

LEGISLATURE OF NEBRASKA
ONE HUNDRED FIFTH LEGISLATURE
FIRST SESSION

LEGISLATIVE BILL 164

Introduced by Geist, 25.

Read first time January 10, 2017

Committee: Transportation and Telecommunications

1 A BILL FOR AN ACT relating to motor vehicles; to amend sections
2 60-168.02, 60-3,126, 60-3,184, 60-4,168.01, 60-506.01, and 60-699,
3 Reissue Revised Statutes of Nebraska, and sections 60-3,104,
4 60-3,104.01, 60-3,118, 60-3,120, 60-3,121, 60-3,122, 60-3,122.02,
5 60-3,122.04, 60-3,123, 60-3,124, 60-3,125, 60-3,128, 60-3,161,
6 60-3,224, 60-3,227, 60-4,168, and 60-2904, Revised Statutes
7 Cumulative Supplement, 2016; to change provisions relating to
8 trailers and cabin trailers; to authorize the Department of Motor
9 Vehicles to keep and sell registration or certificate of title
10 records on motorboats, all-terrain vehicles, utility-type vehicles,
11 snowmobiles, and minibikes; to change commercial motor vehicle
12 disqualification provisions; to change provisions relating to motor
13 vehicle accident reports; to redefine a term under the Uniform Motor
14 Vehicle Records Disclosure Act; to harmonize provisions; and to
15 repeal the original sections.

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

1 Section 1. Section 60-168.02, Reissue Revised Statutes of Nebraska,
2 is amended to read:

3 60-168.02 (1) When a motor vehicle, ~~commercial~~ trailer, or
4 ~~semitrailer, or cabin trailer~~ is purchased by a motor vehicle dealer or
5 trailer dealer and the original assigned certificate of title has been
6 lost or mutilated, the dealer selling such motor vehicle or trailer may
7 apply for an original certificate of title in the dealer's name. The
8 following documentation and fees shall be submitted by the dealer:

9 (a) An application for a certificate of title in the name of such
10 dealer;

11 (b) A photocopy from the dealer's records of the front and back of
12 the lost or mutilated original certificate of title assigned to a dealer;

13 (c) A notarized affidavit from the purchaser of such motor vehicle
14 or trailer for which the original assigned certificate of title was lost
15 or mutilated stating that the original assigned certificate of title was
16 lost or mutilated; and

17 (d) The appropriate certificate of title fee.

18 (2) The application and affidavit shall be on forms prescribed by
19 the department. When the motor vehicle dealer or trailer dealer receives
20 the new certificate of title in such dealer's name and assigns it to the
21 purchaser, the dealer shall record the original sale date and provide the
22 purchaser with a copy of the front and back of the original lost or
23 mutilated certificate of title as evidence as to why the purchase date of
24 the motor vehicle or trailer is prior to the issue date of the new
25 certificate of title.

26 Sec. 2. Section 60-3,104, Revised Statutes Cumulative Supplement,
27 2016, is amended to read:

28 60-3,104 The department shall issue the following types of license
29 plates:

30 (1) Amateur radio station license plates issued pursuant to section
31 60-3,126;

- 1 (2) Apportionable vehicle license plates issued pursuant to section
2 60-3,203;
- 3 (3) Autocycle license plates issued pursuant to section 60-3,100;
- 4 (4) Boat dealer license plates issued pursuant to section 60-379;
- 5 (5) Breast Cancer Awareness Plates issued pursuant to sections
6 60-3,230 and 60-3,231;
- 7 (6) Bus license plates issued pursuant to section 60-3,144;
- 8 (7) Commercial motor vehicle license plates issued pursuant to
9 section 60-3,147;
- 10 (8) Dealer or manufacturer license plates issued pursuant to
11 sections 60-3,114 and 60-3,115;
- 12 (9) Disabled veteran license plates issued pursuant to section
13 60-3,124;
- 14 (10) Farm trailer license plates issued pursuant to section
15 60-3,151;
- 16 (11) Farm truck license plates issued pursuant to section 60-3,146;
- 17 (12) Farm trucks with a gross weight of over sixteen tons license
18 plates issued pursuant to section 60-3,146;
- 19 (13) Fertilizer trailer license plates issued pursuant to section
20 60-3,151;
- 21 (14) Gold Star Family license plates issued pursuant to sections
22 60-3,122.01 and 60-3,122.02;
- 23 (15) Handicapped or disabled person license plates issued pursuant
24 to section 60-3,113;
- 25 (16) Historical vehicle license plates issued pursuant to sections
26 60-3,130 to 60-3,134;
- 27 (17) Local truck license plates issued pursuant to section 60-3,145;
- 28 (18) Military Honor Plates issued pursuant to sections 60-3,122.03
29 and 60-3,122.04;
- 30 (19) Minitruck license plates issued pursuant to section 60-3,100;
- 31 (20) Motor vehicle license plates for motor vehicles owned or

1 operated by the state, counties, municipalities, or school districts
2 issued pursuant to section 60-3,105;

3 (21) Motor vehicles exempt pursuant to section 60-3,107;

4 (22) Motorcycle license plates issued pursuant to section 60-3,100;

5 (23) Mountain Lion Conservation Plates issued pursuant to sections
6 60-3,226 and 60-3,227;

7 (24) Nebraska Cornhusker Spirit Plates issued pursuant to sections
8 60-3,127 to 60-3,129;

9 (25) Nebraska 150 Sesquicentennial Plates issued pursuant to
10 sections 60-3,223 to 60-3,225;

11 (26) Nonresident owner thirty-day license plates issued pursuant to
12 section 60-382;

13 (27) Passenger car having a seating capacity of ten persons or less
14 and not used for hire issued pursuant to section 60-3,143 other than
15 autocycles;

16 (28) Passenger car having a seating capacity of ten persons or less
17 and used for hire issued pursuant to section 60-3,143 other than
18 autocycles;

19 (29) Pearl Harbor license plates issued pursuant to section
20 60-3,122;

21 (30) Personal-use dealer license plates issued pursuant to section
22 60-3,116;

23 (31) Personalized message license plates for motor vehicles and
24 ~~cabin~~ trailers, except commercial motor vehicles registered for over ten
25 tons gross weight, issued pursuant to sections 60-3,118 to 60-3,121;

26 (32) Prisoner-of-war license plates issued pursuant to section
27 60-3,123;

28 (33) Public power district license plates issued pursuant to section
29 60-3,228;

30 (34) Purple Heart license plates issued pursuant to section
31 60-3,125;

1 (35) Recreational vehicle license plates issued pursuant to section
2 60-3,151;

