehicle is removed from service within the same month in

1 which it was registered, no credits shall be allowed for such
2 month. The credits may be applied against taxes and fees for new
3 or replacement vehicles incurred within one year after cancellation
4 of registration of the motor vehicle for which the credits were
5 allowed. When any such vehicle is reregistered within the same
6 registration year in which its registration has been canceled, the
7 taxes and fees shall be that portion of the registration fee and
8 the motor vehicle tax and fee for the remainder of the registration
9 year.

10 (3) If a vehicle has a salvage certificate of title
11 issued as a result of an insurance company acquiring the vehicle
12 through a total-loss settlement, the prior owner of the vehicle who
13 is a party to the settlement may receive a credit or refund of
14 unused fees and taxes by (a) filing an application with the county
15 treasurer or designated county official within thirty days after
16 the date of the settlement stating that title to the vehicle was
17 transferred as a result of the settlement and (b) returning the
18 registration certificate, the license ~~plates~~ plate, and, when
19 appropriate, the renewal ~~tabs~~ tab or, in the case of the
20 unavailability of the certificate, ~~plates~~ plate, or ~~tabs~~ tab,
21 filing an affidavit with the county treasurer or designated county
22 official regarding the transfer of title due to the settlement and
23 the unavailability of the certificate, ~~plates, or tabs~~ plate, or
24 tab. The owner may receive a refund or credit of the registration
25 fees for the unexpired months remaining in the registration year
26 determined based on the date when the vehicle was damaged and
27 became unavailable for service. The owner may receive a credit for
28 motor vehicle taxes and fees for the unexpired months remaining in

1 the registration year determined based on the date when the vehicle
2 was damaged and became unavailable for service. If the vehicle was
3 damaged and became unavailable for service during the same month in
4 which it was registered, no refund or credit shall be allowed for
5 such month. When the owner registers a replacement vehicle at the
6 time of filing such affidavit, the credit may be immediately
7 applied against the registration fee and the motor vehicle tax and
8 fee for the replacement vehicle. When no such replacement vehicle
9 is so registered, the county treasurer or designated county
10 official shall refund the unused registration fees or forward the
11 application and affidavit, if any, to the State Treasurer who shall
12 determine the amount, if any, of the allowable credit for the
13 registration fee and furnish a certificate therefor to the owner.
14 For the motor vehicle tax and fee, the county treasurer or
15 designated county official shall determine the amount, if any, of
16 the allowable credit and furnish a certificate to the owner. The
17 credits may be applied against taxes and fees for new or
18 replacement vehicles incurred within one year after the date of the
19 settlement.

20 Sec. 25. Section 60-315.01, Revised Statutes Supplement,
21 2000, is amended to read:

22 60-315.01. The owner of a vehicle bearing a personalized
23 message license ~~plates~~ plate may make application to the county
24 treasurer or designated county official as provided in section
25 60-302 to have such ~~plates~~ plate transferred to a motor vehicle
26 other than the vehicle for which such ~~plates~~ were plate was
27 originally purchased if such vehicle is owned by the owner of the
28 ~~plates~~ plate. Application for such transfer shall be accompanied

1 by a fee of three dollars. The fees shall be remitted to the State
2 Treasurer for credit to the Department of Motor Vehicles Cash Fund.

3 Sec. 26. Section 60-320, Reissue Revised Statutes of
4 Nebraska, is amended to read:

5 60-320. (1) (a) Each licensed motor vehicle dealer or
6 trailer dealer as defined in section 60-1401.02 doing business in
7 this state, in lieu of the registering of each motor vehicle or
8 trailer which such dealer owns of a type otherwise required to be
9 registered, or any full-time or part-time employee or agent of such
10 dealer may, if the motor vehicle or trailer displays a dealer
11 number ~~plates~~ plate:

12 (i) Operate or move the same upon the streets and
13 highways of this state solely for purposes of transporting,
14 testing, demonstrating, or use in the ordinary course and conduct
15 of his or her business as a motor vehicle or trailer dealer. Such
16 use may include personal or private use by the dealer and personal
17 or private use by any bona fide employee licensed pursuant to
18 Chapter 60, article 14, if the employee can be verified by payroll
19 records maintained at the dealership as ordinarily working more
20 than thirty hours per week or fifteen hundred hours per year at the
21 dealership;

22 (ii) Operate or move the same upon the streets and
23 highways of this state for transporting industrial equipment held
24 by the licensee for purposes of demonstration, sale, rental, or
25 delivery; or

26 (iii) Sell the same.

27 The dealer number plates provided for in subsection (3)
28 of this section shall be displayed in the manner provided in

1 section 60-323.

2 (b) Each licensed manufacturer as defined in section
3 60-1401.02 which actually manufactures or assembles motor vehicles,
4 motorcycles, or trailers within this state, in lieu of the
5 registering of each motor vehicle or trailer which such
6 manufacturer owns of a type otherwise required to be registered, or
7 any employee of such manufacturer may operate or move the same upon
8 the streets and highways of this state solely for purposes of
9 transporting, testing, demonstrating to prospective customers, or
10 use in the ordinary course and conduct of business as a motor
11 vehicle, motorcycle, or trailer manufacturer, upon the condition
12 that any such vehicle display thereon, in the manner prescribed in
13 section 60-323, a dealer number plates plate as provided for in
14 subsection (3) of this section.

