

LEGISLATURE OF NEBRASKA

ONE HUNDREDTH LEGISLATURE

FIRST SESSION

LEGISLATIVE BILL 598

Introduced by Karpisek, 32; Gay, 14; Pahls, 31; Rogert, 16

Read first time January 17, 2007

Committee: Transportation and Telecommunications

A BILL

1 FOR AN ACT relating to motor vehicles; to amend sections 60-301,
2 60-393, 60-395, 60-396, and 60-3,104, Revised Statutes
3 Cumulative Supplement, 2006; to provide for Shriners
4 license plates; to change provisions for message plates;
5 to harmonize provisions; to provide an operative date;
6 and to repeal the original sections.
7 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 60-301, Revised Statutes Cumulative
2 Supplement, 2006, is amended to read:

3 60-301 Sections 60-301 to 60-3,220 and sections 2 and 3
4 of this act shall be known and may be cited as the Motor Vehicle
5 Registration Act.

6 Sec. 2. (1) The department shall design license plates
7 to be known as Shriners plates. The plates shall include an
8 inscription which includes a facsimile of the Shriner emblems and
9 across the bottom of the design the words Shriners Help Children.
10 The design shall be selected on the basis of (a) enhancing the
11 marketability of the plates and (b) limiting the manufacturing cost
12 of each plate to an amount less than or equal to the amount charged
13 for license plates pursuant to section 60-3,102. The department
14 shall make applications available for each type of plate when it
15 is designed. The department may adopt and promulgate rules and
16 regulations to carry out this section and section 3 of this act.

17 (2) One type of Shriners plates shall be consecutively
18 numbered plates. The department shall:

19 (a) Number the plates consecutively beginning with the
20 number one, using numerals the size of which maximizes legibility
21 and limiting the numerals to five characters or less; and

22 (b) Not use a county designation or any characters other
23 than numbers on the plates.

24 (3) One type of Shriners plates shall be personalized
25 message plates. Such plates shall be issued subject to the same

1 conditions specified for message plates in subsection (2) of
2 section 60-3,118, except that a maximum of five characters may be
3 used.

4 Sec. 3. (1) A person may apply to the department for
5 Shriners plates in lieu of regular license plates on an application
6 prescribed and provided by the department for any motor vehicle
7 or cabin trailer, except commercial trucks registered for over
8 ten tons gross weight. The department shall make forms available
9 for such applications through the county treasurers or designated
10 county officials.

11 (2)(a) Each application for initial issuance of
12 consecutively numbered Shriners plates shall be accompanied by
13 a fee of fifteen dollars. An application for renewal of such
14 plates shall be accompanied by a fee of fifteen dollars. County
15 treasurers or designated county officials collecting fees for
16 renewals pursuant to this subdivision shall remit them to the State
17 Treasurer for credit to the Department of Motor Vehicles Cash Fund.

18 (b) Each application for initial issuance of personalized
19 message Shriners plates shall be accompanied by a fee of forty
20 dollars. An application for renewal of such plates shall be
21 accompanied by a fee of forty dollars. County treasurers or
22 designated county officials collecting fees for renewals pursuant
23 to this subdivision shall remit them to the State Treasurer for
24 credit to the Department of Motor Vehicles Cash Fund.

25 (3) When the department receives an application for

1 Shriners plates which are authorized to be manufactured pursuant
2 to section 2 of this act, the department shall deliver the plates
3 to the county treasurer or designated county official of the
4 county in which the vehicle is registered. The county treasurer or
5 designated county official shall issue Shriners plates in lieu of
6 regular license plates when the applicant complies with the other
7 provisions of law for registration of the vehicle. If Shriners
8 plates are lost, stolen, or mutilated, the licensee shall be issued
9 replacement plates pursuant to section 60-3,157.

10 (4) (a) The owner of a vehicle bearing Shriners plates
11 may make application to the county treasurer or designated county
12 official as provided in section 60-3,121 to have such plates
13 transferred to a motor vehicle other than the vehicle for which
14 such plates were originally purchased if such vehicle is owned by
15 the owner of the plates.

16 (b) The owner may have the unused portion of the fee for
17 the Shriners plates credited to the other vehicle which will bear
18 the plates at the rate of eight and one-third percent per month for
19 each full month left in the registration period.

20 (c) Application for such transfer shall be accompanied by
21 a fee of three dollars. Fees collected pursuant to this subsection
22 shall be remitted to the State Treasurer for credit to the
23 Department of Motor Vehicles Cash Fund.

24 (5) If the cost of manufacturing Shriners plates at any
25 time exceeds the amount charged for license plates pursuant to

1 section 60-3,102, any money to be credited to the Department of
2 Motor Vehicles Cash Fund shall instead be credited first to the
3 Highway Trust Fund in an amount equal to the difference between
4 the manufacturing costs of Shriners plates and the amount charged
5 pursuant to section 60-3,102 with respect to such plates and the
6 remainder shall be credited to the Department of Motor Vehicles
7 Cash Fund.