3 (36) Repossession license plates issued pursuant to section 60-375;

4 (37) Special interest motor vehicle license plates issued pursuant
5 to section 60-3,135.01;

6 (38) Specialty license plates issued pursuant to sections
7 60-3,104.01 and 60-3,104.02;

8 (39) Trailer license plates issued for trailers owned or operated by
9 the state, counties, municipalities, or school districts issued pursuant
10 to section 60-3,106;

11 (40) Trailer license plates issued pursuant to section 60-3,100;

12 (41) Trailer license plates issued for trailers owned or operated by
13 a public power district pursuant to section 60-3,228;

14 (42) Trailers exempt pursuant to section 60-3,108;

15 (43) Transporter license plates issued pursuant to section 60-378;

16 (44) Trucks or combinations of trucks, truck-tractors, or trailers
17 which are not for hire and engaged in soil and water conservation work
18 and used for the purpose of transporting pipe and equipment exclusively
19 used by such contractors for soil and water conservation construction
20 license plates issued pursuant to section 60-3,149;

21 (45) Utility trailer license plates issued pursuant to section
22 60-3,151; and

23 (46) Well-boring apparatus and well-servicing equipment license
24 plates issued pursuant to section 60-3,109.

25 Sec. 3. Section 60-3,104.01, Revised Statutes Cumulative Supplement,
26 2016, is amended to read:

27 60-3,104.01 (1) A person may apply for specialty license plates in
28 lieu of regular license plates on an application prescribed and provided
29 by the department pursuant to section 60-3,104.02 for any motor vehicle,
30 trailer, or semitrailer, ~~or cabin trailer,~~ except for motor vehicles or
31 trailers registered under section 60-3,198. An applicant receiving a

1 specialty license plate for a farm truck with a gross weight of over
2 sixteen tons or for a commercial motor vehicle registered for a gross
3 weight of five tons or over shall affix the appropriate tonnage decal to
4 the plate. The department shall make forms available for such
5 applications. Each application for initial issuance or renewal of
6 specialty license plates shall be accompanied by a fee of seventy
7 dollars. Fees collected pursuant to this subsection shall be remitted to
8 the State Treasurer. The State Treasurer shall credit fifteen percent of
9 the fee for initial issuance and renewal of specialty license plates to
10 the Department of Motor Vehicles Cash Fund and eighty-five percent of the
11 fee to the Highway Trust Fund.

12 (2) When the department receives an application for specialty
13 license plates, it shall deliver the plates to the county treasurer of
14 the county in which the motor vehicle, trailer, or ~~semitrailer, or cabin~~
15 ~~trailer~~ is registered. The county treasurer shall issue specialty license
16 plates in lieu of regular license plates when the applicant complies with
17 the other provisions of law for registration of the motor vehicle,
18 trailer, or ~~semitrailer, or cabin trailer~~. If specialty license plates
19 are lost, stolen, or mutilated, the licensee shall be issued replacement
20 license plates pursuant to section 60-3,157.

21 (3)(a) The owner of a motor vehicle, trailer, or ~~semitrailer, or~~
22 ~~cabin trailer~~ bearing specialty license plates may make application to
23 the county treasurer to have such specialty license plates transferred to
24 a motor vehicle, trailer, or ~~semitrailer, or cabin trailer~~ other than the
25 motor vehicle, trailer, or ~~semitrailer, or cabin trailer~~ for which such
26 plates were originally purchased if such motor vehicle, trailer, or
27 ~~semitrailer, or cabin trailer~~ is owned by the owner of the specialty
28 license plates.

29 (b) The owner may have the unused portion of the specialty license
30 plate fee credited to the other motor vehicle, trailer, or ~~semitrailer,~~
31 ~~or cabin trailer~~ which will bear the specialty license plates at the rate

1 of eight and one-third percent per month for each full month left in the
2 registration period.

3 (c) Application for such transfer shall be accompanied by a fee of
4 three dollars. Fees collected pursuant to this subsection shall be
5 remitted to the State Treasurer for credit to the Department of Motor
6 Vehicles Cash Fund.

7 Sec. 4. Section 60-3,118, Revised Statutes Cumulative Supplement,
8 2016, is amended to read:

9 60-3,118 (1) In lieu of the license plates provided for by section
10 60-3,100, the department shall issue personalized message license plates
11 for motor vehicles, trailers, or semitrailers, ~~or cabin trailers,~~ except
12 for motor vehicles and trailers registered under section 60-3,198, to all
13 applicants who meet the requirements of sections 60-3,119 to 60-3,121.
14 Personalized message license plates shall be the same size and of the
15 same basic design as regular license plates issued pursuant to section
16 60-3,100. The characters used shall consist only of letters and numerals
17 of the same size and design and shall comply with the requirements of
18 subdivision (1)(a) of section 60-3,100. A maximum of seven characters may
19 be used, except that for an autocycle or a motorcycle, a maximum of six
20 characters may be used.

21 (2) The following conditions apply to all personalized message
22 license plates:

23 (a) County prefixes shall not be allowed except in counties using
24 the alphanumeric system for motor vehicle registration. The numerals in
25 the county prefix shall be the numerals assigned to the county, pursuant
26 to subsection (2) of section 60-370, in which the motor vehicle or ~~cabin~~
27 trailer is registered. Renewal of a personalized message license plate
28 containing a county prefix shall be conditioned upon the motor vehicle or
29 ~~cabin~~ trailer being registered in such county. The numerals in the county
30 prefix, including the hyphen or any other unique design for an existing
31 license plate style, count against the maximum number of characters

1 allowed under this section;

2 (b) The characters in the order used shall not conflict with or
3 duplicate any number used or to be used on the regular license plates or
4 any number or license plate already approved pursuant to sections
5 60-3,118 to 60-3,121;

6 (c) The characters in the order used shall not express, connote, or
7 imply any obscene or objectionable words or abbreviations; and

8 (d) An applicant receiving a personalized message license plate for
9 a farm truck with a gross weight of over sixteen tons or a commercial
10 truck or truck-tractor with a gross weight of five tons or over shall
11 affix the appropriate tonnage decal to such license plate.

12 (3) The department shall have sole authority to determine if the
13 conditions prescribed in subsection (2) of this section have been met.

14 Sec. 5. Section 60-3,120, Revised Statutes Cumulative Supplement,
15 2016, is amended to read:

16 60-3,120 When the department approves an application for
17 personalized message license plates, it shall notify the applicant and
18 deliver the license plates to the county treasurer of the county in which
19 the motor vehicle or ~~cabin~~ trailer is to be registered. The county
20 treasurer shall deliver such plates to the applicant, in lieu of regular
21 license plates, when the applicant complies with the other provisions of
22 law for registration of the motor vehicle or ~~cabin~~ trailer.

