

LEGISLATIVE BILL 57

Approved by the Governor February 17, 1999

Introduced by Brashear, 4

AN ACT relating to motor vehicles; to amend sections 60-311.22, 60-311.23, and 60-315.01, Reissue Revised Statutes of Nebraska; to change provisions relating to Nebraska Cornhusker Spirit Plates; to change provisions relating to license plate fees; to harmonize provisions; to provide an operative date; and to repeal the original sections. Be it enacted by the people of the State of Nebraska,

Section 1. Section 60-311.22, Reissue Revised Statutes of Nebraska, is amended to read:

60-311.22. (1) The Department of Motor Vehicles shall design license plates to be known as Nebraska Cornhusker Spirit Plates. The department shall:

~~(1)~~ (a) Include the word Cornhuskers or Huskers prominently in the design;

~~(2)~~ (b) Use scarlet and cream colors in the design or such other similar colors as the department determines to best represent the official team colors of the University of Nebraska Cornhuskers athletic programs and to provide suitable reflection and contrast;

~~(3)~~ (c) Use cream or a similar color for the background of the design and scarlet or a similar color for the printing; and

~~(4)~~ (d) Create a design reflecting support for the University of Nebraska Cornhuskers athletic programs in consultation with the University of Nebraska-Lincoln Athletic Department. The design shall be selected on the basis of ~~(a)~~ (i) enhancing the marketability of spirit plates to supporters of University of Nebraska Cornhuskers athletic programs and ~~(b)~~ (ii) limiting the manufacturing cost of each spirit plate to an amount less than or equal to the amount charged for license plates pursuant to subsection (5) of section 60-311.

(2) One type of Nebraska Cornhusker Spirit Plates shall be consecutively numbered spirit plates. The department shall: +

~~(5)~~ (a) Number the plates consecutively beginning with the number one, using numerals the size of which maximizes legibility; and

~~(6)~~ (b) Not use a county designation or any characters other than numbers on the plates.

(3) One type of Nebraska Cornhusker Spirit Plates shall be personalized message spirit plates. Such plates shall be issued subject to the same conditions specified for message plates in subsection (2) of section 60-311.11.

Sec. 2. Section 60-311.23, Reissue Revised Statutes of Nebraska, is amended to read:

60-311.23. (1) ~~Beginning on January 27, 1997,~~ a A resident of Nebraska may apply to the Department of Motor Vehicles for Nebraska Cornhusker Spirit Plates in lieu of regular license plates on an application prescribed and provided by the department for any passenger vehicle, farm truck, self-propelled mobile home, cabin trailer, or commercial truck registered for ten tons gross weight or less pursuant to section 60-302. An applicant receiving a spirit plate for a farm truck with a gross weight of over sixteen tons or for a commercial truck or truck-tractor registered for a gross weight of five tons or over shall affix the appropriate tonnage sticker to the plate. The department shall make forms available for such applications through the county treasurers or designated county officials as provided in section 60-302. ~~The fee for the initial application for or for renewal of spirit plates shall be seventy dollars. If spirit plates are lost, stolen, or mutilated, the licensee shall be issued replacement plates pursuant to section 60-324.~~ Each application for initial issuance or renewal of spirit plates shall be accompanied by a fee of seventy dollars. Thirty dollars of each fee shall be credited to the Department of Motor Vehicles Cash Fund and forty dollars of each fee shall be credited to the Spirit Plate Proceeds Fund.

(2) When the department receives an application for spirit plates, it shall deliver the plates to the county treasurer or designated county official of the county in which the vehicle is registered. The county treasurer or designated county official shall issue spirit plates in lieu of regular license plates when the applicant complies with the other provisions of law for registration of the vehicle. If spirit plates are lost, stolen, or mutilated, the licensee shall be issued replacement plates pursuant to section

~~60-324. upon payment of the required fee. The county treasurer or designated county official shall collect the fees and remit them to the State Treasurer. The State Treasurer shall credit thirty dollars of each fee to the Department of Motor Vehicles Cash Fund and forty dollars of each fee to the Spirit Plate Proceeds Fund.~~

(3) The owner of a vehicle bearing spirit plates may make application to the county treasurer or designated county official as provided in section 60-302 to have such plates transferred to a motor vehicle other than the vehicle for which such plates were originally purchased if such vehicle is owned by the owner of the plates. Application for such transfer shall be accompanied by a fee of three dollars. Fees collected pursuant to this subsection shall be remitted to the State Treasurer for credit to the Department of Motor Vehicles Cash Fund.

Sec. 3. Section 60-315.01, Reissue Revised Statutes of Nebraska, is amended to read:

60-315.01. The owner of a vehicle bearing personalized message license plates may make application to the county treasurer or designated county official as provided in section 60-302 to have such plates transferred to a motor vehicle other than the vehicle for which such plates were originally purchased if such vehicle is owned by the owner of the plates. Application for such transfer shall be accompanied by a fee of three dollars. Fees collected pursuant to this subsection shall be remitted to the State Treasurer for credit to the Department of Motor Vehicles Cash Fund. The fees shall be remitted to the State Treasurer for credit to the Department of Motor Vehicles Cash Fund.

Sec. 4. This act becomes operative January 1, 2000.

Sec. 5. Original sections 60-311.22, 60-311.23, and 60-315.01, Reissue Revised Statutes of Nebraska, are repealed.