

E AND R AMENDMENTS TO LB 484

Introduced by Ballard, 21, Chairman Enrollment and Review

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

3           Section 1. Section 60-1401, Reissue Revised Statutes of Nebraska, is  
4 amended to read:

5           60-1401 Sections 60-1401 to 60-1441 and sections 2 and 3 of this act  
6 shall be known and may be cited as the Motor Vehicle Industry Regulation  
7 Act.

8           Any amendments to the act shall apply to franchises subject to the  
9 act which are entered into, amended, altered, modified, renewed, or  
10 extended after the date of the amendments to the act except as otherwise  
11 specifically provided in the act.

12           All amendments to the act shall apply upon the issuance or renewal  
13 of a dealer's or manufacturer's license.

14           Sec. 2. (1) Beginning January 1, 2026:

15           (a) Every person applying for an initial motor vehicle dealer's  
16 license shall have completed eight hours of continuing education  
17 authorized by the board within the twelve-month period immediately  
18 preceding the date of application; and

19           (b) Every licensee applying for renewal of a motor vehicle dealer's  
20 license shall have completed four hours of continuing education  
21 authorized by the board within the twelve-month period immediately  
22 preceding the date of application.

23           (2) Every application for the issuance or renewal of a motor vehicle  
24 dealer's license shall be accompanied by documentation, as prescribed by  
25 the board, of the completion of continuing education required under  
26 subsection (1) of this section.

27           (3) The continuing education requirements of this section shall not

1 apply to:

2 (a) A motor vehicle dealer whose primary business is the sale of  
3 salvage vehicles on behalf of motor vehicle insurers;

4 (b) A motor vehicle dealer that only buys and sells manufactured  
5 homes;

6 (c) A motor vehicle dealer that only buys and sells trailers; or

7 (d) A franchised new car dealer licensed by the board or any  
8 employee of such a franchised new car dealer.

9 Sec. 3. (1) Any person may apply to the board for authorization to  
10 qualify an educational seminar for continuing education credit provided  
11 under section 2 of this act. The board shall require a complete and  
12 specific description of such educational seminar from the applicant prior  
13 to authorizing such educational seminar for continuing education credit.  
14 Such description shall include:

15 (a) How the educational seminar will benefit a licensee in  
16 conducting business;

17 (b) The length of time the educational seminar will be conducted;

18 (c) A description of the method that will be used to record  
19 attendance during the educational seminar; and

20 (d) Copies of any instructional materials that will be provided to  
21 attendees of the educational seminar.

22 (2)(a) The board shall determine whether to approve or deny an  
23 application made under subsection (1) of this section. If authorization  
24 for continuing education credit is granted, the board shall also  
25 determine the number of continuing education credit hours authorized for  
26 the educational seminar.

27 (b) Within ten days of receiving the application, the board shall  
28 notify the applicant of the board's decision to approve or deny such  
29 educational seminar for continuing education credit, and, if applicable,  
30 the number of continuing education credit hours authorized.

31 Sec. 4. Section 60-1404, Reissue Revised Statutes of Nebraska, is

1 amended to read:

2           60-1404 The board shall have the authority to employ an executive  
3 director who shall direct and administer the affairs of the board and who  
4 shall keep a record of all proceedings, transactions, communications, and  
5 official acts of the board. He or she shall be custodian of all records  
6 of the board and perform such other duties as the board may require. The  
7 executive director shall call a meeting of the board at the direction of  
8 the chairperson thereof or upon a written request of two or more members  
9 thereof. The executive director, with the approval of the board, is  
10 authorized to employ an attorney at a minimum salary of six hundred  
11 dollars per month together with such other employees, including staff for  
12 its attorney, as may be necessary to properly carry out the Motor Vehicle  
13 Industry Regulation Act, to fix the salaries of such employees, and to  
14 make such other expenditures as are necessary to properly carry out the  
15 act. ~~The office of the board shall be maintained in the State Capitol at  
16 Lincoln and all files, records, and property of the board shall at all  
17 times be and remain therein.~~ The executive director shall be the board's  
18 representative in the administration of the act, and he or she shall  
19 insure that the policies and directives of the board are carried out.

20           Sec. 5. Original sections 60-1401 and 60-1404, Reissue Revised  
21 Statutes of Nebraska, are repealed.

22           2. On page 1, line 8, strike "to provide operative dates;".