15 (c) In no event shall such plates be used on motor
16 vehicles or trailers hauling other than automotive or trailer
17 equipment, complete motor vehicles, semitrailers, or trailers which
18 are inventory of such licensed dealer or manufacturer unless there
19 is issued by the Department of Motor Vehicles a special permit
20 specifying the hauling of other products. This section shall not
21 be construed to allow a dealer to operate a motor vehicle or
22 trailer with a dealer number plates plate for the delivery of parts
23 inventory. A dealer may use such motor vehicle or trailer to pick
24 up parts to be used for the motor vehicle or trailer inventory of
25 the dealer.

26 (2) Motor vehicles or trailers owned by such dealer and
27 bearing such dealer number plates may be driven upon the streets
28 and highways for demonstration purposes by any prospective buyer

1 thereof for a period of forty-eight hours. Motor vehicles or
2 trailers owned and held for sale by such dealer and bearing such
3 dealer number plates may be driven upon the streets and highways
4 for a period of forty-eight hours as service loaner vehicles by
5 customers having their vehicles repaired by the dealer. Upon
6 delivery of such motor vehicle or trailer to such prospective buyer
7 for demonstration purposes or to a service customer, the dealer
8 shall deliver to the prospective buyer or service customer a card
9 or certificate giving the name and address of the dealer, the name
10 and address of the prospective buyer or service customer, and the
11 date and hour of such delivery and the products to be hauled, if
12 any, under a special permit. The special permit and card or
13 certificate shall be in such form as shall be prescribed by the
14 department and shall be carried by such prospective buyer or
15 service customer while driving such motor vehicle or pulling such
16 trailer. The department shall make a charge of ten dollars for
17 each special permit issued under this section. A finance company
18 as defined in section 60-1401.02 which is licensed to do business
19 in this state may, in lieu of registering each motor vehicle or
20 trailer repossessed, upon the payment of a fee of ten dollars, make
21 an application to the department for a repossession certificate and
22 one repossession plate. Additional certificates and repossession
23 plates may be procured for a fee of ten dollars each. Such
24 repossession plates may be used only for moving motor vehicles or
25 trailers on the streets and highways for the purpose of
26 repossession, demonstration, and disposal of such motor vehicles or
27 trailers repossessed. Such repossession plates shall be of the
28 same size and material as the normal motor vehicle license plates

1 and shall be prefixed with a large letter R and be serially
2 numbered from 1 to distinguish them from each other. Such plates
3 shall be displayed ~~only~~ on the rear of a repossessed motor vehicle
4 or trailer. The certificate shall be displayed on demand for any
5 motor vehicle or trailer being operated on a repossession plate. A
6 finance company shall be entitled to a dealer number plate only in
7 the event such company has qualified as a motor vehicle dealer
8 under Chapter 60, article 14.

9 (3) (a) Any licensed dealer or manufacturer described in
10 subsection (1) of this section may, upon payment of a fee of thirty
11 dollars, make an application, on a form approved by the Nebraska
12 Motor Vehicle Industry Licensing Board, to the county treasurer or
13 designated county official as provided in section 60-302 of the
14 county in which his or her place of business is located for a
15 certificate and one dealer number plate for the type of vehicle the
16 dealer has been authorized by the Nebraska Motor Vehicle Industry
17 Licensing Board to sell and demonstrate. One additional dealer
18 number plate may be procured for the type of vehicle the dealer has
19 sold during the last previous period of October 1 through September
20 30 for each twenty vehicles sold at retail during such period or
21 one additional dealer number plate for each thirty vehicles sold at
22 wholesale during such period, but not to exceed a total of five
23 additional dealer number plates in the case of vehicles sold at
24 wholesale, or, in the case of a manufacturer, for each ten vehicles
25 actually manufactured or assembled within the state within the last
26 previous period of October 1 through September 30 for a fee of
27 fifteen dollars each.

28 (b) Any licensed dealer or manufacturer described in

1 subsection (1) of this section may, upon payment of an annual fee
2 of two hundred fifty dollars, make an application, on a form
3 approved by the Nebraska Motor Vehicle Industry Licensing Board, to
4 the county treasurer of the county in which his or her place of
5 business is located for a certificate and one personal-use dealer
6 number plate for the type of vehicle the dealer has been authorized
7 by the Nebraska Motor Vehicle Industry Licensing Board to sell and
8 demonstrate. Additional personal-use dealer number plates may be
9 procured upon payment of an annual fee of two hundred fifty dollars
10 each, subject to the same limitations as provided in subdivision
11 (a) of this subsection as to the number of additional dealer number
12 plates. ~~Beginning January 17, 1998,~~ A personal-use dealer number
13 plate may be displayed on a passenger car as defined in section
14 60-301 or a truck having a gross weight including any load on the
15 truck of six thousand pounds or less belonging to the dealer, may
16 be used in the same manner as a dealer number plate, and may be
17 used for personal or private use of the dealer, the dealer's
18 immediate family, or any bona fide employee of the dealer licensed
19 pursuant to Chapter 60, article 14. Personal-use dealer number
20 plates shall have the same design and shall be displayed as
21 provided in sections 60-311 and 60-311.01.

