

LEGISLATURE OF NEBRASKA
 ONE HUNDRED THIRD LEGISLATURE
 SECOND SESSION
LEGISLATIVE BILL 777

Final Reading

Introduced by Hadley, 37.

Read first time January 10, 2014

Committee: Transportation and Telecommunications

A BILL

1 FOR AN ACT relating to the Motor Vehicle Operator's License Act; to
 2 amend sections 32-308, 60-474, 60-484.02, 60-4,119,
 3 60-4,180, and 60-2904, Reissue Revised Statutes of
 4 Nebraska, and sections 60-4,115, 60-4,116, 60-4,120,
 5 60-4,122, 60-4,126, and 60-4,150, Revised Statutes
 6 Cumulative Supplement, 2012; to redefine terms; to change
 7 operator's license renewal procedures for persons out of
 8 the state; to change and eliminate provisions relating to
 9 issuance of duplicate and replacement operators' licenses
 10 and state identification cards; to harmonize provisions;
 11 and to repeal the original sections.

12 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 32-308, Reissue Revised Statutes of
2 Nebraska, is amended to read:

3 32-308 (1) The Secretary of State and the Director of
4 Motor Vehicles shall enter into an agreement to match information in
5 the computerized statewide voter registration list with information
6 in the data base of the Department of Motor Vehicles to the extent
7 required to enable each such official to verify the accuracy of the
8 information provided on applications for voter registration. The
9 Director of Motor Vehicles shall enter into an agreement with the
10 Commissioner of Social Security under section 205(r)(8) of the
11 federal Social Security Act, 42 U.S.C. 405(r)(8), as such section
12 existed on April 17, 2003, for purposes of the Election Act.

13 (2) The Department of Motor Vehicles, with the assistance
14 of the Secretary of State, shall prescribe a voter registration
15 application which may be used to register to vote or change his or
16 her address for voting purposes at the same time an elector applies
17 for an original or renewal motor vehicle operator's license, an
18 original or renewal state identification card, or a replacement ~~or~~
19 ~~duplicate~~ thereof. The voter registration application shall contain
20 the information required pursuant to section 32-312 and shall be
21 designed so that it does not require the duplication of information
22 in the application for the motor vehicle operator's license or state
23 identification card, except that it may require a second signature of
24 the applicant. The department and the Secretary of State shall make
25 the voter registration application available to the county treasurer,

1 the license examiners of the department, and any other person who
2 issues operators' licenses or state identification cards. The
3 application shall be completed at the office of the county treasurer
4 or department by the close of business on the third Friday preceding
5 any election to be registered to vote at such election. A
6 registration application received after the deadline shall not be
7 processed by the election commissioner or county clerk until after
8 the election.

9 (3) State agency personnel and county treasurers involved
10 in the voter registration process pursuant to this section and
11 section 32-309 shall not be considered deputy registrars or agents or
12 employees of the election commissioner or county clerk.

13 Sec. 2. Section 60-474, Reissue Revised Statutes of
14 Nebraska, is amended to read:

15 60-474 Operator's or driver's license shall mean any
16 license or permit to operate a motor vehicle issued under the laws of
17 this state, including:

18 (1) Any replacement ~~or duplicate~~ license or instruction
19 permit;

20 (2) The privilege of any person to drive a motor vehicle
21 whether such person holds a valid license;

22 (3) Any nonresident's operating privilege which shall
23 mean the privilege conferred upon a nonresident by the laws of this
24 state pertaining to the operation of a motor vehicle in this state by
25 such person or the use in this state of a vehicle owned by such

1 person;

2 (4) An employment driving permit issued as provided by
3 sections 60-4,129 and 60-4,130; and

4 (5) A medical hardship driving permit issued as provided
5 by sections 60-4,130.01 and 60-4,130.02.

6 Sec. 3. Section 60-484.02, Reissue Revised Statutes of
7 Nebraska, is amended to read:

8 60-484.02 (1) Each applicant for an operator's license or
9 state identification card shall have his or her digital image ~~taken~~
10 captured. Digital images shall be preserved for use as prescribed in
11 sections 60-4,119, 60-4,151, and 60-4,180. The images shall be used
12 for issuing operators' licenses and state identification cards. The
13 images may be retrieved only by the Department of Motor Vehicles for
14 issuing renewal, ~~duplicate~~, and replacement operators' licenses and
15 state identification cards and may not be otherwise released except
16 in accordance with subsection (3) of this section.

