

## **NOTICE OF PUBLIC HEARING and COMMENT PERIOD for TITLE 246 NAC 1**

NOTICE is hereby given that the Department of Motor Vehicles will hold a rulemaking repeal hearing on March 1, 2019, beginning at 9:00 AM in Room C, Lower Level of the State Office Building, 301 Centennial Mall South, Lincoln, Nebraska.

THE PURPOSE of the hearing is to take testimony and evidence concerning the repeal of: TITLE 246, Nebraska Administrative Code, Chapter 1 entitled *Rules and Regulations Creating Alphanumeric Distinctions on License Plates Based Upon the Registration of the Motor Vehicle Pursuant to Neb. Rev. Stat. § 60-370*.

These rules and regulations set forth alphanumeric distinctions on motor vehicle license plates based upon the registration of the motor vehicle under Neb. Rev. Stat. §60-370. The rules and regulations are redundant to existing statutes and unnecessary.

THIS RULE MAKING HEARING is being conducted under the Nebraska Administrative Procedures Act, Neb. Rev. Stat. § 84-907, et. seq. Draft copies of the proposed regulations are available for public examination at the Department of Motor Vehicles, Legal Division, State Office Building, 301 Centennial Mall South, Lincoln, Nebraska 68509-4699 and at the office of the Secretary of State, Room 1305, State Capitol, Lincoln, Nebraska 68509-4608. A copy of the proposed rule will also be available at [www.sos.ne.gov](http://www.sos.ne.gov).

There is no new FISCAL IMPACT upon the state or political subdivisions from these rules and regulations.

ALL INTERESTED PERSONS are invited to attend and testify at the hearing. Interested persons may prefer to submit written comments during the PUBLIC COMMENT PERIOD. The public comment period begins with the publication of this notice and will close at the time of the public hearing. Any written comment received prior to or at the public hearing shall be made part of the hearing record at the time of the hearing. Written comments should be addressed to Legal Division, Department of Motor Vehicles, State Office Building, 301 Centennial Mall South, Lincoln, NE 68509-4699 (fax 402-471-4828). Written comments may also be submitted on-line at [www.sos.ne.gov](http://www.sos.ne.gov). If auxiliary aids or reasonable accommodations are needed to review the drafts or participate in this process, please call the above at (402) 471-9593.

Rhonda Lahm, Director  
Department of Motor Vehicles  
State of Nebraska

**Nebraska Administrative Regulation  
Fiscal Impact Statement**

Agency: Department of Motor Vehicles

Title: 246

Chapter: 1

Name: **RULES AND REGULATIONS**

**GOVERNING THE DEPARTMENT OF MOTOR VEHICLES  
CREATING ALPHANUMERIC DISTINCTIONS ON LICENSE  
PLATES BASED UPON THE REGISTRATION OF THE MOTOR  
VEHICLE PURSUANT TO NEB. REV. STAT. 60-370**

Prepared By:

Bart Moore

Date Prepared:

8/16/2018

Phone:

471-3902

Statement Status:

Draft

Final

**Type of Fiscal Impact:**

	State Agency	Political Subdivision	Regulated Public
No Fiscal Impact	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
Increase Costs	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Decrease Costs	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**Description of Impact:**

NONE

~~NEBRASKA ADMINISTRATIVE CODE~~

~~TITLE 246, NEBRASKA ADMINISTRATIVE CODE, CHAPTER 1~~

~~NEBRASKA DEPARTMENT OF MOTOR VEHICLES~~

~~RULES AND REGULATIONS CREATING ALPHANUMERIC DISTINCTIONS ON LICENSE  
PLATES BASED UPON THE REGISTRATION OF THE MOTOR VEHICLE PURSUANT TO  
NEB. REV. STAT. § 60-370.~~

Last Filing Date: \_\_\_\_\_

~~FINAL DATE~~  
12/9/08

~~FINAL DATE~~  
12/9/08

~~NEBRASKA ADMINISTRATIVE CODE~~  
~~Nebraska Department of Motor Vehicles~~

~~246 NAC 1~~

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<del>Definitions</del>	<del>60-3,104</del>	<del>002</del>
<del>License Plates: Alphanumeric or County Number</del>	<del>60-370</del>	<del>003</del>
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<del>Message Plates</del>	<del>60-3,104</del>	<del>006</del>
<del>Scope</del>	<del>60-370, 60-370(3)(c), 60-3,104</del>	<del>001</del>
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~~FINAL DATE~~  
12/9/08

~~NEBRASKA ADMINISTRATIVE CODE~~  
~~Nebraska Department of Motor Vehicles~~

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~~RULES AND REGULATIONS CREATING ALPHANUMERIC DISTINCTIONS ON LICENSE PLATES BASED UPON THE REGISTRATION OF THE MOTOR VEHICLE PURSUANT TO NEB. REV. STAT. § 60-370.~~