22 (c) When an applicant applies for a license, the Nebraska
23 Motor Vehicle Industry Licensing Board may authorize the county
24 treasurer or designated county official to issue additional dealer
25 number plates when the dealer or manufacturer furnishes
26 satisfactory proof for a need of additional dealer number plates
27 because of special condition or hardship. In the case of
28 unauthorized use of dealer number plates by any licensed dealer,

1 the Nebraska Motor Vehicle Industry Licensing Board may hold a
2 hearing and after such hearing may determine that such dealer is
3 not qualified for continued usage of such dealer number plates for
4 a set period not to exceed one year. All additional dealer number
5 plates shall, in addition to all other numbers and letters required
6 by section 60-311.02, bear such mark or number as will distinguish
7 such plates one from another.

8 (d) Subject to all the provisions of law relating to
9 motor vehicles and trailers not inconsistent with this section, any
10 person, firm, or corporation holding a dealer's license issued
11 pursuant to the laws of this state who is regularly engaged within
12 this state in the business of buying and selling motor vehicles and
13 trailers, who regularly maintains within this state an established
14 place of business, and who desires to effect delivery of any motor
15 vehicle or trailer bought or sold by him or her from the point
16 where purchased or sold to points within or outside this state may,
17 solely for the purpose of such delivery by himself or herself, an
18 agent, or a bona fide purchaser, drive such motor vehicle or pull
19 such trailer on the highways of this state without charge or
20 registration of such vehicle or trailer. There shall be displayed
21 on the ~~front and rear windows~~ window or the driver's side rear side
22 ~~windows~~ window of such motor vehicle, except a motorcycle, and
23 displayed on the ~~front and~~ rear of each such trailer a decal on
24 which shall be plainly printed in black letters the words In
25 Transit. One In Transit decal shall be displayed on a motorcycle,
26 which decal may be one-half the size required for other motor
27 vehicles. Such ~~decals~~ decal shall include a registration number,
28 which registration number shall be different for each decal ~~or pair~~

1 ~~of decals~~ issued, and the form of such decal and the numbering
2 system shall be as prescribed by the Department of Motor Vehicles.
3 Each dealer issuing such decals shall keep a record of the
4 registration number of each decal ~~or pair of decals~~ on the invoice
5 of such sale. Such ~~transit~~ decal shall allow such owner to operate
6 the motor vehicle or pull such trailer for a period of thirty days
7 in order to effect proper registration of the new or used motor
8 vehicle or trailer. When any person, firm, or corporation has had
9 a motor vehicle or trailer previously registered and a license
10 ~~plates~~ plate assigned to such person, firm, or corporation, such
11 owner may operate the motor vehicle or pull such trailer for a
12 period of thirty days in order to effect transfer of ~~plates~~ the
13 plate to the new or used motor vehicle or trailer. Upon demand of
14 proper authorities, there shall be presented by the person in
15 charge of such motor vehicle or trailer, for examination, a duly
16 executed bill of sale therefor, a certificate of title, or other
17 satisfactory evidence of the right of possession by such person of
18 such motor vehicle or trailer.

19 (4) Any transporter doing business in this state may, in
20 lieu of registering each motor vehicle or trailer which such
21 transporter is transporting, upon payment of a fee of ten dollars,
22 make an application to the Department of Motor Vehicles for a
23 transporter's certificate and one transporter number plate.
24 Additional certificates and plates may be procured for a fee of ten
25 dollars each. Such transporter number plates may be the same size
26 as plates issued for motorcycles, shall bear thereon a mark to
27 distinguish them as transporter plates, and shall be serially
28 numbered so as to distinguish them from each other. Such plates

1 may only be displayed upon the front of a driven vehicle of a
2 lawful combination or upon the front of a motor vehicle driven
3 singly or upon the rear of a trailer being pulled. The certificate
4 shall be issued in duplicate. The original thereof shall be kept
5 on file by the transporter, and the duplicate shall be displayed
6 upon demand by the driver of any vehicle or trailer being
7 transported. A transporter plate or certificate may not be
8 displayed upon a work or service vehicle, except that when a
9 properly registered truck or tractor being a work or service
10 vehicle is in the process of towing or drawing a trailer or
11 semitrailer, including a cabin trailer, which itself is being
12 delivered by the transporter, then the registered truck or tractor
13 shall also display a transporter plate upon the front thereof. The
14 applicant for a transporter plate shall keep for three years a
15 record of each vehicle transported by him or her under this
16 section, and such record shall be available to the department for
17 inspection. Each applicant shall file proof of his or her status
18 as a bona fide transporter.

19 (5) Any boat dealer when transporting a boat which is
20 part of the inventory of the boat dealer on a trailer required to
21 be registered may annually, in lieu of registration of the trailer
22 and upon application to the Department of Motor Vehicles and
23 payment of a fee of ten dollars, obtain a certificate and a ~~number~~
24 license plate. The plate may be displayed on any trailer owned by
25 the boat dealer when the trailer is transporting such a boat. The
26 ~~number~~ plate shall be of a type designed by the department and so
27 numbered as to distinguish one plate from another.

