

LEGISLATURE OF NEBRASKA
ONE HUNDRED FIFTH LEGISLATURE
FIRST SESSION

LEGISLATIVE BILL 345

Introduced by Craighead, 6; at the request of the Governor.

Read first time January 12, 2017

Committee: Banking, Commerce and Insurance

- 1 A BILL FOR AN ACT relating to the Abstracters Act; to amend sections
- 2 76-542 and 76-546, Reissue Revised Statutes of Nebraska; to
- 3 eliminate an experience requirement for registered abstracters and
- 4 temporary certificates of registration; to harmonize provisions; and
- 5 to repeal the original sections.
- 6 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 76-542, Reissue Revised Statutes of Nebraska, is
2 amended to read:

3 76-542 Any individual desiring to become a registered abstracter
4 shall file an application for registration with the board. Such applicant
5 shall have reached the age of majority, and shall not have been convicted
6 of a felony, ~~and shall have at least one year of verified land title-~~
7 ~~related experience satisfactory to the board.~~ Each applicant for
8 registration shall take the written examination prescribed by section
9 76-543.

10 Such application shall be in a form prepared by the board and shall
11 contain the applicant's social security number and such information as
12 may be necessary to assist the board in determining the qualification of
13 the applicant for registration. Each such application shall be
14 accompanied by (1) an application fee of not less than twenty-five
15 dollars or more than one hundred dollars and (2) an examination fee of
16 not less than twenty-five dollars or more than one hundred dollars. The
17 board shall establish such fees based on the administrative costs of the
18 board.

19 Upon receipt of such application the board shall notify the
20 applicant by mail whether the application has been accepted. If the
21 application has not been accepted, the examination fee shall be returned
22 to the applicant. If the application has been accepted, the applicant
23 shall be notified of the time and place of the next scheduled
24 examination.

25 The board shall adopt and promulgate rules and regulations necessary
26 to ~~establish the experience standards and~~ administer the examination
27 required for registered abstracters.

28 Sec. 2. Section 76-546, Reissue Revised Statutes of Nebraska, is
29 amended to read:

30 76-546 The board may, upon application to it by (1) any individual
31 succeeding to the ownership of any abstract business by any means other

1 than by purchase or (2) any individual who, by reason of the incapacity
2 of any registered abstracter owner of any abstract business, is required
3 to assume the operation of such business, grant to such individual,
4 without examination, a temporary certificate of registration. The
5 application shall include the applicant's social security number. Such
6 ~~temporary certificate shall be issued only after the applicant provides~~
7 ~~proof of land title-related experience sufficient to meet the standards~~
8 ~~established by the board.~~ The fee for such temporary certificate of
9 registration shall be not less than twenty-five or more than one hundred
10 dollars. The board shall establish such fee based on the administrative
11 costs of the board. Such certificate shall expire six months after its
12 date or upon the expiration of sixty days after the next regularly
13 scheduled examination which could be taken by the applicant under the
14 rules and regulations of the board, whichever period is the longer. The
15 board shall notify such applicant by mail of the time and place of such
16 examination.

17 Sec. 3. Original sections 76-542 and 76-546, Reissue Revised
18 Statutes of Nebraska, are repealed.