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FINAL DATE  
12/9/08

**NEBRASKA ADMINISTRATIVE CODE**  
**Nebraska Department of Motor Vehicles**

246 NAC 1

**LAST EFFECTIVE DATE: December 9, 2003.**

**RULES AND REGULATIONS CREATING ALPHANUMERIC DISTINCTIONS ON LICENSE PLATES BASED UPON THE REGISTRATION OF THE MOTOR VEHICLE PURSUANT TO NEB. REV. STAT. § 60-370.**

**001 SCOPE.** These rules and regulations set forth alphanumeric distinctions on motor vehicle license plates based upon the registration of the motor vehicle under Neb. Rev. Stat. § 60-370.

**002 DEFINITIONS.**

**002.01 Alphanumeric plates** means motor vehicle license plates embossed with an individual identification consisting of a combination of three letters followed by a combination of three numerals.

**002.02 County number plates** means motor vehicle license plates embossed with an individual identification consisting of the county code (set forth at subsection 004.01A of these rules and regulations), followed by a dash and a combination of letters and numbers.

**002.03 Department** means the Nebraska Department of Motor Vehicles.

**003 LICENSE PLATES: ALPHANUMERIC OR COUNTY NUMBER.**

**003.01 Counties Having a Population of 100,000 or More Use Alphanumeric Plates.** Registration of motor vehicles, except farm trailers and trucks, in counties having a population of 100,000 inhabitants or more according to the most recent federal decennial census shall be by an alphanumeric system rather than by the county number system.

**003.02 Counties Under 100,000 Use County Number Plates at County's Option.** Registration of motor vehicles in counties with a population under 100,000 inhabitants shall use the county number system. The county board of these counties may elect to use the alphanumeric system. If the alphanumeric system is chosen, it will go into effect for the next issuance after the manufactured county number plates have been consumed.

**003.03 Farm Trailers and Truck Are Always County Number Plates.** Registration of motor vehicles as farm trailers or farm trucks shall be by the county number system.

**004 LICENSE PLATES, GENERALLY.**

**004.01 County Number Plates Have the County Number, a Dash, and the Individual Combination of Letters and Numbers.** The county number system license plate shall show the county number, as set below, preceding a dash which shall then be followed by the individual number assigned to the motor vehicle. The identification number may be letters, numerals or a combination.

**004.01A County Designations.**

<u>No.</u>	<u>Name of County</u>	<u>No.</u>	<u>Name of County</u>	<u>No.</u>	<u>Name of County</u>	<u>No.</u>	<u>Name of County</u>
1	Douglas	2	Lancaster	3	Gage	4	Custer
5	Dodge	6	Saunders	7	Madison	8	Hall
9	Buffalo	10	Platte	11	Otoe	12	Knox
13	Cedar	14	Adams	15	Lincoln	16	Seward
17	York	18	Dawson	19	Richardson	20	Cass
21	Scotts Bluff	22	Saline	23	Boone	24	Cuming
25	Butler	26	Antelope	27	Wayne	28	Hamilton
29	Washington	30	Clay	31	Burt	32	Thayer
33	Jefferson	34	Fillmore	35	Dixon	36	Holt
37	Phelps	38	Furnas	39	Cheyenne	40	Pierce
41	Polk	42	Nuckolls	43	Colfax	44	Nemaha
45	Webster	46	Merrick	47	Valley	48	Red Willow
49	Howard	50	Franklin	51	Harlan	52	Kearney
53	Stanton	54	Pawnee	55	Thurston	56	Sherman
57	Johnson	58	Nance	59	Sarpy	60	Frontier
61	Sheridan	62	Greeley	63	Boyd	64	Morrill
65	Box Butte	66	Cherry	67	Hitchcock	68	Keith
69	Dawes	70	Dakota	71	Kimball	72	Chase
73	Gesper	74	Perkins	75	Brown	76	Dundy
77	Garden	78	Deuel	79	Hayes	80	Sioux
81	Rock	82	Keya Paha	83	Garfield	84	Wheeler
85	Banner	86	Blaine	87	Logan	88	Loup
89	Thomas	90	McPherson	91	Arthur	92	Grant
93	Hooker						

**005 ALPHANUMERIC LICENSE PLATE CLASSIFICATIONS BASED UPON THE REGISTRATION OF THE MOTOR VEHICLE.**

**005.01 Regular Passenger, Mobile Home, Bus, Motorcycle and Commercial Truck Plates:** A motor vehicle registered as a passenger car, mobile home, bus, motorcycle or commercial truck shall have alphanumeric plates assigned at random.