28 For purposes of this subsection, boat dealer shall mean a

1 person engaged in the business of buying, selling, or exchanging
2 boats at retail who has a principal place of business for such
3 purposes in this state.

4 (6) It shall be the duty of all law enforcement officers
5 to arrest and prosecute all violators of the provisions of
6 subsection (1), (2), (3), (4), or (5) of this section and see that
7 they are properly prosecuted according to law. Any person, firm,
8 or corporation, including any motor vehicle, trailer, or boat
9 dealer or manufacturer, who fails to comply with such provisions
10 shall be deemed guilty of a Class V misdemeanor and, in addition
11 thereto, shall pay the county treasurer or designated county
12 official any and all motor vehicle taxes and fees imposed in
13 sections 60-3002 and 60-3007, registration fees, or certification
14 fees due had the motor vehicle or trailer been properly registered
15 or certified according to law.

16 When any motor vehicle or trailer dealer's or
17 manufacturer's license has been revoked or otherwise terminated, it
18 shall be the duty of such dealer or manufacturer to immediately
19 surrender to the Department of Motor Vehicles or to the Nebraska
20 Motor Vehicle Industry Licensing Board any dealer number plates
21 issued to him or her for the current year. Failure of such dealer
22 or manufacturer to immediately surrender such dealer number plates
23 to the department upon demand by the department shall be unlawful.

24 (7) Any motor vehicle or trailer owned by a dealer and
25 bearing other than a dealer number plates plate as provided in this
26 section shall be conclusively presumed not to be a part of the
27 dealer's inventory and not for demonstration or sale and therefor
28 not eligible for any exemption from taxes or fees applicable to

1 vehicles with dealer number plates.

2 Sec. 27. Section 60-321, Reissue Revised Statutes of
3 Nebraska, is amended to read:

4 60-321. (1) It shall be unlawful for any owner of a
5 motor vehicle which is being operated with an In Transit ~~decals~~
6 decal pursuant to section 60-320, which is being operated pursuant
7 to section 60-320.01, or which is required to be registered in this
8 state and which is operated on a public highway of this state to
9 allow the operation of the motor vehicle on a public highway of
10 this state without having a current and effective automobile
11 liability policy, evidence of insurance, or proof of financial
12 responsibility. The owner shall be presumed to know of the
13 operation of his or her motor vehicle on a public highway of this
14 state in violation of this section when the motor vehicle is being
15 operated by a person other than the owner. An owner of a motor
16 vehicle who operates the motor vehicle or allows the operation of
17 the motor vehicle in violation of this section shall be guilty of a
18 Class II misdemeanor and shall be advised by the court that his or
19 her motor vehicle operator's license, motor vehicle certificate of
20 registration, and license ~~plates~~ plate will be suspended by the
21 Department of Motor Vehicles until he or she complies with sections
22 60-505.02 and 60-528. Upon conviction the owner shall have his or
23 her motor vehicle operator's license, motor vehicle certificate of
24 registration, and license ~~plates~~ plate suspended by the department
25 until he or she complies with sections 60-505.02 and 60-528. The
26 owner shall also be required to comply with section 60-528 for a
27 continuous period of three years after the violation. This
28 subsection shall not apply to motor vehicles registered in another

1 state.

2 (2) An owner who is unable to produce a current and
3 effective automobile liability policy, evidence of insurance, or
4 proof of financial responsibility upon the request of a law
5 enforcement officer shall be allowed ten days after the date of the
6 request to produce proof to the appropriate prosecutor or county
7 attorney that a current and effective automobile liability policy
8 or proof of financial responsibility was in existence for the motor
9 vehicle at the time of such request. Upon presentation of such
10 proof, the citation shall be dismissed by the prosecutor or county
11 attorney without cost to the owner and no prosecution for the
12 offense cited shall occur.

13 (3) The department shall, for any person convicted for a
14 violation of this section, reinstate such person's operator's
15 license, motor vehicle certificate of registration, and license
16 ~~plates~~ plate and rescind any order requiring such person to comply
17 with section 60-528 without cost to such person upon presentation
18 to the director that, at the time such person was cited for a
19 violation of this section, a current and effective automobile
20 liability policy or proof of financial responsibility was in
21 existence for the motor vehicle at the time the citation was
22 issued.

23 Sec. 28. Section 60-323, Reissue Revised Statutes of
24 Nebraska, is amended to read:

25 60-323. Except as otherwise specifically provided, no
26 person shall operate, drive, or park or cause to be operated,
27 driven, or parked a ~~motor~~ vehicle on the public highways unless
28 such vehicle at all times has a license plate displayed ~~one number~~

1 plate on the back thereof and one number plate on the front
2 thereof, which plates shall be furnished for it as hereinbefore
3 provided on the rear of the vehicle.