17 (2) Upon application for an operator's license or state
18 identification card, each applicant shall provide his or her
19 signature in a form prescribed by the department. Digital signatures
20 shall be preserved for use on original, renewal, ~~duplicate~~, and
21 replacement operators' licenses and state identification cards and
22 may not be otherwise released except in accordance with subsection
23 (3) of this section.

24 (3) No officer, employee, agent, or contractor of the
25 department or law enforcement officer shall release a digital image

1 or a digital signature except to a federal, state, or local law
2 enforcement agency, a certified law enforcement officer employed in
3 an investigative position by a federal, state, or local agency, or a
4 driver licensing agency of another state for the purpose of carrying
5 out the functions of the agency or assisting another agency in
6 carrying out its functions upon the verification of the identity of
7 the person requesting the release of the information and the
8 verification of the purpose of the requester in requesting the
9 release. Any officer, employee, agent, or contractor of the
10 department or law enforcement officer that knowingly discloses or
11 knowingly permits disclosure of a digital image or digital signature
12 in violation of this section shall be guilty of a Class I
13 misdemeanor.

14 Sec. 4. Section 60-4,115, Revised Statutes Cumulative
15 Supplement, 2012, is amended to read:

16 60-4,115 (1) Fees for operators' licenses and state
17 identification cards shall be collected and distributed according to
18 the table in subsection (2) of this section, except for the ignition
19 interlock permit and associated fees as outlined in subsection (4) of
20 this section. County officials shall remit the county portion of the
21 fees collected to the county treasurer for placement in the county
22 general fund. All other fees collected shall be remitted to the State
23 Treasurer for credit to the appropriate fund.

24 (2) The fees provided in this subsection in the following
25 dollar amounts apply for operators' licenses and state identification

1	cards.				
2					Department
3			County	of Motor	State
4	Document	Total	General	Vehicles	General
5		Fee	Fund	Cash Fund	Fund
6	State identification card:				
7	Valid for 1 year or less		5.00	2.75	1.25 1.00
8	Valid for more than 1 year				
9	but not more than 2 years		10.00	2.75	4.00 3.25
10	Valid for more than 2 years				
11	but not more than 3 years		14.00	2.75	5.25 6.00
12	Valid for more than 3 years				
13	but not more than 4 years		19.00	2.75	8.00 8.25
14	Valid for more than 4 years				
15	for person under 21		24.00	2.75	10.25 11.00
16	Valid for 5 years		24.00	3.50	10.25 10.25
17	Duplicate or replacement		11.00	2.75	6.00 2.25
18	<u>Replacement</u>		<u>11.00</u>	<u>2.75</u>	<u>6.00 2.25</u>
19	Class O or M operator's license:				
20	Valid for 1 year or less		5.00	2.75	1.25 1.00
21	Valid for more than 1 year				
22	but not more than 2 years		10.00	2.75	4.00 3.25

1	Valid for more than 2 years				
2	but not more than 3 years	14.00	2.75	5.25	6.00
3	Valid for more than 3 years				
4	but not more than 4 years	19.00	2.75	8.00	8.25
5	Valid for 5 years	24.00	3.50	10.25	10.25
6	Bioptic or telescopic lens restriction:				
7	Valid for 1 year or less	5.00	0	5.00	0
8	Valid for more than 1 year				
9	but not more than 2 years	10.00	2.75	4.00	3.25
10	Duplicate or replacement	11.00	2.75	6.00	2.25
11	<u>Replacement</u>	<u>11.00</u>	<u>2.75</u>	<u>6.00</u>	<u>2.25</u>
12	Add, change, or remove class,				
13	endorsement, or restriction	5.00	0	5.00	0
14	Provisional operator's permit:				
15	Original	15.00	2.75	12.25	0
16	Bioptic or telescopic lens restriction:				
17	Valid for 1 year or less	5.00	0	5.00	0
18	Valid for more than 1 year				
19	but not more than 2 years	15.00	2.75	12.25	0
20	Duplicate or replacement	11.00	2.75	6.00	2.25
21	<u>Replacement</u>	<u>11.00</u>	<u>2.75</u>	<u>6.00</u>	<u>2.25</u>