23 Sec. 6. Section 60-3,121, Revised Statutes Cumulative Supplement,
24 2016, is amended to read:

25 60-3,121 (1) The owner of a motor vehicle or ~~cabin~~ trailer bearing
26 personalized message license plates may make application to the county
27 treasurer to have such license plates transferred to a motor vehicle or
28 ~~cabin~~ trailer other than the motor vehicle or ~~cabin~~ trailer for which
29 such license plates were originally purchased if such motor vehicle or
30 ~~cabin~~ trailer is owned by the owner of the license plates.

31 (2) The owner may have the unused portion of the message plate fee

1 credited to the other motor vehicle or ~~cabin~~ trailer which will bear the
2 license plate at the rate of eight and one-third percent per month for
3 each full month left in the registration period.

4 (3) Application for such transfer shall be accompanied by a fee of
5 three dollars. The fees shall be remitted to the State Treasurer for
6 credit to the Department of Motor Vehicles Cash Fund.

7 Sec. 7. Section 60-3,122, Revised Statutes Cumulative Supplement,
8 2016, is amended to read:

9 60-3,122 (1) Any person may, in addition to the application required
10 by section 60-385, apply to the department for license plates designed by
11 the department to indicate that he or she is a survivor of the Japanese
12 attack on Pearl Harbor if he or she:

13 (a) Was a member of the United States Armed Forces on December 7,
14 1941;

15 (b) Was on station on December 7, 1941, during the hours of 7:55
16 a.m. to 9:45 a.m. Hawaii time at Pearl Harbor, the island of Oahu, or
17 offshore at a distance not to exceed three miles;

18 (c) Was discharged or otherwise separated with a characterization of
19 honorable from the United States Armed Forces; and

20 (d) Holds a current membership in a Nebraska Chapter of the Pearl
21 Harbor Survivors Association.

22 (2) The license plates shall be issued upon the applicant paying the
23 regular license fee and furnishing proof satisfactory to the department
24 that the applicant fulfills the requirements provided by subsection (1)
25 of this section. Any number of motor vehicles, trailers, or semitrailers,
26 ~~or cabin trailers~~ owned by the applicant may be so licensed at any one
27 time. Motor vehicles and trailers registered under section 60-3,198 shall
28 not be so licensed.

29 (3) If the license plates issued pursuant to this section are lost,
30 stolen, or mutilated, the recipient of the plates shall be issued
31 replacement license plates upon request and without charge.

1 Sec. 8. Section 60-3,122.02, Revised Statutes Cumulative Supplement,
2 2016, is amended to read:

3 60-3,122.02 (1) A person may apply to the department for Gold Star
4 Family plates in lieu of regular license plates on an application
5 prescribed and provided by the department for any motor vehicle, trailer,
6 or semitrailer, ~~or cabin trailer~~, except for a motor vehicle or trailer
7 registered under section 60-3,198. An applicant receiving a Gold Star
8 Family plate for a farm truck with a gross weight of over sixteen tons
9 shall affix the appropriate tonnage decal to the plate. The department
10 shall make forms available for such applications through the county
11 treasurers. The license plates shall be issued upon payment of the
12 license fee described in subsection (2) of this section and furnishing
13 proof satisfactory to the department that the applicant is a surviving
14 spouse, whether remarried or not, or an ancestor, including a stepparent,
15 a descendant, including a stepchild, a foster parent or a person in loco
16 parentis, or a sibling of a person who died while in good standing on
17 active duty in the military service of the United States.

18 (2)(a) Each application for initial issuance of consecutively
19 numbered Gold Star Family plates shall be accompanied by a fee of five
20 dollars. An application for renewal of such plates shall be accompanied
21 by a fee of five dollars. County treasurers collecting fees for renewals
22 pursuant to this subdivision shall remit them to the State Treasurer. The
23 State Treasurer shall credit five dollars of the fee for initial issuance
24 and renewal of such plates to the Nebraska Veteran Cemetery System
25 Operation Fund.

26 (b) Each application for initial issuance of personalized message
27 Gold Star Family plates shall be accompanied by a fee of forty dollars.
28 An application for renewal of such plates shall be accompanied by a fee
29 of forty dollars. County treasurers collecting fees for renewals pursuant
30 to this subdivision shall remit them to the State Treasurer. The State
31 Treasurer shall credit twenty-five percent of the fee for initial

1 issuance and renewal of such plates to the Department of Motor Vehicles
2 Cash Fund and seventy-five percent of the fee to the Nebraska Veteran
3 Cemetery System Operation Fund.

4 (3) When the department receives an application for Gold Star Family
5 plates, the department shall deliver the plates to the county treasurer
6 of the county in which the motor vehicle or ~~cabin~~ trailer is registered.
7 The county treasurer shall issue Gold Star Family plates in lieu of
8 regular license plates when the applicant complies with the other
9 provisions of the Motor Vehicle Registration Act for registration of the
10 motor vehicle or ~~cabin~~ trailer. If Gold Star Family plates are lost,
11 stolen, or mutilated, the licensee shall be issued replacement license
12 plates upon request and without charge.

13 (4) The owner of a motor vehicle or ~~cabin~~ trailer bearing Gold Star
14 Family plates may apply to the county treasurer to have such plates
15 transferred to a motor vehicle other than the vehicle for which such
16 plates were originally purchased if such vehicle is owned by the owner of
17 the plates. The owner may have the unused portion of the fee for the
18 plates credited to the other vehicle which will bear the plates at the
19 rate of eight and one-third percent per month for each full month left in
20 the registration period. Application for such transfer shall be
21 accompanied by a fee of three dollars. Fees collected pursuant to this
22 subsection shall be remitted to the State Treasurer for credit to the
23 Department of Motor Vehicles Cash Fund.

24 (5) If the cost of manufacturing Gold Star Family plates at any time
25 exceeds the amount charged for license plates pursuant to section
26 60-3,102, any money to be credited to the Nebraska Veteran Cemetery
27 System Operation Fund shall instead be credited first to the Highway
28 Trust Fund in an amount equal to the difference between the manufacturing
29 costs of Gold Star Family plates and the amount charged pursuant to
30 section 60-3,102 with respect to such plates and the remainder shall be
31 credited to the Nebraska Veteran Cemetery System Operation Fund.