4 In each registration period in which ~~registration plates~~
5 are a new plate is not furnished, such plates the old plate shall
6 have affixed thereto the renewal ~~tabs~~ tab furnished pursuant to
7 section 60-311. In all cases ~~such number plates~~ the plate shall be
8 securely fastened in an upright position to the ~~motor~~ vehicle so as
9 to prevent such ~~plates~~ plate from swinging and at a minimum
10 distance of twelve inches from the ground to the bottom of the
11 plate. No person shall attach to or display on the rear of such
12 ~~motor~~ vehicle any (1) ~~number~~ plate or certificate other than as
13 assigned to it for the current registration period, (2) fictitious
14 or altered ~~number plates~~ plate or registration certificate, (3)
15 ~~number plates~~ plate or registration certificate that has been
16 canceled by the Department of Motor Vehicles, or (4) ~~number plates~~
17 plate, in any registration period in which ~~plates are a plate is~~
18 not furnished, to which a renewal ~~tabs have~~ tab has not been
19 affixed.

20 Sec. 29. Section 60-324, Reissue Revised Statutes of
21 Nebraska, is amended to read:

22 60-324. All letters, numbers, printing, writing, and
23 other identification marks upon ~~such plates~~ a license plate and
24 certificate shall be kept clear and distinct and free from grease,
25 dust, or other blurring matter, so that they shall be plainly
26 visible at all times during daylight and under artificial light in
27 the nighttime. If a plate or certificate of registration is lost
28 or mutilated or has become illegible, the person to whom such plate

1 and certificate has been furnished shall immediately apply to the
2 county treasurer or designated county official as provided in
3 section 60-302 for a duplicate certificate or for a new license
4 ~~plates~~ plate, accompanying his or her application with a fee of one
5 dollar for a duplicate certificate and a fee of two dollars and
6 fifty cents for a duplicate or replacement license plate.

7 Sec. 30. Section 60-331, Reissue Revised Statutes of
8 Nebraska, is amended to read:

9 60-331. The registration fee on commercial trucks,
10 except those trucks registered under section 60-305.09, shall be
11 based upon the gross vehicle weight, not to exceed the maximum
12 authorized by section 60-6,294. Gross vehicle weight shall mean the
13 sum of the empty weights of a truck or truck-tractor and the empty
14 weights of any trailer, semitrailer, or combination thereof with
15 which it is to be operated in combination at any one time, plus the
16 weight of the maximum load to be carried thereon at any one time.
17 The registration fee on commercial truck-tractors shall be based on
18 the gross vehicle weight on such truck-tractors plus the gross
19 vehicle weight of any semitrailer, trailer, or combination thereof
20 connected therewith, except that for the purpose of determining the
21 registration fee, the gross weight of a truck or truck-tractor
22 towing or hauling a disabled or wrecked motor vehicle properly
23 registered for use on the highways shall be only the gross weight
24 of the towing truck or truck-tractor fully equipped and not
25 including the weight of the motor vehicle being towed or hauled.

26 The registration fee on such commercial trucks and
27 truck-tractors shall be at the following rates: For a gross weight
28 of three tons or less, eighteen dollars; for a gross weight

1 exceeding three tons and not exceeding four tons, twenty-five
2 dollars; for a gross weight exceeding four tons and not exceeding
3 five tons, thirty-five dollars; for a gross weight exceeding five
4 tons and not exceeding six tons, sixty dollars; for a gross weight
5 exceeding six tons but not exceeding seven tons, eighty-five
6 dollars; for a gross weight in excess of seven tons, the fee shall
7 be that for a truck having a gross weight of seven tons and, in
8 addition thereto, twenty-five dollars for each ton of gross weight
9 over seven tons, except that:

10 (1) For fractional tons in excess of the twenty percent
11 or the tolerance of one thousand pounds, as provided in section
12 60-6,300, the fee shall be computed on the basis of the next higher
13 bracket;

14 (2) The fees provided by this section shall be reduced
15 ten percent for vehicles used exclusively for the transportation of
16 livestock, poultry, unprocessed milk, grain, sugar beets, potatoes,
17 and hay; and

18 (3) Fees for trucks with a gross weight in excess of
19 thirty-six tons shall be increased by twenty percent for all such
20 trucks operated on any road or highway not a part of the National
21 System of Interstate and Defense Highways.

22 Such fee may be paid one-half at the time of registration
23 and one-half on the first day of the seventh month of the
24 registration period when the license fee exceeds two hundred ten
25 dollars. When the second half is paid, the county treasurer or
26 designated county official as provided in section 60-302 shall
27 furnish a certificate and ~~plates~~ a plate furnished by the
28 Department of Motor Vehicles which shall be displayed on such truck

1 or truck-tractor in the manner provided by law. In addition to the
2 registration fee, the department shall collect a sufficient fee to
3 cover the cost of issuing the certificate and ~~plates~~ plate.

4 If such second half is not paid within thirty days
5 following the first day of the seventh month, the registration of
6 such truck or truck-tractor shall be canceled and the registration
7 certificate and ~~number plates~~ plate shall be returned to the county
8 treasurer or designated county official. Any person who fails to
9 return such registration certificate and ~~number~~ plate when required
10 to do so shall be guilty of a misdemeanor and shall, upon
11 conviction thereof, be punished as provided in section 60-331.02.

