

AMENDMENTS TO LB 289

(Amendments to Final Reading copy)

Introduced by Fischer

1 1. Insert the following new sections:

2 Sec. 18. Section 60-393, Reissue Revised Statutes of
3 Nebraska, is amended to read:

4 60-393 Any owner who has two or more motor vehicles
5 or trailers required to be registered under the Motor Vehicle
6 Registration Act may register all such motor vehicles or trailers
7 on a calendar-year basis or on an annual basis for the same
8 registration period beginning in a month chosen by the owner. When
9 electing to establish the same registration period for all such
10 motor vehicles or trailers, the owner shall pay the registration
11 fee, the motor vehicle tax imposed in section 60-3,185, and
12 the motor vehicle fee imposed in section 60-3,190, and the
13 alternative fuel fee imposed in section 24 of this act on each
14 motor vehicle for the number of months necessary to extend its
15 current registration period to the registration period under which
16 all such motor vehicles or trailers will be registered. Credit
17 shall be given for registration paid on each motor vehicle or
18 trailer when the motor vehicle or trailer has a later expiration
19 date than that chosen by the owner except as otherwise provided in
20 sections 60-3,121, 60-3,122.02, and 60-3,128. Thereafter all such
21 motor vehicles or trailers shall be registered on an annual basis
22 starting in the month chosen by the owner.

1 Sec. 19. Section 60-395, Reissue Revised Statutes of
2 Nebraska, is amended to read:

3 60-395 (1) Except as otherwise provided in subsection
4 (2) of this section and sections 60-3,121, 60-3,122.02, and
5 60-3,128, the registration shall expire and the registered owner or
6 lessee may, by returning the registration certificate, the license
7 plates, and, when appropriate, the validation decals and by either
8 making application on a form prescribed by the department to the
9 county treasurer or designated county official of the occurrence
10 of an event described in subdivisions (a) through (e) of this
11 subsection or, in the case of a change in situs, displaying to
12 the county treasurer or designated county official the registration
13 certificate of such other state as evidence of a change in situs,
14 receive a refund of that part of the unused fees and taxes on
15 motor vehicles or trailers based on the number of unexpired months
16 remaining in the registration period from the date of any of the
17 following events:

18 (a) Upon transfer of ownership of any motor vehicle or
19 trailer;

20 (b) In case of loss of possession because of fire, theft,
21 dismantlement, or junking;

22 (c) When a salvage branded certificate of title is
23 issued;

24 (d) Whenever a type or class of motor vehicle or trailer
25 previously registered is subsequently declared by legislative act
26 or court decision to be illegal or ineligible to be operated or
27 towed on the public roads and no longer subject to registration

1 fees, the motor vehicle tax imposed in section 60-3,185, and the
2 motor vehicle fee imposed in section 60-3,190, and the alternative
3 fuel fee imposed in section 24 of this act;

4 (e) Upon a trade-in or surrender of a motor vehicle under
5 a lease; or

6 (f) In case of a change in the situs of a motor vehicle
7 or trailer to a location outside of this state.

8 (2) If the date of the event falls within the same
9 calendar month in which the motor vehicle or trailer is acquired,
10 no refund shall be allowed for such month.

11 (3) If the transferor or lessee acquires another motor
12 vehicle at the time of the transfer, trade-in, or surrender, the
13 transferor or lessee shall have the credit provided for in this
14 section applied toward payment of the motor vehicle fees and taxes
15 then owing. Otherwise, the transferor or lessee shall file a claim
16 for refund with the county treasurer or designated county official
17 upon an application form prescribed by the department.

18 (4) The registered owner or lessee shall make a claim for
19 refund or credit of the fees and taxes for the unexpired months
20 in the registration period within sixty days after the date of the
21 event or shall be deemed to have forfeited his or her right to such
22 refund or credit.

23 (5) For purposes of this section, the date of the event
24 shall be: (a) In the case of a transfer or loss, the date of
25 the transfer or loss; (b) in the case of a change in the situs,
26 the date of registration in another state; (c) in the case of
27 a trade-in or surrender under a lease, the date of trade-in or

1 surrender; (d) in the case of a legislative act, the effective date
2 of the act; and (e) in the case of a court decision, the date the
3 decision is rendered.

4 (6) Application for registration or for reassignment of
5 license plates and, when appropriate, validation decals to another
6 motor vehicle or trailer shall be made within thirty days of the
7 date of purchase.

8 (7) If a motor vehicle or trailer was reported stolen
9 under section 60-178, a refund under this section shall not be
10 reduced for a lost plate charge and a credit under this section may
11 be reduced for a lost plate charge but the applicant shall not be
12 required to pay the plate fee for new plates.

13 (8) The county treasurer or designated county official
14 shall refund the motor vehicle fee and registration fee from
15 the fees which have not been transferred to the State Treasurer.
16 The county treasurer shall make payment to the claimant from the
17 undistributed motor vehicle taxes of the taxing unit where the
18 tax money was originally distributed. No refund of less than two
19 dollars shall be paid.

20 2. On page 1, line 4, after the first comma insert
21 "60-393, 60-395,".

22 3. On page 4, line 11, strike "30" and insert "32".

23 4. On page 16, line 1, strike "22" and insert "24".

24 5. On page 20, line 3, strike "22" and insert "24".

25 6. On page 29, line 18, after the period insert "The
26 fee shall be collected by the county treasurer and remitted to the
27 State Treasurer for credit to the Highway Trust Fund.".

1 7. On page 35, line 4, strike "29 and 30" and insert "31
2 and 32"; and in line 10 strike "29" and insert "31".

3 8. On page 36, line 13, strike "30" and insert "32".

4 9. On page 45, line 3, after the third comma insert
5 "60-393, 60-695,".

6 10. Renumber the remaining sections accordingly.