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1	Add, change, or remove class,				
2	endorsement, or restriction	5.00	0	5.00	0
3	LPD-learner's permit:				
4	Original	8.00	.25	5.00	2.75
5	Duplicate or replacement	11.00	2.75	6.00	2.25
6	<u>Replacement</u>	<u>11.00</u>	<u>2.75</u>	<u>6.00</u>	<u>2.25</u>
7	Add, change, or remove class,				
8	endorsement, or restriction	5.00	0	5.00	0
9	LPE-learner's permit:				
10	Original	8.00	.25	5.00	2.75
11	Duplicate or replacement	11.00	2.75	6.00	2.25
12	<u>Replacement</u>	<u>11.00</u>	<u>2.75</u>	<u>6.00</u>	<u>2.25</u>
13	Add, change, or remove class,				
14	endorsement, or restriction	5.00	0	5.00	0
15	School permit:				
16	Original	8.00	.25	5.00	2.75
17	Duplicate or replacement	11.00	2.75	6.00	2.25
18	<u>Replacement</u>	<u>11.00</u>	<u>2.75</u>	<u>6.00</u>	<u>2.25</u>
19	Add, change, or remove class,				
20	endorsement, or restriction	5.00	0	5.00	0
21	Farm permit:				

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1	Original or renewal	5.00	.25	0	4.75
2	Duplicate or replacement	5.00	-.25	0	4.75
3	<u>Replacement</u>	<u>5.00</u>	<u>.25</u>	<u>0</u>	<u>4.75</u>
4	Temporary	5.00	.25	0	4.75
5	Add, change, or remove class,				
6	endorsement, or restriction	5.00	0	5.00	0
7	Driving permits:				
8	Employment	45.00	0	5.00	40.00
9	Medical hardship	45.00	0	5.00	40.00
10	Duplicate or replacement	10.00	-.25	5.00	4.75
11	<u>Replacement</u>	<u>10.00</u>	<u>.25</u>	<u>5.00</u>	<u>4.75</u>
12	Add, change, or remove class,				
13	endorsement, or restriction	5.00	0	5.00	0
14	Commercial driver's license:				
15	Valid for 1 year or less	11.00	1.75	5.00	4.25
16	Valid for more than 1 year				
17	but not more than 2 years	22.00	1.75	5.00	15.25
18	Valid for more than 2 years				
19	but not more than 3 years	33.00	1.75	5.00	26.25
20	Valid for more than 3 years				
21	but not more than 4 years	44.00	1.75	5.00	37.25

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1	Valid for 5 years	55.00	1.75	5.00	48.25
2	Biopic or telescopic lens restriction:				
3	Valid for one year or less	11.00	1.75	5.00	4.25
4	Valid for more than 1 year				
5	but not more than 2 years	22.00	1.75	5.00	15.25
6	Duplicate or replacement	11.00	2.75	6.00	2.25
7	<u>Replacement</u>	<u>11.00</u>	<u>2.75</u>	<u>6.00</u>	<u>2.25</u>
8	Add, change, or remove class,				
9	endorsement, or restriction	10.00	1.75	5.00	3.25
10	LPC-learner's permit:				
11	Original or renewal	10.00	.25	5.00	4.75
12	Duplicate or replacement	10.00	.25	5.00	4.75
13	<u>Replacement</u>	<u>10.00</u>	<u>.25</u>	<u>5.00</u>	<u>4.75</u>
14	Add, change, or remove class,				
15	endorsement, or restriction	10.00	.25	5.00	4.75
16	Seasonal permit:				
17	Original or renewal	10.00	.25	5.00	4.75
18	Duplicate or replacement	10.00	.25	5.00	4.75
19	<u>Replacement</u>	<u>10.00</u>	<u>.25</u>	<u>5.00</u>	<u>4.75</u>
20	Add, change, or remove class,				
21	endorsement, or restriction	10.00	.25	5.00	4.75