12 Sec. 31. Section 60-331.03, Reissue Revised Statutes of
13 Nebraska, is amended to read:

14 60-331.03. For the registration of trucks or
15 combinations of trucks, truck-tractors or trailers or semitrailers
16 which are not for hire and engaged in soil and water conservation
17 work and used for the purpose of transporting pipe and equipment
18 exclusively used by such contractors for soil and water
19 conservation construction, the registration fee shall be one-half
20 of the rate for similar commercial vehicles registered under
21 section 60-331, except ~~+~~ ~~PROVIDED~~, that no vehicle registered under
22 this section shall be registered for a fee of less than eighteen
23 dollars. Such a vehicle ~~+~~ ~~AND PROVIDED FURTHER~~, that such vehicles
24 shall carry on ~~their~~ its license plate in addition to the
25 registration number the letter A.

26 Sec. 32. Section 60-334, Reissue Revised Statutes of
27 Nebraska, is amended to read:

28 60-334. For registration purposes, a tractor and

1 semitrailer unit and a commercial trailer shall be considered as
2 separate units. The registration fee of the tractor shall be the
3 fee provided for trucks and truck-tractors. Each semitrailer and
4 each commercial trailer shall be registered upon the payment of a
5 fee of one dollar. The Department of Motor Vehicles shall provide
6 an appropriate license plate or, when appropriate, renewal tab to
7 identify such semitrailers. If any truck or truck-tractor,
8 operated under the classification designated as local, farm, or A
9 or with ~~plates~~ a plate issued under section 60-311.14 is operated
10 outside of the limits of its respective classification, it shall
11 thereupon come under the classification of commercial trucks.

12 Sec. 33. Section 60-335, Revised Statutes Supplement,
13 2000, is amended to read:

14 60-335. No registration fee shall be charged for any
15 motor vehicle owned or leased and used by any city or village of
16 this state, any rural fire protection district, the Civil Air
17 Patrol, any public school district, any county, the state, the
18 United States Government, any entity formed pursuant to the
19 Interlocal Cooperation Act, the Integrated Solid Waste Management
20 Act, or the Joint Public Agency Act, or any municipal public body
21 or authority used in operating a public passenger transportation
22 system. Any motor vehicle owned or leased and used by this state
23 or any political subdivision as set forth in this section and
24 exempt from a distinct marking as provided in section 81-1021 may
25 carry ~~number plates~~ a license plate the same design and size as
26 provided in subsection (3) of section 60-311 or an undercover
27 license ~~plates~~ plate issued under section 60-304.

28 Sec. 34. Section 60-345, Reissue Revised Statutes of

1 Nebraska, is amended to read:

2 60-345. For the registration of well-boring apparatus
3 and well-servicing equipment, the registration fee shall be
4 one-twelfth of the regular commercial registration fee as
5 determined by gross weight as defined in section 60-331. Such fee
6 shall be collected and distributed in the same manner as other
7 motor vehicle fees.

8 For purposes of this section, (1) well-boring apparatus
9 shall mean trucks, truck-tractors, or combinations of trucks or
10 truck-tractors and trailers or semitrailers which are not for hire
11 and are used exclusively to travel to and from the well site
12 including (a) the well rig truck, (b) the boom truck, (c) the water
13 tank truck, and (d) such other vehicles as are used exclusively for
14 transporting well-boring apparatus to and from the well site
15 including the drill stem, casing, drilling mud, pumps and related
16 equipment, and well-site excavating machinery or equipment and (2)
17 well-servicing equipment shall mean equipment used for the (a) care
18 and replacement of down-hole production equipment and (b)
19 restimulation of a well.

20 Well-boring apparatus and well-servicing equipment shall
21 carry on ~~their~~ the license ~~plates~~ plate, in addition to the
22 registration number, the designation of special equipment.
23 ~~Applications~~ Application for such a license ~~plates~~ plate shall be
24 made to the county treasurer or designated county official as
25 provided in section 60-302.

26 Sec. 35. Section 60-683, Reissue Revised Statutes of
27 Nebraska, is amended to read:

28 60-683. All peace officers are hereby specifically

1 directed and authorized and it shall be deemed and considered a
2 part of the official duties of each of such officers to enforce the
3 provisions of the Nebraska Rules of the Road, including the
4 specific enforcement of maximum speed limits, and any other law
5 regulating the operation of vehicles or the use of the highways.
6 To perform the official duties imposed by this section, the
7 Superintendent of Law Enforcement and Public Safety and all
8 officers of the Nebraska State Patrol shall have the powers stated
9 in section 81-2005. All other peace officers shall have the power:

10 (1) To make arrests upon view and without warrant for any
11 violation committed in their presence of any of the provisions of
12 the Motor Vehicle Operator's License Act or of any other law
13 regulating the operation of vehicles or the use of the highways, if
14 and when designated or called upon to do so as provided by law;

15 (2) To make arrests upon view and without warrant for any
16 violation committed in their presence of any provision of the laws
17 of this state relating to misdemeanors or felonies, if and when
18 designated or called upon to do so as provided by law;

19 (3) At all times to direct all traffic in conformity with
20 law or, in the event of a fire or other emergency or in order to
21 expedite traffic or insure safety, to direct traffic as conditions
22 may require;

23 (4) When in uniform, to require the driver of a vehicle
24 to stop and exhibit his or her operator's license and registration
25 card issued for the vehicle and submit to an inspection of such
26 vehicle and the registration ~~plates~~ plate and registration card on
27 the vehicle and to require the driver of a motor vehicle to present
28 the vehicle within five days for correction of any defects revealed

1 by such motor vehicle inspection as may lead the inspecting officer
2 to reasonably believe that such motor vehicle is being operated in
3 violation of the statutes of Nebraska or the rules and regulations
4 of the Director of Motor Vehicles;

5 (5) To inspect any vehicle of a type required to be
6 registered according to law in any public garage or repair shop or
7 in any place where such a vehicle is held for sale or wrecking;

8 (6) To serve warrants relating to the enforcement of the
9 laws regulating the operation of vehicles or the use of the
10 highways; and

11 (7) To investigate traffic accidents for the purpose of
12 carrying on a study of traffic accidents and enforcing motor
13 vehicle and highway safety laws.