1 Sec. 9. Section 60-3,122.04, Revised Statutes Cumulative Supplement,
2 2016, is amended to read:

3 60-3,122.04 (1) ~~An Beginning January 2, 2016,~~ an eligible person may
4 apply to the department for Military Honor Plates in lieu of regular
5 license plates on an application prescribed and provided by the
6 department for any motor vehicle, trailer, or semitrailer, ~~or~~ ~~cabin~~
7 ~~trailer~~, except for a motor vehicle or trailer registered under section
8 60-3,198. An applicant receiving a Military Honor Plate for a farm truck
9 with a gross weight of over sixteen tons shall affix the appropriate
10 tonnage decal to the plate. The department shall make forms available for
11 such applications through the county treasurers. The license plates shall
12 be issued upon payment of the license fee described in subsection (2) of
13 this section and verification by the department of an applicant's
14 eligibility using the registry established by the Department of Veterans'
15 Affairs pursuant to section 80-414. To be eligible an applicant shall be
16 (a) active duty armed forces personnel serving in any of the armed forces
17 listed in subsection (1) of section 60-3,122.03 or (b) a veteran of any
18 of such armed forces who was discharged or otherwise separated with a
19 characterization of honorable or general (under honorable conditions).
20 Any person using Military Honor Plates shall surrender the plates to the
21 county treasurer if such person is no longer eligible for the plates.
22 Regular plates shall be issued to any such person upon surrender of the
23 Military Honor Plates for a three-dollar transfer fee and forfeiture of
24 any of the remaining annual fee. The three-dollar transfer fee shall be
25 remitted to the State Treasurer for credit to the Department of Motor
26 Vehicles Cash Fund.

27 (2)(a) In addition to all other fees required for registration under
28 the Motor Vehicle Registration Act, each application for initial issuance
29 or renewal of alphanumeric Military Honor Plates shall be accompanied by
30 a fee of five dollars. County treasurers collecting fees pursuant to this
31 subdivision shall remit them to the State Treasurer. The State Treasurer

1 shall credit five dollars of the fee to the Nebraska Veteran Cemetery
2 System Operation Fund.

3 (b) In addition to all other fees required for registration under
4 the Motor Vehicle Registration Act, each application for initial issuance
5 or renewal of personalized message Military Honor Plates shall be
6 accompanied by a fee of forty dollars. County treasurers collecting fees
7 pursuant to this subdivision shall remit them to the State Treasurer. The
8 State Treasurer shall credit twenty-five percent of the fee for initial
9 issuance and renewal of such plates to the Department of Motor Vehicles
10 Cash Fund and seventy-five percent of the fee to the Nebraska Veteran
11 Cemetery System Operation Fund.

12 (3) When the Department of Motor Vehicles receives an application
13 for Military Honor Plates, the department shall deliver the plates to the
14 county treasurer of the county in which the motor vehicle or ~~cabin~~
15 trailer is registered. The county treasurer shall issue Military Honor
16 Plates in lieu of regular license plates when the applicant complies with
17 the other provisions of the Motor Vehicle Registration Act for
18 registration of the motor vehicle or ~~cabin~~ trailer. If Military Honor
19 Plates are lost, stolen, or mutilated, the licensee shall be issued
20 replacement license plates upon request pursuant to section 60-3,157.

21 (4) The owner of a motor vehicle or ~~cabin~~ trailer bearing Military
22 Honor Plates may apply to the county treasurer to have such plates
23 transferred to a motor vehicle or trailer other than the motor vehicle or
24 trailer for which such plates were originally purchased if such motor
25 vehicle or trailer is owned by the owner of the plates. The owner may
26 have the unused portion of the fee for the plates credited to the other
27 motor vehicle or trailer which will bear the plates at the rate of eight
28 and one-third percent per month for each full month left in the
29 registration period. Application for such transfer shall be accompanied
30 by a fee of three dollars. Fees collected pursuant to this subsection
31 shall be remitted to the State Treasurer for credit to the Department of

1 Motor Vehicles Cash Fund.

2 (5) If the cost of manufacturing Military Honor Plates at any time
3 exceeds the amount charged for license plates pursuant to section
4 60-3,102, any money to be credited to the Nebraska Veteran Cemetery
5 System Operation Fund shall instead be credited first to the Highway
6 Trust Fund in an amount equal to the difference between the manufacturing
7 costs of Military Honor Plates and the amount charged pursuant to section
8 60-3,102 with respect to such plates and the remainder shall be credited
9 to the Nebraska Veteran Cemetery System Operation Fund.

10 (6) If the director discovers evidence of fraud in an application
11 for Military Honor Plates or that the holder is no longer eligible to
12 have Military Honor Plates, the director may summarily cancel the plates
13 and registration and send notice of the cancellation to the holder of the
14 license plates.

15 Sec. 10. Section 60-3,123, Revised Statutes Cumulative Supplement,
16 2016, is amended to read:

17 60-3,123 (1) Any person who was captured and incarcerated by an
18 enemy of the United States during a period of conflict with such enemy
19 and who was discharged or otherwise separated with a characterization of
20 honorable from or is currently serving in the United States Armed Forces
21 may, in addition to the application required in section 60-385, apply to
22 the department for license plates designed to indicate that he or she is
23 a former prisoner of war.

24 (2) The license plates shall be issued upon the applicant paying the
25 regular license fee and furnishing proof satisfactory to the department
26 that the applicant was formerly a prisoner of war. Any number of motor
27 vehicles, trailers, or semitrailers, ~~or cabin trailers~~ owned by the
28 applicant may be so licensed at any one time. Motor vehicles and trailers
29 registered under section 60-3,198 shall not be so licensed.

30 (3) If the license plates issued under this section are lost,
31 stolen, or mutilated, the recipient of the license plates shall be issued

1 replacement license plates upon request and without charge.

2 Sec. 11. Section 60-3,124, Revised Statutes Cumulative Supplement,
3 2016, is amended to read:

4 60-3,124 (1) Any person who is a veteran of the United States Armed
5 Forces, who was discharged or otherwise separated with a characterization
6 of honorable or general (under honorable conditions), and who is
7 classified by the United States Department of Veterans Affairs as one
8 hundred percent service-connected disabled may, in addition to the
9 application required in section 60-385, apply to the Department of Motor
10 Vehicles for license plates designed by the department to indicate that
11 the applicant is a disabled veteran. The inscription on the license
12 plates shall be D.A.V. immediately below the license plate number to
13 indicate that the holder of the license plates is a disabled veteran.

14 (2) The plates shall be issued upon the applicant paying the regular
15 license fee and furnishing proof satisfactory to the department that the
16 applicant is a disabled veteran. Any number of motor vehicles, trailers,
17 ~~or semitrailers, or cabin trailers~~ owned by the applicant may be so
18 licensed at any one time. Motor vehicles and trailers registered under
19 section 60-3,198 shall not be so licensed.