1	School bus permit:				
2	Original or renewal	5.00	0	5.00	0
3	Duplicate or replacement	5.00	0	5.00	0
4	<u>Replacement</u>	<u>5.00</u>	<u>0</u>	<u>5.00</u>	<u>0</u>
5	Add, change, or remove class,				
6	endorsement, or restriction	5.00	0	5.00	0

7 (3) If the department issues an operator's license or a
 8 state identification card, the department shall remit the county
 9 portion of the fees to the State Treasurer for credit to the
 10 Department of Motor Vehicles Cash Fund.

11 (4)(a) The fee for an ignition interlock permit shall be
 12 forty-five dollars. Five dollars of the fee shall be remitted to the
 13 State Treasurer for credit to the Department of Motor Vehicles Cash
 14 Fund. Forty dollars of the fee shall be remitted to the State
 15 Treasurer for credit to the Department of Motor Vehicles Ignition
 16 Interlock Fund.

17 (b) The fee for a ~~duplicate or replacement~~ ignition
 18 interlock permit shall be eleven dollars. Two dollars and seventy-
 19 five cents of the fee shall be remitted to the county treasurer for
 20 credit to the county general fund. Six dollars of the fee shall be
 21 remitted to the State Treasurer for credit to the Department of Motor
 22 Vehicles Cash Fund. Two dollars and twenty-five cents of the fee
 23 shall be remitted to the State Treasurer for credit to the General
 24 Fund.

1 (c) The fee for adding, changing, or removing a class,
2 endorsement, or restriction on an ignition interlock permit shall be
3 five dollars. The fee shall be remitted to the State Treasurer for
4 credit to the Department of Motor Vehicles Cash Fund.

5 (5) The department and its agents may collect an identity
6 security surcharge to cover the cost of security and technology
7 practices used to protect the identity of applicants for and holders
8 of operators' licenses and state identification cards and to reduce
9 identity theft, fraud, and forgery and counterfeiting of such
10 licenses and cards to the maximum extent possible. The surcharge
11 shall be in addition to all other required fees for operators'
12 licenses and state identification cards. The amount of the surcharge
13 shall be determined by the department. The surcharge shall not exceed
14 eight dollars. The surcharge shall be remitted to the State Treasurer
15 for credit to the Department of Motor Vehicles Cash Fund.

16 Sec. 5. Section 60-4,116, Revised Statutes Cumulative
17 Supplement, 2012, is amended to read:

18 60-4,116 Prior to the issuance of any original or renewal
19 operator's license, the issuance of a replacement ~~or duplicate~~
20 operator's license, or the reissuance of any such license with a
21 change of any classification, endorsement, or restriction, the
22 department shall:

23 (1) Check the driving record of the applicant as
24 maintained by the department or by any other state which has issued
25 an operator's license to the applicant;

1 (2) Contact the Commercial Driver License Information
2 System to determine whether the applicant possesses any valid
3 commercial driver's license issued by any other state, whether such
4 license or the applicant's privilege to operate a commercial motor
5 vehicle has been suspended, revoked, or canceled, or whether the
6 applicant has been disqualified from operating a commercial motor
7 vehicle; and

8 (3) Contact the National Driver Register to determine if
9 the applicant (a) has been disqualified from operating any motor
10 vehicle, (b) has had an operator's license suspended, revoked, or
11 canceled, (c) is not eligible, or (d) is deceased.

12 Sec. 6. Section 60-4,119, Reissue Revised Statutes of
13 Nebraska, is amended to read:

14 60-4,119 (1) All state identification cards and
15 operators' licenses, except farm permits, ~~and except as otherwise~~
16 ~~provided in subsection (2) of this section and section 60-4,120,~~
17 shall include a ~~color photograph or a digital image~~ and a digital
18 signature of the cardholder or licensee as provided in section
19 60-484.02. ~~State Receipts for state~~ identification cards and
20 operators' licenses shall be issued by the county treasurer or the
21 Department of Motor Vehicles. The director shall negotiate and enter
22 into a contract to provide the necessary equipment, supplies, and
23 forms for the issuance of the licenses and cards. All costs incurred
24 by the Department of Motor Vehicles under this section shall be paid
25 by the state out of appropriations made to the department. All costs

1 of ~~taking capturing~~ the ~~photographs or~~ digital images and digital
2 signatures shall be paid by the issuer from the fees provided to the
3 issuer pursuant to section 60-4,115.