14 Sec. 36. Section 60-1306, Reissue Revised Statutes of
15 Nebraska, is amended to read:

16 60-1306. The carrier enforcement officers shall have the
17 power (1) of peace officers solely for the purpose of enforcing the
18 laws relating to the trip permits provided for in section 66-492
19 and the International Fuel Tax Agreement Act and the laws relating
20 to the size, weight, load, and registration of buses, motor trucks,
21 truck-tractors, semitrailers, trailers, and towed vehicles, (2)
22 when in uniform, to require the driver thereof to stop and exhibit
23 his or her operator's license and registration issued for the
24 vehicle and submit to an inspection of such vehicle, ~~the plates~~
25 such vehicle's plate or plates, the registration thereon, and
26 licenses and permits required under the motor fuel laws, (3) to
27 make arrests upon view and without warrant for any violation
28 committed in their presence of the provisions of the Motor Vehicle

1 Operator's License Act or of any other law regulating the operation
2 of vehicles or the use of the highways while in the performance of
3 their duties referred to in subdivisions (1) and (2) of this
4 section and of sections 60-305.12, 60-1308, 60-1309, and 75-363 to
5 75-368, (4) to make arrests upon view and without warrant for any
6 violation committed in their presence which is a misdemeanor or
7 felony under the laws of this state while in the performance of
8 their duties referred to in subdivisions (1) and (2) of this
9 section and of sections 60-305.12, 60-1308, 60-1309, and 75-363 to
10 75-368, and (5) to make arrests on warrant for any violation which
11 is a misdemeanor or felony under the laws of this state while in
12 the performance of their duties referred to in subdivisions (1) and
13 (2) of this section and of sections 60-305.12, 60-1308, 60-1309,
14 and 75-363 to 75-368.

15 Any funds used to arm carrier enforcement officers shall
16 be paid solely from the Carrier Enforcement Cash Fund. The amount
17 of funds shall be determined by the Superintendent of Law
18 Enforcement and Public Safety.

19 Sec. 37. Section 60-1901, Revised Statutes Supplement,
20 2000, is amended to read:

21 60-1901. (1) A motor vehicle is an abandoned vehicle:

22 (a) If left unattended, with no license ~~plates~~ plate or
23 valid In Transit ~~decals~~ decal issued pursuant to section 60-320
24 affixed thereto, for more than six hours on any public property;

25 (b) If left unattended for more than twenty-four hours on
26 any public property, except a portion thereof on which parking is
27 legally permitted;

28 (c) If left unattended for more than forty-eight hours,

1 after the parking of such vehicle has become illegal, if left on a
2 portion of any public property on which parking is legally
3 permitted;

4 (d) If left unattended for more than seven days on
5 private property if left initially without permission of the owner,
6 or after permission of the owner is terminated; or

7 (e) If left for more than thirty days in the custody of a
8 law enforcement agency after the agency has sent a letter to the
9 last-registered owner under section 60-1903.01.

10 (2) For purposes of this section:

11 (a) Public property means any public right-of-way,
12 street, highway, alley, or park or other state, county, or
13 municipally owned property; and

14 (b) Private property means any privately owned property
15 which is not included within the definition of public property.

16 (3) No motor vehicle subject to forfeiture under section
17 28-431 shall be an abandoned vehicle under this section.

18 Sec. 38. Section 60-1902, Revised Statutes Supplement,
19 2000, is amended to read:

20 60-1902. If an abandoned vehicle, at the time of
21 abandonment, has no license ~~plates~~ plate of the current year or
22 valid In Transit ~~decals~~ decal issued pursuant to section 60-320
23 affixed and is of a wholesale value, taking into consideration the
24 condition of the vehicle, of two hundred fifty dollars or less,
25 title shall immediately vest in the local authority or state agency
26 having jurisdiction thereof as provided in section 60-1904. Any
27 certificate of title issued under this section to the local
28 authority or state agency shall be issued at no cost to such

1 authority or agency.

2 Sec. 39. Section 60-1903, Revised Statutes Supplement,
3 2000, is amended to read:

4 60-1903. (1) Except for vehicles governed by section
5 60-1902, the local authority or state agency having custody of an
6 abandoned vehicle shall make an inquiry concerning the
7 last-registered owner of such vehicle as follows:

8 (a) Abandoned vehicle with a license plate or plates
9 affixed, to the jurisdiction which issued such license plate or
10 plates; or

11 (b) Abandoned vehicle with no license ~~plates~~ plate
12 affixed, to the Department of Motor Vehicles.