8 Sec. 4. Section 60-393, Revised Statutes Cumulative
9 Supplement, 2006, is amended to read:

10 60-393 Any owner who has two or more motor vehicles
11 or trailers required to be registered under the Motor Vehicle
12 Registration Act may register all such motor vehicles or trailers
13 on a calendar-year basis or on an annual basis for the same
14 registration period beginning in a month chosen by the owner. When
15 electing to establish the same registration period for all such
16 motor vehicles or trailers, the owner shall pay the registration
17 fee, the motor vehicle tax imposed in section 60-3,185, and
18 the motor vehicle fee imposed in section 60-3,190 on each motor
19 vehicle for the number of months necessary to extend its current
20 registration period to the registration period under which all
21 such motor vehicles or trailers will be registered. Credit shall
22 be given for registration paid on each motor vehicle or trailer
23 when the motor vehicle or trailer has a later expiration date than
24 that chosen by the owner except as otherwise provided in sections
25 60-3,121 and 60-3,128 and section 3 of this act. Thereafter all

1 such motor vehicles or trailers shall be registered on an annual
2 basis starting in the month chosen by the owner.

3 Sec. 5. Section 60-395, Revised Statutes Cumulative
4 Supplement, 2006, is amended to read:

5 60-395 Except as otherwise provided in sections 60-3,121
6 and 60-3,128 and section 3 of this act, (1) upon transfer of
7 ownership of any motor vehicle or trailer, (2) in case of loss
8 of possession because of fire, theft, dismantlement, or junking,
9 (3) when a salvage branded certificate of title is issued, (4)
10 whenever a type or class of motor vehicle or trailer previously
11 registered is subsequently declared by legislative act or court
12 decision to be illegal or ineligible to be operated or towed on the
13 public roads and no longer subject to registration fees, the motor
14 vehicle tax imposed in section 60-3,185, and the motor vehicle
15 fee imposed in section 60-3,190, or (5) in case of a change in
16 the situs of a motor vehicle or trailer to a location outside of
17 this state, the registration shall expire and the registered owner
18 may, by returning the registration certificate, the license plates,
19 and, when appropriate, the validation decals and by either making
20 affidavit to the county treasurer or designated county official of
21 the occurrence of an event described in subdivisions (1) through
22 (4) of this section or, in the case of a change in situs,
23 displaying to the county treasurer or designated county official
24 the registration certificate of such other state as evidence of a
25 change in situs, receive a refund of that part of the unused fees

1 on motor vehicles or trailers based on the number of unexpired
2 months remaining in the registration period from the date of the
3 event, except that when such date falls within the same calendar
4 month in which the motor vehicle or trailer is acquired, no refund
5 shall be allowed for such month. The registered owner shall make
6 a claim for credit or refund of the unused fees within sixty days
7 after the date of the event or shall be deemed to have forfeited
8 his or her right to such refund. For purposes of this section, the
9 date of the event shall be, in the case of a transfer or loss,
10 the date of the transfer or loss, in the case of a change in the
11 situs, the date of registration in another state, in the case of
12 a legislative act, the effective date of the act, and in the case
13 of a court decision, the date the decision is rendered. Application
14 for registration or for reassignment of license plates and, when
15 appropriate, validation decals to another motor vehicle or trailer
16 shall be made within thirty days of the date of purchase.

17 Sec. 6. Section 60-396, Revised Statutes Cumulative
18 Supplement, 2006, is amended to read:

19 60-396 Whenever the registered owner files an application
20 with the county treasurer or designated county official showing
21 that a motor vehicle or trailer is disabled and has been
22 removed from service, the registered owner may, by returning
23 the registration certificate, the license plates, and, when
24 appropriate, the validation decals or, in the case of the
25 unavailability of such registration certificate or certificates,

1 license plates, or validation decals, then by making an affidavit
2 to the county treasurer or designated county official of such
3 disablement and removal from service, receive a credit for a
4 portion of the registration fee from the fee deposited with the
5 State Treasurer at the time of registration based upon the number
6 of unexpired months remaining in the registration year except as
7 otherwise provided in sections 60-3,121 and 60-3,128 and section 3
8 of this act. The owner shall also receive a credit for the unused
9 portion of the motor vehicle tax and fee based upon the number
10 of unexpired months remaining in the registration year. When the
11 owner registers a replacement motor vehicle or trailer at the time
12 of filing such affidavit, the credit may be immediately applied
13 against the registration fee and the motor vehicle tax and fee for
14 the replacement motor vehicle or trailer. When no such replacement
15 motor vehicle or trailer is so registered, the county treasurer
16 or designated county official shall forward the application and
17 affidavit, if any, to the State Treasurer who shall determine the
18 amount, if any, of the allowable credit for the registration fee
19 and issue a credit certificate to the owner. For the motor vehicle
20 tax and fee, the county treasurer or designated county official
21 shall determine the amount, if any, of the allowable credit and
22 issue a credit certificate to the owner. When such motor vehicle
23 or trailer is removed from service within the same month in which
24 it was registered, no credits shall be allowed for such month.
25 The credits may be applied against taxes and fees for new or

1 replacement motor vehicles or trailers incurred within one year
2 after cancellation of registration of the motor vehicle or trailer
3 for which the credits were allowed. When any such motor vehicle or
4 trailer is reregistered within the same registration year in which
5 its registration has been canceled, the taxes and fees shall be
6 that portion of the registration fee and the motor vehicle tax and
7 fee for the remainder of the registration year.