4 (2) A person who is out of the state at the time of
5 renewal of his or her operator's license may apply for a license
6 ~~without a photograph~~ upon payment of a fee as provided in section
7 60-4,115. The license may be issued at any time within one year after
8 the expiration of the original license. Such application shall be
9 made to the department, and the department shall issue the license.

10 (3) Any operator's license and any state identification
11 card issued to a minor as defined in section 53-103.23, as such
12 definition may be amended from time to time by the Legislature, shall
13 be of a distinct designation, of a type prescribed by the director,
14 from the operator's license or state identification card of a person
15 who is not a minor.

16 Sec. 7. Section 60-4,120, Revised Statutes Cumulative
17 Supplement, 2012, is amended to read:

18 60-4,120 (1) ~~Except as provided in subsection (4) of this~~
19 ~~section for persons temporarily out of the state, any~~ Any person duly
20 licensed or holding a valid state identification card issued under
21 the Motor Vehicle Operator's License Act who loses his or her
22 operator's license or card may make application to the department
23 ~~reporting such loss and furnishing proof of identification in~~
24 ~~accordance with section 60-484. The department shall cause to be~~
25 ~~issued, upon the payment of the fee prescribed in section 60-4,115, a~~

1 ~~duplicate license or card. Upon the issuance of any duplicate or~~
2 ~~replacement license or card, the license or card from which the~~
3 ~~duplicate or replacement is issued shall be void. for a replacement~~
4 ~~license or card.~~

5 (2) If any person changes his or her name because of
6 marriage or divorce or by court order or a common-law name change, he
7 or she shall apply to the department for a replacement operator's
8 license or state identification card and furnish proof of
9 identification in accordance with section 60-484. If any person
10 changes his or her address, the person shall apply to the department
11 for a replacement operator's license or state identification card and
12 furnish satisfactory evidence of such change. The application shall
13 be made within sixty days after the change of name or address. ~~The~~
14 ~~license or card shall be issued upon payment of the fee prescribed in~~
15 ~~section 60-4,115.~~

16 (3) In the event a mutilated ~~and~~or unreadable operator's
17 license is held by any person duly licensed under the act or a
18 mutilated ~~and~~or unreadable state identification card which was
19 issued under the act is held by a person, such person may obtain a
20 replacement license or card. ~~upon showing the original mutilated or~~
21 ~~unreadable license or card to the department. A replacement license~~
22 ~~or card may be issued, without a photograph, to any person who is out~~
23 ~~of the state at the time of application for the replacement license~~
24 ~~or card. Such license or card shall state on its face that it shall~~
25 ~~become invalid thirty days after such person resumes residence in the~~

1 ~~state. If Upon report of the mutilated or unreadable license or card~~
2 ~~and application for a replacement license or card, a replacement~~
3 ~~license or card may be issued if the department is satisfied that the~~
4 ~~original license or card is mutilated or unreadable., the department~~
5 ~~shall cause to be issued, upon the payment of the fee prescribed in~~
6 ~~section 60-4,115, a replacement license or card.~~

7 (4) If any person duly licensed under the act loses his
8 or her operator's license or if any holder of a state identification
9 card loses his or her card while temporarily out of the state, he or
10 she may make application to the department for a ~~duplicate~~
11 ~~replacement operator's license or card without a photograph by~~
12 ~~applying to the department and reporting such loss. Upon receipt of a~~
13 ~~correctly completed application, the department shall cause to be~~
14 ~~issued, upon the payment of the fee prescribed in section 60-4,115, a~~
15 ~~duplicate replacement operator's license or card. without a~~
16 ~~photograph. Upon the issuance of the duplicate, the original license~~
17 ~~or card shall be void.~~