20 (3) If the license plates issued under this section are lost,
21 stolen, or mutilated, the recipient of the plates shall be issued
22 replacement license plates as provided in section 60-3,157.

23 Sec. 12. Section 60-3,125, Revised Statutes Cumulative Supplement,
24 2016, is amended to read:

25 60-3,125 (1) Any person may, in addition to the application required
26 by section 60-385, apply to the department for license plates designed by
27 the department to indicate that the applicant has received from the
28 federal government an award of a Purple Heart. The inscription of the
29 plates shall be designed so as to include a facsimile of the award and
30 beneath any numerical designation upon the plates pursuant to section
31 60-370 the words Purple Heart separately on one line and the words Combat

1 Wounded on the line below.

2 (2) The license plates shall be issued upon payment of the regular
3 license fee and furnishing proof satisfactory to the department that the
4 applicant was awarded the Purple Heart. Any number of motor vehicles,
5 trailers, or semitrailers, ~~or cabin trailers~~ owned by the applicant may
6 be so licensed at any one time. Motor vehicles and trailers registered
7 under section 60-3,198 shall not be so licensed.

8 (3) If license plates issued pursuant to this section are lost,
9 stolen, or mutilated, the recipient of the plates shall be issued
10 replacement license plates upon request and without charge.

11 Sec. 13. Section 60-3,126, Reissue Revised Statutes of Nebraska, is
12 amended to read:

13 60-3,126 (1) Any person who holds an unrevoked and unexpired amateur
14 radio station license issued by the Federal Communications Commission and
15 is the owner of a motor vehicle, trailer, or semitrailer, ~~or cabin~~
16 ~~trailer~~, except for motor vehicles and trailers registered under section
17 60-3,198, may, in addition to the application required by section 60-385,
18 apply to the department for license plates upon which shall be inscribed
19 the official amateur radio call letters of such applicant.

20 (2) Such license plates shall be issued, in lieu of the usual
21 numbers and letters, to such an applicant upon payment of the regular
22 license fee and the payment of an additional fee of five dollars and
23 furnishing proof that the applicant holds such an unrevoked and unexpired
24 amateur radio station license. The additional fee shall be remitted to
25 the State Treasurer for credit to the Highway Trust Fund. Only one such
26 motor vehicle or trailer owned by an applicant shall be so registered at
27 any one time.

28 (3) An applicant applying for renewal of amateur radio station
29 license plates shall again furnish proof that he or she holds an
30 unrevoked and unexpired amateur radio station license issued by the
31 Federal Communications Commission.

1 (4) The department shall prescribe the size and design of the
2 license plates and furnish such plates to the persons applying for and
3 entitled to the same upon the payment of the required fee.

4 Sec. 14. Section 60-3,128, Revised Statutes Cumulative Supplement,
5 2016, is amended to read:

6 60-3,128 (1) A person may apply to the department for Nebraska
7 Cornhusker Spirit Plates in lieu of regular license plates on an
8 application prescribed and provided by the department for any motor
9 vehicle, trailer, or semitrailer, ~~or cabin trailer~~, except for motor
10 vehicles or trailers registered under section 60-3,198. An applicant
11 receiving a spirit plate for a farm truck with a gross weight of over
12 sixteen tons or for a commercial motor vehicle registered for a gross
13 weight of five tons or over shall affix the appropriate tonnage decal to
14 the spirit plate. The department shall make forms available for such
15 applications through the county treasurers. Each application for initial
16 issuance or renewal of spirit plates shall be accompanied by a fee of
17 seventy dollars. Fees collected pursuant to this subsection shall be
18 remitted to the State Treasurer. The State Treasurer shall credit forty-
19 three percent of the fees for initial issuance and renewal of spirit
20 plates to the Department of Motor Vehicles Cash Fund. The State Treasurer
21 shall credit fifty-seven percent of the fees to the Spirit Plate Proceeds
22 Fund until the fund has been credited five million dollars from such fees
23 and thereafter to the Highway Trust Fund.

24 (2) When the department receives an application for spirit plates,
25 it shall deliver the plates to the county treasurer of the county in
26 which the motor vehicle or ~~cabin~~ trailer is registered. The county
27 treasurer shall issue spirit plates in lieu of regular license plates
28 when the applicant complies with the other provisions of law for
29 registration of the motor vehicle or ~~cabin~~ trailer. If spirit plates are
30 lost, stolen, or mutilated, the licensee shall be issued replacement
31 license plates pursuant to section 60-3,157.

1 (3)(a) The owner of a motor vehicle or ~~cabin~~ trailer bearing spirit
2 plates may make application to the county treasurer to have such spirit
3 plates transferred to a motor vehicle or ~~cabin~~ trailer other than the
4 motor vehicle or ~~cabin~~ trailer for which such plates were originally
5 purchased if such motor vehicle or ~~cabin~~ trailer is owned by the owner of
6 the spirit plates.

7 (b) The owner may have the unused portion of the spirit plate fee
8 credited to the other motor vehicle or ~~cabin~~ trailer which will bear the
9 spirit plate at the rate of eight and one-third percent per month for
10 each full month left in the registration period.

11 (c) Application for such transfer shall be accompanied by a fee of
12 three dollars. Fees collected pursuant to this subsection shall be
13 remitted to the State Treasurer for credit to the Department of Motor
14 Vehicles Cash Fund.

15 Sec. 15. Section 60-3,184, Reissue Revised Statutes of Nebraska, is
16 amended to read:

17 60-3,184 For purposes of sections 60-3,184 to 60-3,190:

18 (1) Automobile means passenger cars, trucks, utility vehicles, and
19 vans up to and including seven tons;

20 (2) Motor vehicle means every motor vehicle, ~~and trailer, and~~
21 semitrailer subject to the payment of registration fees or permit fees
22 under the laws of this state ~~and every cabin trailer registered for~~
23 ~~operation upon the highways of this state;~~

24 (3) Motor vehicle fee means the fee imposed upon motor vehicles
25 under section 60-3,190;

26 (4) Motor vehicle tax means the tax imposed upon motor vehicles
27 under section 60-3,185; and

28 (5) Registration period means the period from the date of
29 registration pursuant to section 60-392 to the first day of the month
30 following one year after such date.

