

# **One Hundred Second Legislature - First Session - 2011**

## **Introducer's Statement of Intent**

### **LB183**

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**Chairperson: Senator Deb Fischer**

**Committee: Transportation and Telecommunications**

**Date of Hearing: January 31, 2011**

The following constitutes the reasons for this bill and the purposes which are sought to be accomplished thereby:

LB 183 amends the provisions of the State Boat Act that governs the disposition of abandoned boats. Abandoned boats on private property and within the jurisdiction of a municipality pose a public hazard and are an attractive nuisance. The Nebraska Supreme Court has consistently ruled that municipalities must have clear statutory authority in state law to exercise any power or take any action.

Current Nebraska law in Section 60-1901 R. S. Supp. 2010 provides the authority for municipal ordinances needed to address abandoned vehicles, but not authority to dispose of abandoned boats. LB 183 provides the statutory authority in state law necessary for municipalities to dispose of boats abandoned on private property and within their jurisdiction.

LB 183 defines what is an abandoned boat and any trailer upon which it might rest where the municipality can take action. LB 183 uses a procedure that is consistent with current Nebraska law governing the disposition of abandoned vehicles.

**Principal Introducer:** \_\_\_\_\_

**Senator John Wightman**