18 (5) Any person ~~holding who holds~~ a valid operator's
19 license or state identification card without a ~~photograph~~ digital
20 image shall surrender such license or card to the department within
21 thirty days after resuming residency in this state. After the thirty-
22 day period, such license or card shall be considered invalid and no
23 license or card shall be issued until the individual has made
24 application for replacement or renewal. ~~Upon the timely surrender of~~
25 ~~the license or card and payment of the fee prescribed in section~~

1 ~~60-4,115, such person shall be issued an operator's license or card~~
2 ~~with a color photograph or digital image of the licensee included.~~

3 ~~(6) An application form Application for a replacement or~~
4 ~~duplicate operator's license or state identification card shall~~
5 ~~include a voter registration portion pursuant to section 32-308 and~~
6 ~~the following specific question: Do you wish to register to vote as~~
7 ~~part of this application process? the information required under~~
8 ~~sections 60-484 and 60-484.04.~~

9 ~~(7) An applicant may obtain a replacement or duplicate~~
10 ~~operator's license or state identification card pursuant to~~
11 ~~subsection (1), or (3), or (4) of this section by electronic means in~~
12 ~~a manner prescribed by the department. If No replacement license or~~
13 ~~card shall be issued unless the applicant has a digital image and~~
14 ~~digital signature preserved in the digital system. , the replacement~~
15 ~~or duplicate shall be issued with the preserved digital image and~~
16 ~~digital signature.~~

17 ~~(8) Each replacement operator's license or state~~
18 ~~identification card shall be issued with the same expiration date as~~
19 ~~the license or card for which the replacement is issued. The~~
20 ~~replacement license or card shall also state the new issuance date.~~
21 ~~Upon issuance of any replacement license or card, the license or card~~
22 ~~for which the replacement is issued shall be void.~~

23 ~~(9) A replacement operator's license or state~~
24 ~~identification card issued under this section shall be delivered to~~
25 ~~the applicant as provided in section 60-4,113 after the county~~

1 treasurer or department collects the fee and surcharge prescribed in
2 section 60-4,115 and issues the applicant a receipt with driving
3 privileges which is valid for up to thirty days.

4 Sec. 8. Section 60-4,122, Revised Statutes Cumulative
5 Supplement, 2012, is amended to read:

6 60-4,122 (1) Except as otherwise provided in subsections
7 (2), (3), and (8) of this section, no original or renewal operator's
8 license shall be issued to any person until such person has
9 demonstrated his or her ability to operate a motor vehicle safely as
10 provided in section 60-4,114.

11 (2) Except as otherwise provided in this section and
12 section 60-4,127, any person who renews his or her Class O or Class M
13 license shall demonstrate his or her ability to drive and maneuver a
14 motor vehicle safely as provided in subdivision (3)(b) of section
15 60-4,114 only at the discretion of department personnel, except that
16 a person required to use bioptic or telescopic lenses shall be
17 required to demonstrate his or her ability to drive and maneuver a
18 motor vehicle safely each time he or she renews his or her license.

19 (3) Any person who renews his or her Class O or Class M
20 license prior to or within one year after its expiration may not be
21 required to demonstrate his or her knowledge of the motor vehicle
22 laws of this state as provided in subdivision (3)(c) of section
23 60-4,114 if his or her driving record abstract maintained in the
24 computerized records of the department shows that such person's
25 license is not impounded, suspended, revoked, or canceled.

1 (4) Except for operators' licenses issued to persons
2 required to use bioptic or telescopic lenses, any person who renews
3 his or her operator's license which has been valid for fifteen months
4 or less shall not be required to take any examination required under
5 section 60-4,114.

6 (5) Any person who renews a state identification card
7 shall appear before department personnel and present his or her
8 current state identification card or shall follow the procedure for
9 electronic renewal in subsection (9) of this section. Proof of
10 identification shall be required as prescribed in sections 60-484 and
11 60-4,181 and also, ~~beginning on an implementation date designated by~~
12 ~~the director on or before January 1, 2014,~~ the information and
13 documentation required by section 60-484.04.

