

E AND R AMENDMENTS TO LB1044

Introduced by Murante, 49, Chairman Enrollment and Review

1 1. Strike the original sections and all amendments
2 thereto and insert the following new sections:

3 Section 1. Section 60-1901, Reissue Revised Statutes of
4 Nebraska, is amended to read:

5 60-1901 (1) A motor vehicle is an abandoned vehicle:

6 (a) If left unattended, with no license plates or
7 valid In Transit stickers issued pursuant to the Motor Vehicle
8 Registration Act affixed thereto, for more than six hours on any
9 public property;

10 (b) If left unattended for more than twenty-four hours on
11 any public property, except a portion thereof on which parking is
12 legally permitted;

13 (c) If left unattended for more than forty-eight hours,
14 after the parking of such vehicle has become illegal, if left
15 on a portion of any public property on which parking is legally
16 permitted;

17 (d) If left unattended for more than seven days on
18 private property if left initially without permission of the owner,
19 or after permission of the owner is terminated;

20 (e) If left for more than thirty days in the custody of
21 a law enforcement agency after the agency has sent a letter to the
22 last-registered owner under section 60-1903.01; or

23 (f) If removed from private property by a municipality

1 pursuant to a municipal ordinance.

2 (2) An all-terrain vehicle, a utility-type vehicle, or a
3 minibike is an abandoned vehicle:

4 (a) If left unattended for more than twenty-four hours on
5 any public property, except a portion thereof on which parking is
6 legally permitted;

7 (b) If left unattended for more than forty-eight hours,
8 after the parking of such vehicle has become illegal, if left
9 on a portion of any public property on which parking is legally
10 permitted;

11 (c) If left unattended for more than seven days on
12 private property if left initially without permission of the owner,
13 or after permission of the owner is terminated;

14 (d) If left for more than thirty days in the custody of
15 a law enforcement agency after the agency has sent a letter to the
16 last-registered owner under section 60-1903.01; or

17 (e) If removed from private property by a municipality
18 pursuant to a municipal ordinance.

19 (3) A mobile home is an abandoned vehicle if left in
20 place on private property for more than thirty days after a local
21 governmental unit, pursuant to an ordinance or resolution, has
22 sent a certified letter to each of the last-registered owners and
23 posted a notice on the mobile home, stating that the mobile home
24 is subject to sale or auction or vesting of title as set forth in
25 section 60-1903.

26 ~~(3)~~ (4) For purposes of this section:

27 (a) Mobile home means a movable or portable dwelling

1 constructed to be towed on its own chassis, connected to utilities,
2 and designed with or without a permanent foundation for year-round
3 living. It may consist of one or more units that can be telescoped
4 when towed and expanded later for additional capacity, or of two
5 or more units, separately towable but designed to be joined into
6 one integral unit, and shall include a manufactured home as defined
7 in section 71-4603. Mobile home does not include a mobile home
8 or manufactured home for which an affidavit of affixture has been
9 recorded pursuant to section 60-169;

10 ~~(a)~~ (b) Public property means any public right-of-way,
11 street, highway, alley, or park or other state, county, or
12 municipally owned property; and

13 ~~(b)~~ (c) Private property means any privately owned
14 property which is not included within the definition of public
15 property.

16 ~~(4)~~ (5) No motor vehicle subject to forfeiture under
17 section 28-431 shall be an abandoned vehicle under this section.

18 Sec. 2. Original section 60-1901, Reissue Revised
19 Statutes of Nebraska, is repealed.