31 Sec. 16. Section 60-3,224, Revised Statutes Cumulative Supplement,

1 2016, is amended to read:

2 60-3,224 (1) Beginning October 1, 2015, and ending December 31,
3 2022, a person may apply to the department for Nebraska 150
4 Sesquicentennial Plates in lieu of regular license plates on an
5 application prescribed and provided by the department for any motor
6 vehicle, trailer, or semitrailer, ~~or cabin trailer~~, except for a motor
7 vehicle or trailer registered under section 60-3,198. An applicant
8 receiving a plate under this section for a farm truck with a gross weight
9 of over sixteen tons shall affix the appropriate tonnage decal to the
10 plate. The department shall make forms available for such applications
11 through the county treasurers.

12 (2) Each application for initial issuance or renewal of Nebraska 150
13 Sesquicentennial Plates shall be accompanied by a fee of seventy dollars.
14 Fees collected pursuant to this section shall be remitted to the State
15 Treasurer. The State Treasurer shall credit fifteen percent of the fee
16 for initial issuance and renewal of plates under subsection (3) of
17 section 60-3,223 to the Department of Motor Vehicles Cash Fund and
18 eighty-five percent of such fee to the Nebraska 150 Sesquicentennial
19 Plate Proceeds Fund. The State Treasurer shall credit forty-three percent
20 of the fee for initial issuance and renewal of plates under subsection
21 (4) of section 60-3,223 to the Department of Motor Vehicles Cash Fund and
22 fifty-seven percent of such fee to the Nebraska 150 Sesquicentennial
23 Plate Proceeds Fund.

24 (3) When the department receives an application for Nebraska 150
25 Sesquicentennial Plates, the department shall deliver the plates to the
26 county treasurer of the county in which the motor vehicle or ~~cabin~~
27 trailer is registered. The county treasurer shall issue plates under this
28 section in lieu of regular license plates when the applicant complies
29 with the other provisions of the Motor Vehicle Registration Act for
30 registration of the motor vehicle or ~~cabin~~ trailer. If plates are lost,
31 stolen, or mutilated, the licensee shall be issued replacement license

1 plates pursuant to section 60-3,157.

2 (4) The owner of a motor vehicle or ~~cabin~~ trailer bearing Nebraska
3 150 Sesquicentennial Plates may apply to the county treasurer to have
4 such plates transferred to a motor vehicle or ~~cabin~~ trailer other than
5 the motor vehicle or trailer for which such plates were originally
6 purchased if such motor vehicle or trailer is owned by the owner of the
7 plates. The owner may have the unused portion of the fee for the plates
8 credited to the other motor vehicle or trailer which will bear the plates
9 at the rate of eight and one-third percent per month for each full month
10 left in the registration period. Application for such transfer shall be
11 accompanied by a fee of three dollars. The State Treasurer shall credit
12 fees collected pursuant to this subsection to the Department of Motor
13 Vehicles Cash Fund.

14 (5) Nebraska 150 Sesquicentennial Plates shall not be issued or
15 renewed beginning on January 1, 2023.

16 Sec. 17. Section 60-3,227, Revised Statutes Cumulative Supplement,
17 2016, is amended to read:

18 60-3,227 (1) Beginning October 1, 2016, a person may apply to the
19 department for Mountain Lion Conservation Plates in lieu of regular
20 license plates on an application prescribed and provided by the
21 department for any motor vehicle, ~~or cabin~~ trailer, or semitrailer,
22 except for a motor vehicle, ~~or cabin~~ trailer, or semitrailer registered
23 under section 60-3,198. An applicant receiving a Mountain Lion
24 Conservation Plate for a farm truck with a gross weight of over sixteen
25 tons shall affix the appropriate tonnage decal to the plate. The
26 department shall make forms available for such applications through the
27 county treasurers. The license plates shall be issued upon payment of the
28 license fee described in subsection (2) of this section.

29 (2)(a) In addition to all other fees required for registration under
30 the Motor Vehicle Registration Act, each application for initial issuance
31 of alphanumeric Mountain Lion Conservation Plates shall be accompanied by

1 a fee of five dollars. An application for renewal of such plates shall be
2 accompanied by a fee of five dollars. County treasurers collecting fees
3 pursuant to this subdivision shall remit them to the State Treasurer. The
4 State Treasurer shall credit five dollars of the fee to the Game and
5 Parks Commission Educational Fund.

6 (b) In addition to all other fees required for registration under
7 the Motor Vehicle Registration Act, each application for initial issuance
8 or renewal of personalized message Mountain Lion Conservation Plates
9 shall be accompanied by a fee of forty dollars. County treasurers
10 collecting fees pursuant to this subdivision shall remit them to the
11 State Treasurer. The State Treasurer shall credit twenty-five percent of
12 the fee for initial issuance and renewal of such plates to the Department
13 of Motor Vehicles Cash Fund and seventy-five percent of the fee to the
14 Game and Parks Commission Educational Fund.

15 (3) When the department receives an application for Mountain Lion
16 Conservation Plates, the department shall deliver the plates to the
17 county treasurer of the county in which the motor vehicle, ~~or cabin~~
18 trailer, or semitrailer is registered. The county treasurer shall issue
19 Mountain Lion Conservation Plates in lieu of regular license plates when
20 the applicant complies with the other provisions of the Motor Vehicle
21 Registration Act for registration of the motor vehicle, or semitrailer ~~or~~
22 ~~cabin trailer~~. If Mountain Lion Conservation Plates are lost, stolen, or
23 mutilated, the licensee shall be issued replacement license plates upon
24 request pursuant to section 60-3,157.

25 (4) The owner of a motor vehicle, ~~or cabin trailer, or semitrailer~~
26 bearing Mountain Lion Conservation Plates may apply to the county
27 treasurer to have such plates transferred to a motor vehicle other than
28 the vehicle for which such plates were originally purchased if such
29 vehicle is owned by the owner of the plates. The owner may have the
30 unused portion of the fee for the plates credited to the other vehicle
31 which will bear the plates at the rate of eight and one-third percent per

1 month for each full month left in the registration period. Application
2 for such transfer shall be accompanied by a fee of three dollars. Fees
3 collected pursuant to this subsection shall be remitted to the State
4 Treasurer for credit to the Department of Motor Vehicles Cash Fund.

5 (5) If the cost of manufacturing Mountain Lion Conservation Plates
6 at any time exceeds the amount charged for license plates pursuant to
7 section 60-3,102, any money to be credited to the Game and Parks
8 Commission Educational Fund shall instead be credited first to the
9 Highway Trust Fund in an amount equal to the difference between the
10 manufacturing costs of Mountain Lion Conservation Plates and the amount
11 charged pursuant to section 60-3,102 with respect to such plates and the
12 remainder shall be credited to the Game and Parks Commission Educational
13 Fund.