8 Sec. 7. Section 60-3,104, Revised Statutes Cumulative
9 Supplement, 2006, is amended to read:

10 60-3,104 The department shall issue the following types
11 of license plates:

12 (1) Amateur radio station license plates issued pursuant
13 to section 60-3,126;

14 (2) Boat dealer license plates issued pursuant to section
15 60-379;

16 (3) Bus license plates issued pursuant to section
17 60-3,144;

18 (4) Commercial truck and truck-tractor license plates
19 issued pursuant to section 60-3,147;

20 (5) Dealer or manufacturer license plates issued pursuant
21 to sections 60-3,114 and 60-3,115;

22 (6) Disabled veteran license plates issued pursuant to
23 section 60-3,124;

24 (7) Farm trailer license plates issued pursuant to
25 section 60-3,151;

- 1 (8) Farm truck license plates issued pursuant to section
2 60-3,146;
- 3 (9) Farm trucks with a gross weight of over sixteen tons
4 license plates issued pursuant to section 60-3,146;
- 5 (10) Fertilizer trailer license plates issued pursuant to
6 section 60-3,151;
- 7 (11) Film vehicle license plates issued pursuant to
8 section 60-383;
- 9 (12) Fleets of apportionable commercial vehicles license
10 plates issued pursuant to section 60-3,203;
- 11 (13) Handicapped or disabled person license plates issued
12 pursuant to section 60-3,113;
- 13 (14) Historical vehicle license plates issued pursuant to
14 sections 60-3,130 to 60-3,134;
- 15 (15) Local truck license plates issued pursuant to
16 section 60-3,145;
- 17 (16) Motor vehicle license plates for motor vehicles
18 owned or operated by the state, counties, municipalities, or school
19 districts issued pursuant to section 60-3,105;
- 20 (17) Motor vehicles exempt pursuant to section 60-3,107;
- 21 (18) Motorcycle license plates issued pursuant to section
22 60-3,100;
- 23 (19) Nebraska Cornhusker Spirit Plates issued pursuant to
24 sections 60-3,127 to 60-3,129;
- 25 (20) Nonresident owner thirty-day license plates issued

1 pursuant to section 60-382;

2 (21) Passenger car having a seating capacity of ten
3 persons or less and not used for hire issued pursuant to section
4 60-3,100;

5 (22) Passenger car having a seating capacity of ten
6 persons or less and used for hire issued pursuant to section
7 60-3,100;

8 (23) Pearl Harbor license plates issued pursuant to
9 section 60-3,122;

10 (24) Personal-use dealer license plates issued pursuant
11 to section 60-3,116;

12 (25) Personalized message license plates for motor
13 vehicles and cabin trailers, except commercial trucks registered
14 for over ten tons gross weight, issued pursuant to sections
15 60-3,118 to 60-3,121;

16 (26) Prisoner-of-war license plates issued pursuant to
17 section 60-3,123;

18 (27) Purple Heart license plates issued pursuant to
19 section 60-3,125;

20 (28) Recreational vehicle license plates issued pursuant
21 to section 60-3,151;

22 (29) Repossession license plates issued pursuant to
23 section 60-375;

24 (30) Shriners license plates issued pursuant to section 3
25 of this act;

1 ~~(30)~~ (31) Trailer license plates issued for trailers
2 owned or operated by the state, counties, municipalities, or school
3 districts issued pursuant to section 60-3,106;

4 ~~(31)~~ (32) Trailer license plates issued pursuant to
5 section 60-3,100;

6 ~~(32)~~ (33) Trailers exempt pursuant to section 60-3,108;

7 ~~(33)~~ (34) Transporter license plates issued pursuant to
8 section 60-378;

9 ~~(34)~~ (35) Trucks or combinations of trucks,
10 truck-tractors or trailers which are not for hire and
11 engaged in soil and water conservation work and used for the
12 purpose of transporting pipe and equipment exclusively used by such
13 contractors for soil and water conservation construction license
14 plates issued pursuant to section 60-3,149;

15 ~~(35)~~ (36) Utility trailer license plates issued pursuant
16 to section 60-3,151; and

17 ~~(36)~~ (37) Well-boring apparatus and well-servicing
18 equipment license plates issued pursuant to section 60-3,109.

19 Sec. 8. This act becomes operative on January 1, 2008.

20 Sec. 9. Original sections 60-301, 60-393, 60-395, 60-396,
21 and 60-3,104, Revised Statutes Cumulative Supplement, 2006, are
22 repealed.