14 (6) A nonresident who applies for an initial operator's
15 license in this state and who holds a valid operator's license from
16 another state which is his or her state of residence may not be
17 required to demonstrate his or her knowledge of the motor vehicle
18 laws of this state if he or she surrenders to the department his or
19 her valid out-of-state operator's license.

20 (7) An applicant for an original operator's license may
21 not be required to demonstrate his or her knowledge of the motor
22 vehicle laws of this state if he or she has been issued a Nebraska
23 LPD-learner's permit that is valid or has been expired for no more
24 than one year. The written examination shall not be waived if the
25 original operator's license being applied for contains a class or

1 endorsement which is different from the class or endorsement of the
2 Nebraska LPD-learner's permit.

3 (8)(a) A qualified licensee as determined by the
4 department who is twenty-one years of age or older, whose license
5 expires prior to his or her seventy-second birthday, and who has a
6 digital image and digital signature preserved in the digital system
7 may renew his or her Class O or Class M license once by electronic
8 means in a manner prescribed by the department using the preserved
9 digital image and digital signature without taking any examination
10 required under section 60-4,114 if such renewal is prior to or within
11 one year after the expiration of the license, if his or her driving
12 record abstract maintained in the records of the department shows
13 that such person's license is not impounded, suspended, revoked, or
14 canceled, and if his or her driving record indicates that he or she
15 is otherwise eligible. Every licensee, including a licensee who is
16 out of the state at the time of renewal, must apply for renewal in
17 person at least once every ten years and have a new digital image and
18 digital signature ~~taken-~~ captured.

19 (b) In order to allow for an orderly progression through
20 the various types of operators' licenses issued to persons under
21 twenty-one years of age, a qualified holder of an operator's license
22 who is under twenty-one years of age and who has a digital image and
23 digital signature preserved in the digital system may apply for an
24 operator's license by electronic means in a manner prescribed by the
25 department using the preserved digital image and digital signature if

1 the applicant has passed any required examinations prior to
2 application, if his or her driving record abstract maintained in the
3 records of the department shows that such person's operator's license
4 is not impounded, suspended, revoked, or canceled, and if his or her
5 driving record indicates that he or she is otherwise eligible.

6 (9) Any person who is twenty-one years of age or older
7 and who has been issued a state identification card with a digital
8 image and digital signature may electronically renew his or her state
9 identification card once by electronic means in a manner prescribed
10 by the department using the preserved digital image and digital
11 signature. Every holder of a state identification card shall apply
12 for renewal in person at least once every ten years and have a new
13 digital image and digital signature ~~taken.~~ captured.

14 (10) In addition to services available at driver license
15 offices, the department may develop requirements for using electronic
16 means for online issuance of operators' licenses and state
17 identification cards to qualified holders as determined by the
18 department.

19 Sec. 9. Section 60-4,126, Revised Statutes Cumulative
20 Supplement, 2012, is amended to read:

21 60-4,126 (1) Any person who is younger than sixteen years
22 of age but is over thirteen years of age and resides upon a farm in
23 this state or is fourteen years of age or older and is employed for
24 compensation upon a farm in this state may obtain a farm permit
25 authorizing the operation of farm tractors, minitrucks, and other

1 motorized implements of farm husbandry upon the highways of this
2 state if the applicant for such farm permit furnishes satisfactory
3 proof of age and satisfactorily demonstrates that he or she has
4 knowledge of the operation of such equipment and of the rules of the
5 road and laws respecting the operation of motor vehicles upon the
6 highways of this state. Any person under sixteen years of age but not
7 less than thirteen years of age may obtain a temporary permit to
8 operate such equipment for a six-month period after presentation to
9 the department of a request for the temporary permit signed by the
10 person's parent or guardian and payment of the fee and surcharge
11 prescribed in section 60-4,115. After the expiration of the six-month
12 period, it shall be unlawful for such person to operate such
13 equipment upon the highways of this state unless he or she has been
14 issued a farm permit under this section. The fee for an original,
15 renewal, or ~~duplicate~~ replacement farm permit shall be the fee and
16 surcharge prescribed in section 60-4,115. All farm permits shall be
17 subject to revocation under the terms of section 60-496. Any person
18 who violates the terms of a farm permit shall be guilty of an
19 infraction and shall not be eligible for another school, farm, LPD-
20 learner's, or LPE-learner's permit until he or she has attained the
21 age of sixteen years.