14 Sec. 18. Section 60-4,168, Revised Statutes Cumulative Supplement,
15 2016, is amended to read:

16 60-4,168 (1) Except as provided in subsections (2) and (3) of this
17 section, a person shall be disqualified from operating a commercial motor
18 vehicle for one year upon his or her first conviction, after April 1,
19 1992, in this or any other state for:

20 (a) Operating a commercial motor vehicle in violation of section
21 60-6,196 or 60-6,197 or under the influence of a controlled substance or,
22 beginning September 30, 2005, operating any motor vehicle in violation of
23 section 60-6,196 or 60-6,197 or under the influence of a controlled
24 substance;

25 (b) Operating a commercial motor vehicle in violation of section
26 60-4,163 or 60-4,164;

27 (c) Leaving the scene of an accident involving a commercial motor
28 vehicle operated by the person or, beginning September 30, 2005, leaving
29 the scene of an accident involving any motor vehicle operated by the
30 person;

31 (d) Using a commercial motor vehicle in the commission of a felony

1 other than a felony described in subdivision (3)(b) of this section or,
2 beginning September 30, 2005, using any motor vehicle in the commission
3 of a felony other than a felony described in subdivision (3)(b) of this
4 section;

5 (e) Beginning September 30, 2005, operating a commercial motor
6 vehicle after his or her commercial driver's license has been suspended,
7 revoked, or canceled or the driver is disqualified from operating a
8 commercial motor vehicle; or

9 (f) Beginning September 30, 2005, causing a fatality through the
10 negligent or criminal operation of a commercial motor vehicle.

11 (2) Except as provided in subsection (3) of this section, if any of
12 the offenses described in subsection (1) of this section occurred while a
13 person was transporting hazardous material in a commercial motor vehicle
14 which required placarding pursuant to section 75-364, the person shall,
15 upon conviction or administrative determination, be disqualified from
16 operating a commercial motor vehicle for three years.

17 (3) A person shall be disqualified from operating a commercial motor
18 vehicle for life if, after April 1, 1992, he or she:

19 (a) Is convicted of or administratively determined to have committed
20 a second or subsequent violation of any of the offenses described in
21 subsection (1) of this section or any combination of those offenses
22 arising from two or more separate incidents; or

23 (b) Beginning September 30, 2005, used a commercial motor vehicle in
24 the commission of a felony involving the manufacturing, distributing, or
25 dispensing of a controlled substance.

26 (4)(a) A person is disqualified from operating a commercial motor
27 vehicle for a period of not less than sixty days if he or she is
28 convicted in this or any other state of two serious traffic violations,
29 or not less than one hundred twenty days if he or she is convicted in
30 this or any other state of three serious traffic violations, arising from
31 separate incidents occurring within a three-year period while operating a

1 commercial motor vehicle.

2 (b) A person is disqualified from operating a commercial motor
3 vehicle for a period of not less than sixty days if he or she is
4 convicted in this or any other state of two serious traffic violations,
5 or not less than one hundred twenty days if he or she is convicted in
6 this or any other state of three serious traffic violations, arising from
7 separate incidents occurring within a three-year period while operating a
8 motor vehicle other than a commercial motor vehicle if the convictions
9 have resulted in the revocation, cancellation, or suspension of the
10 person's operator's license or driving privileges.

11 (5)(a) A person who is convicted of operating a commercial motor
12 vehicle in violation of a federal, state, or local law or regulation
13 pertaining to one of the following six offenses at a highway-rail grade
14 crossing shall be disqualified for the period of time specified in
15 subdivision (5)(b) of this section:

16 (i) For drivers who are not required to always stop, failing to slow
17 down and check that the tracks are clear of an approaching train;

18 (ii) For drivers who are not required to always stop, failing to
19 stop before reaching the crossing, if the tracks are not clear;

20 (iii) For drivers who are always required to stop, failing to stop
21 before driving onto the crossing;

22 (iv) For all drivers, failing to have sufficient space to drive
23 completely through the crossing without stopping;

24 (v) For all drivers, failing to obey a traffic control device or the
25 directions of an enforcement official at the crossing; or

26 (vi) For all drivers, failing to negotiate a crossing because of
27 insufficient undercarriage clearance.

28 (b)(i) A person shall be disqualified for not less than sixty days
29 if the person is convicted of a first violation described in this
30 subsection.

31 (ii) A person shall be disqualified for not less than one hundred

1 twenty days if, during any three-year period, the person is convicted of
2 a second violation described in this subsection in separate incidents.

3 (iii) A person shall be disqualified for not less than one year if,
4 during any three-year period, the person is convicted of a third or
5 subsequent violation described in this subsection in separate incidents.

6 (6) A person shall be disqualified from operating a commercial motor
7 vehicle for at least one year if, on or after July 8, 2015, the person
8 has been convicted of fraud related to the issuance of his or her CLP-
9 commercial learner's permit or commercial driver's license.

10 (7) If the department receives credible information that a CLP-
11 commercial learner's permit holder or a commercial driver's license
12 holder is suspected, but has not been convicted, on or after July 8,
13 2015, of fraud related to the issuance of his or her CLP-commercial
14 learner's permit or commercial driver's license, the department must
15 require the driver to retake the skills and knowledge tests. Within
16 thirty days after receiving notification from the department that
17 retesting is necessary, the affected CLP-commercial learner's permit
18 holder or commercial driver's license holder must make an appointment or
19 otherwise schedule to take the next available test. If the CLP-commercial
20 learner's permit holder or commercial driver's license holder fails to
21 make an appointment within thirty days, the department must disqualify
22 his or her CLP-commercial learner's permit or commercial driver's
23 license. If the driver fails either the knowledge or skills test or does
24 not take the test, the department must disqualify his or her CLP-
25 commercial learner's permit or commercial driver's license. If the holder
26 of a CLP-commercial learner's permit or commercial driver's license has
27 had his or her CLP-commercial learner's permit or commercial driver's
28 license disqualified, he or she must reapply for a CLP-commercial
29 learner's permit or commercial driver's license under department
30 procedures applicable to all applicants for a CLP-commercial learner's
31 permit or commercial driver's license.

1 (8) For purposes of this section, controlled substance has the same
2 meaning as in section 28-401.

3 (9) For purposes of this section, conviction means an unvacated
4 adjudication of guilt, or a determination that a person has violated or
5 failed to comply with the law, in a court of original jurisdiction or by
6 an authorized administrative tribunal, an unvacated forfeiture of bail or
7 collateral deposited to secure the person's appearance in court, a plea
8 of guilty or nolo contendere accepted by the court, the payment of a fine
9 or court costs, or a violation of a condition of release without bail,
10 regardless of whether or not the penalty is rebated, suspended, or
11 probated.

