

LEGISLATURE OF NEBRASKA
ONE HUNDRED THIRD LEGISLATURE
SECOND SESSION

LEGISLATIVE BILL 1044

Introduced by Schilz, 47.

Read first time January 22, 2014

Committee: Judiciary

A BILL

1 FOR AN ACT relating to abandoned vehicles; to amend section 60-1901,
2 Reissue Revised Statutes of Nebraska; to provide
3 procedures for abandoned mobile homes; to define a term;
4 to harmonize provisions; and to repeal the original
5 section.
6 Be it enacted by the people of the State of Nebraska,

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

3 60-1901 (1) A motor vehicle is an abandoned vehicle:

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

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

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

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

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

19 (f) If removed from private property by a municipality
20 pursuant to a municipal ordinance.

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

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

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

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

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

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

12 (3) A mobile home is an abandoned vehicle if left in
13 place on private property for more than thirty days after a local
14 governmental unit pursuant to an ordinance or resolution has sent a
15 certified letter to each of the last-registered owners pursuant to
16 section 60-1903.

17 ~~(3)~~(4) For purposes of this section:

18 (a) Mobile home means a movable or portable dwelling
19 constructed to be towed on its own chassis, connected to utilities,
20 and designed with or without a permanent foundation for year-round
21 living. It may consist of one or more units that can be telescoped
22 when towed and expanded later for additional capacity, or of two or
23 more units, separately towable but designed to be joined into one
24 integral unit, and shall include a manufactured home as defined in
25 section 71-4603;

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

4 ~~(b)~~(c) Private property means any privately owned
5 property which is not included within the definition of public
6 property.

7 ~~(4)~~(5) No motor vehicle subject to forfeiture under
8 section 28-431 shall be an abandoned vehicle under this section.

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