22 (2) Any person who holds a permit issued under this
23 section and has violated subdivision (3)(b) or (c) of section 28-306,
24 subdivision (3)(b) or (c) of section 28-394, or section 28-1254,
25 60-6,196, 60-6,197, or 60-6,197.06 shall not be eligible for an

1 ignition interlock permit.

2 Sec. 10. Section 60-4,150, Revised Statutes Cumulative
3 Supplement, 2012, is amended to read:

4 60-4,150 (1) Any person holding a commercial driver's
5 license who loses his or her license, who requires issuance of a
6 replacement license because of a change of name or address, or whose
7 license is mutilated or unreadable may obtain a ~~duplicate or~~
8 replacement commercial driver's license by filing an application and
9 by furnishing proof of identification in accordance with section
10 60-484.

11 (2) The application for a replacement license because of
12 a change of name or address shall be made within sixty days after the
13 change of name or address.

14 (3) A ~~duplicate or~~ replacement commercial driver's
15 license shall be delivered to the applicant as provided in section
16 60-4,113 after the county treasurer collects the fee and surcharge
17 prescribed in section 60-4,115 and issues the applicant a receipt
18 with driving privileges which is valid for up to thirty days.

19 (4) ~~Duplicate and replacement~~ Replacement commercial
20 drivers' licenses shall be issued in the manner provided for the
21 issuance of original and renewal commercial drivers' licenses as
22 provided for by section 60-4,149. Upon issuance of any ~~duplicate or~~
23 replacement commercial driver's license, the commercial driver's
24 license for which the ~~duplicate or~~ replacement license is issued
25 shall be void.

1 (5) Each replacement commercial driver's license shall be
2 issued with the same expiration date as the license for which the
3 replacement is issued. The replacement license shall also state the
4 new issuance date.

5 Sec. 11. Section 60-4,180, Reissue Revised Statutes of
6 Nebraska, is amended to read:

7 60-4,180 Any person who is a resident of this state may
8 obtain a state identification card with a ~~color photograph or~~ digital
9 image of the person included. State identification cards shall be
10 issued in the manner provided in section 60-4,181. Any identification
11 card issued under prior law prior to January 1, 1990, shall be
12 invalid after such date.

13 Sec. 12. Section 60-2904, Reissue Revised Statutes of
14 Nebraska, is amended to read:

15 60-2904 For purposes of the Uniform Motor Vehicle Records
16 Disclosure Act:

17 (1) Department means the Department of Motor Vehicles or
18 the duly authorized agents or contractors of the department
19 responsible to compile and maintain motor vehicle records;

20 (2) Disclose means to engage in any practice or conduct
21 to make available and make known personal information contained in a
22 motor vehicle record about a person to any other person,
23 organization, or entity by any means of communication;

24 (3) Individual record means a motor vehicle record
25 containing personal information about a designated person who is the

1 subject of the record as identified in a request;

2 (4) Motor vehicle record means any record that pertains
3 to a motor vehicle operator's or driver's license or permit, motor
4 vehicle registration, motor vehicle certificate of title, motorboat
5 certificate of title, or state identification card issued by the
6 department or any other state or local agency authorized to issue any
7 of such forms of credentials;

8 (5) Person means an individual, organization, or entity;

9 (6) Personal information means information that
10 identifies a person, including an individual's driver identification
11 number, name, address excluding zip code, and telephone number, but
12 does not include information on vehicular accidents, driving or
13 equipment-related violations, and driver's license or registration
14 status; and

15 (7) Sensitive personal information means an individual's
16 operator's license ~~photograph, digital image,~~ social security number,
17 and medical or disability information.

18 Sec. 13. Original sections 32-308, 60-474, 60-484.02,
19 60-4,119, 60-4,180, and 60-2904, Reissue Revised Statutes of
20 Nebraska, and sections 60-4,115, 60-4,116, 60-4,120, 60-4,122,
21 60-4,126, and 60-4,150, Revised Statutes Cumulative Supplement, 2012,
22 are repealed.