13 (2) The local authority or state agency shall notify the
14 last-registered owner, if any, that the vehicle in question has
15 been determined to be an abandoned vehicle and that, if unclaimed,
16 either (a) it will be sold or will be offered at public auction
17 after five days from the date such notice was mailed or (b) title
18 will vest in the local authority or state agency thirty days after
19 the date such notice was mailed. If the agency described in
20 subdivision (1)(a) or (b) of this section also notifies the local
21 authority or state agency that a lien or mortgage exists, such
22 notice shall also be sent to the lienholder or mortgagee. Any
23 person claiming such vehicle shall be required to pay the cost of
24 removal and storage of such vehicle.

25 (3) Title to an abandoned vehicle, if unclaimed, shall
26 vest in the local authority or state agency (a) five days after the
27 date the notice is mailed if the vehicle will be sold or offered at
28 public auction under subdivision (2)(a) of this section, (b) thirty

1 days after the date the notice is mailed if the local authority or
2 state agency will retain the vehicle, or (c) if the last-registered
3 owner cannot be ascertained, when notice of such fact is received.

4 (4) After title to the abandoned vehicle vests pursuant
5 to subsection (3) of this section, the local authority or state
6 agency may retain for use, sell, or auction the abandoned vehicle.
7 If the local authority or state agency has determined that the
8 vehicle should be retained for use, the local authority or state
9 agency shall, at the same time that the notice, if any, is mailed,
10 publish in a newspaper of general circulation in the jurisdiction
11 an announcement that the local authority or state agency intends to
12 retain the abandoned vehicle for its use and that title will vest
13 in the local authority or state agency thirty days after the
14 publication.

15 Sec. 40. Section 60-1908, Revised Statutes Supplement,
16 2000, is amended to read:

17 60-1908. No person other than one authorized by the
18 appropriate local authority or state agency shall destroy, deface,
19 or remove any part of a vehicle which is left unattended on a
20 highway or other public place without a license plates plate
21 affixed or which is abandoned. Anyone violating this section shall
22 be guilty of a Class V misdemeanor.

23 Sec. 41. Section 81-2005, Reissue Revised Statutes of
24 Nebraska, is amended to read:

25 81-2005. The Superintendent of Law Enforcement and
26 Public Safety and all officers of the Nebraska State Patrol, except
27 all carrier enforcement officers assigned to the carrier
28 enforcement division, shall have the power:

1 (1) Of peace officers for the purpose of enforcing the
2 provisions of the Motor Vehicle Operator's License Act and any
3 other law regulating the registration or operation of vehicles or
4 the use of the highways;

5 (2) To make arrests upon view and without warrant for any
6 violation committed in their presence of any of the provisions of
7 the act or of any other law regulating the operation of vehicles or
8 the use of the highways, if and when designated or called upon to
9 do so as provided by law;

10 (3) To make arrests upon view and without warrant for any
11 violation committed in their presence of any provision of the laws
12 of the state relating to misdemeanors or felonies, if and when
13 designated or called upon to do so as provided by law;

14 (4) At all times to direct all traffic in conformity with
15 law or, in the event of a fire or other emergency or in order to
16 expedite traffic or insure safety, to direct traffic as conditions
17 may require notwithstanding the provisions of law;

18 (5) When in uniform, to require the driver of a vehicle
19 to stop and exhibit his or her operator's license and registration
20 card issued for the vehicle and submit to an inspection of such
21 vehicle and the registration ~~plates~~ plate and registration card
22 thereon and to require the drivers of motor vehicles to present
23 such vehicles within five days for correction of any defects
24 revealed by such motor vehicle inspection as may lead the
25 inspecting officer to reasonably believe that such motor vehicle is
26 being operated in violation of the statutes of Nebraska or the
27 rules and regulations of the Director of Motor Vehicles;

28 (6) To inspect any vehicle of a type required to be

1 registered according to law in any public garage or repair shop or
2 in any place where such vehicles are held for sale or wrecking;

3 (7) To serve warrants relating to the enforcement of the
4 laws regulating the operation of vehicles or the use of the
5 highways; and

6 (8) To investigate traffic accidents for the purpose of
7 carrying on a study of traffic accidents and enforcing motor
8 vehicle and highway safety laws.

9 Sec. 42. This act becomes operative on January 1, 2003.

10 Sec. 43. Original sections 60-108, 60-117, 60-305.04,
11 60-310, 60-311.03, 60-311.04, 60-311.05, 60-311.08, 60-311.09,
12 60-311.12, 60-311.13, 60-311.16, 60-311.21, 60-311.25, 60-320,
13 60-321, 60-323, 60-324, 60-331, 60-331.03, 60-334, 60-345, 60-683,
14 60-1306, and 81-2005, Reissue Revised Statutes of Nebraska,
15 sections 60-304, 60-305.16, 60-311, 60-311.02, 60-311.14,
16 60-311.23, 60-315.01, 60-335, 60-1901, 60-1902, 60-1903, and
17 60-1908, Revised Statutes Supplement, 2000, and sections 18-1736,
18 18-1737, 60-301, and 60-315, Revised Statutes Supplement, 2001, are
19 repealed.