**005.02 Special Alphanumeric Codes Start with "X" or "Z":** Alphanumeric plates that begin with the letters "X" and "Z" are reserved for particular motor vehicle registration types. An alphanumeric plate which begins with "Z" is a specially registered motor vehicle as follows:

~~**005.02A Local Truck Plate:** On a motor vehicle registered as a local truck the alphanumeric plate shall begin with the letters "ZB". This includes a truck and combinations of trucks, truck tractors, or trailers or semitrailers operated solely within an incorporated city or village or within ten miles of the corporate limits of the city or village in which they are owned, operated, and registered. (Example: ZBA 001.)~~

~~**005.02B Special Equipment Plate:** On a motor vehicle registered as special equipment the alphanumeric plate shall begin with the letters "ZS" in the first position. This includes trucks, truck tractors, or combinations of trucks or truck tractors and trailers or semitrailers which are not for hire and are used exclusively to travel to and from the well site including (a) the well rig truck, (b) the boom truck, (c) the water tank truck, and (d) such other motor vehicles as are used exclusively for transporting well boring apparatus to and from the well site including the drill stem, casing, drilling mud, pumps and related equipment, and well site excavating machinery or equipment and (2) well servicing equipment shall mean equipment used for the (a) care and replacement of down-hole production equipment and (b) restimulation of a well. (Example: ZSA 001.)~~

~~**005.03 "X" Trailer Plate:** On a motor vehicle registered as a trailer the alphanumeric plate shall begin with the letter "X" in the first position. This includes any motor vehicle without motive power designed for carrying persons or property and being towed by a motor vehicle and so constructed that no part of its weight rests upon the towing motor vehicle. (Example: XAA 001.)~~

**006 MESSAGE PLATES.** The following conditions apply to all personalized message license plates:

~~**006.01 Message Plates May Use the Correct County Prefix Only.** County prefixes may be used for message plates in counties using the alphanumeric system for motor vehicle registration only. The numerals in the county prefix shall be the numerals assigned to the county, set forth at subsection 004.01A of these rules and regulations, in which the motor vehicle is registered. The numerals in the county prefix and the hyphen count against the maximum number of characters allowed. (Example: A Douglas County message plate may have a "1" prefix only, a Lancaster County message plate may have a "2" prefix only, and a Sarpy County message plate may have a "59" only. No other county prefixes may be used on message plates unless the county starts to use the alphanumeric system.)~~

~~**006.01A Renewal of County Message Plates.** Renewal of a personalized message plate containing a county prefix shall be conditioned upon the motor vehicle being registered in such county.~~

~~**006.02 Message Plates Are Number and Letter Only.** Except for the dash permitted in county prefix message plates, message plates have characters of letters and numbers and spaces only.~~



~~**006.03 Number of Characters: Seven.** A maximum of seven characters may be used for regular size license plates.~~

~~**006.03A Motorcycles Use Six.** A maximum of six characters may be used for motorcycle plates due to the smaller size.~~

~~**006.04 Each Message Plate must Be Unique.** The letters and numbers, without considering dashes or spaces, in the order used shall not conflict with or duplicate any registration number used or to be used on the regular license plates.~~

~~**006.05 No Obscenity.** The characters in the order used shall not express, connote, or imply any obscene or objectionable words or abbreviations.~~

~~**006.06 Truck Message Plates.** An applicant receiving a personalized message license plate for a farm truck with a gross weight of over 16 tons or a commercial truck or truck tractor with a gross weight of five tons or over shall affix the appropriate tonnage sticker to such plate.~~

~~**006.07 Department Is Final Arbiter of Message Plates.** The Department shall have sole authority to determine if the conditions described above have been met.~~

~~**006.08 Fees.** In addition to the normal costs of registration, all message plates, including county number message plates in the alphanumeric counties, cost thirty dollars (\$30.00). There are other fees that may apply to registration of motor vehicles with other license plate types.~~

~~**006.09 Disclaimer.** Nebraska has numerous laws applicable to motor vehicle registration and license plate types. These rules and regulations are not a comprehensive reflection of all such laws but are specific to alphanumeric plates.~~

**007 UNCHANGED PLATES.** The following license plate types shall be the same in counties using either the alphanumeric system or the county number system:

Handicapped Plate  
Repossession Plate  
30-Day Plate  
Transporter Plate  
Snowmobile Dealer Plate  
Apportioned Power Plate  
Tax Exempt Plate  
Ex-POW Plate  
Passenger Dealer Plate  
Trailer Dealer Plate

DAV Plate  
Amateur Radio Plate  
Historical Plate  
Government Plate  
Government Trailer Plate  
Apportioned Trailer Plate  
Pearl Harbor Plate  
Purple Heart Plate  
Motorcycle Dealer Plate  
Dealer Plate