

April 8, 1980

LB 820

employees so that you can't have a situation where a family member is made an employee of a dealership just so that they can use dealer plates without having to sell any cars so the Motor Vehicle Licensing Board will have the option of identifying who indeed qualifies for the personal use of dealer plates and we think this is a very important tightening of a loophole that may have caused some problems in the past. On page two and three we allow for the use of dealer plates for loaners, that is when a car that you have bought breaks down, you go back to the dealer and say, look, I need this repaired. They put a dealer plate on another of their cars of their inventory and allow you for forty-eight hours the use of that car with that dealer plate so that you can get around but not have to take another car or be jeopardized in your transportation needs. Page four of the amendments deals with what plates can be used for. Presently the first plate that you get under the law can be used for just about any purpose. You get one plate and then you get additional plate per ten units of whatever vehicle you may be selling that you sell. What we say is that if you get a dealer plate for a truck or for a car or for a motorcycle you have to use that dealer plate for that type of vehicle. You can't be selling motor homes or something and get a dealer plate and use it for your personal use on a car. So that is a change that is in this bill and that is on page four. Then you have to skip on a ways and on page nine a tax loophole that has recently been opened up. It was not previously a problem but this past year the Revenue Department put together a decision that said that a dealer can go to a county treasurer and ask for regular plates for a car in his inventory and then use that car as a loaner or what have you and not have to pay taxes on that car as you normally would with regular plates. We changed that so that any car that has any plate other than a dealer plate has to pay the full taxation on that vehicle and that is a tax loophole that was not a problem before because of personal property tax that we had on dealer inventories which was taken off last year. So because of the situation we need to make that change in the law or face some of the problems that we have identified in the public hearings on LB 946. Finally, page ten and eleven deal with the inspection problem that I just discussed that Judge Burke found, our present inspection law being unconstitutional. This would provide the striking of the exemption that is now allowed for cars bearing dealer plates and would provide that inspections would take place for all cars and an inventory of a dealer but they would allow them to be temporary inspection stickers

9645