12 (10) For purposes of this section, serious traffic violation means:

13 (a) Speeding at or in excess of fifteen miles per hour over the
14 legally posted speed limit;

15 (b) Willful reckless driving as described in section 60-6,214 or
16 reckless driving as described in section 60-6,213;

17 (c) Improper lane change as described in section 60-6,139;

18 (d) Following the vehicle ahead too closely as described in section
19 60-6,140;

20 (e) A violation of any law or ordinance related to motor vehicle
21 traffic control, other than parking violations or overweight or vehicle
22 defect violations, arising in connection with an accident or collision
23 resulting in death to any person;

24 (f) Beginning September 30, 2005, operating a commercial motor
25 vehicle without a commercial driver's license;

26 (g) Beginning September 30, 2005, operating a commercial motor
27 vehicle without a commercial driver's license in the operator's
28 possession;

29 (h) Beginning September 30, 2005, operating a commercial motor
30 vehicle without the proper class of commercial driver's license and any
31 endorsements, if required, for the specific vehicle group being operated

1 or for the passengers or type of cargo being transported on the vehicle;

2 (i) Beginning October 27, 2013, texting while driving as described
3 in section 60-6,179.02; and

4 (j) Using a handheld mobile telephone as described in section
5 60-6,179.02.

6 (11) Each period of disqualification imposed under this section
7 shall be served consecutively and separately.

8 Sec. 19. Section 60-4,168.01, Reissue Revised Statutes of Nebraska,
9 is amended to read:

10 60-4,168.01 (1) Except as provided in subsection (2) of this
11 section, a person who is convicted of violating an out-of-service order
12 while operating a commercial motor vehicle which is transporting
13 nonhazardous materials shall be subject to disqualification as follows:

14 (a) A person shall be disqualified from operating a commercial motor
15 vehicle for a period of at least one hundred eighty days but no more than
16 one year upon a court conviction for violating an out-of-service order;

17 (b) A person shall be disqualified from operating a commercial motor
18 vehicle for a period of at least two years but no more than five years
19 upon a second court conviction for violating an out-of-service order,
20 which arises out of a separate incident, during any ten-year period; and

21 (c) A person shall be disqualified from operating a commercial motor
22 vehicle for a period of at least three years but no more than five years
23 upon a third or subsequent court conviction for violating an out-of-
24 service order, which arises out of a separate incident, during any ten-
25 year period.

26 (2) A person who is convicted of violating an out-of-service order
27 while operating a commercial motor vehicle which is transporting
28 hazardous materials required to be placarded pursuant to section 75-364
29 or while operating a commercial motor vehicle designed or used to
30 transport sixteen or more passengers, including the driver, shall be
31 subject to disqualification as follows:

1 (a) A person shall be disqualified from operating a commercial motor
2 vehicle for a period of at least one hundred eighty days but no more than
3 two years upon conviction for violating an out-of-service order; and

4 (b) A person shall be disqualified from operating a commercial motor
5 vehicle for a period of at least three years but no more than five years
6 upon a second or subsequent conviction for violating an out-of-service
7 order, which arises out of a separate incident, during any ten-year
8 period.

9 (3) For purposes of this section, out-of-service order has the same
10 meaning as in section 75-362.

11 (4) Each period of disqualification imposed under this section shall
12 be served consecutively and separately.

13 Sec. 20. Section 60-506.01, Reissue Revised Statutes of Nebraska, is
14 amended to read:

15 60-506.01 ~~If the The Department of Motor Vehicles receives shall,~~
16 ~~within ten days after receipt of Part II of a report of an accident from~~
17 ~~the Department of Roads pursuant to section 60-699, forward such part by~~
18 ~~United States mail to the insurance company, if any, named in such report~~
19 ~~as furnishing liability insurance. Unless express denial of the truth of~~
20 ~~the statements shown on such Part II is received from the named insurance~~
21 ~~company by the department within the time limited by section 60-507, it~~
22 shall be presumed for purposes of the Motor Vehicle Safety Responsibility
23 Act that the Part II information is such statements are true, and such
24 presumption shall be accepted, when applicable, as satisfying the
25 requirements of sections 60-507, 60-508, and 60-509.

26 Sec. 21. Section 60-699, Reissue Revised Statutes of Nebraska, is
27 amended to read:

28 60-699 (1) The operator of any vehicle involved in an accident
29 resulting in injuries or death to any person or damage to the property of
30 any one person, including such operator, to an apparent extent of more
31 than one thousand dollars shall within ten days forward a report of such

1 accident to the Department of Roads. If the operator is physically
2 incapable of making the report, the owner of the motor vehicle involved
3 in the accident shall, within ten days from the time he or she learns of
4 the accident, report the matter in writing to the Department of Roads.
5 The Department of Roads or Department of Motor Vehicles may require
6 operators involved in accidents to file supplemental reports of accidents
7 upon forms furnished by it whenever the original report is insufficient
8 in the opinion of either department. The operator or the owner of the
9 motor vehicle shall make such other and additional reports relating to
10 the accident as either department requires. Such records shall be
11 retained for the period of time specified by the State Records
12 Administrator pursuant to the Records Management Act.

13 (2) The report of accident required by this section shall be in two
14 parts. Part I shall be in such form as the Department of Roads may
15 prescribe and shall disclose full information concerning the accident.
16 Part II shall be in such form as the Department of Motor Vehicles may
17 prescribe and shall disclose sufficient information to disclose whether
18 or not the financial responsibility requirements of the Motor Vehicle
19 Safety Responsibility Act are met through the carrying of liability
20 insurance. ~~The form used for the report shall be so perforated that the~~
21 ~~parts may be readily separated.~~

22 (3) Upon receipt of a report of accident, the Department of Roads
23 shall determine the reportability and classification of the accident and
24 enter all information into a computerized data base. Upon completion, the
25 Department of Roads shall electronically send ~~department shall separate~~
26 ~~the parts of the accident report and shall forward~~ Part II of the report
27 to the Department of Motor Vehicles for purposes of processing ~~as~~
28 ~~provided in~~ section 60-506.01.

29 (4) Such reports shall be without prejudice. All reports made by
30 peace officers, made to or filed with peace officers in their respective
31 offices or departments, or filed with or made by or to any other law

1 enforcement agency of the state shall be open to public inspection, but
2 accident reports filed by the operator or owner of a motor vehicle
3 pursuant to this section shall not be open to public inspection. The fact
4 that a report by an operator or owner has been so made shall be
5 admissible in evidence solely to prove compliance with this section, but
6 no such report or any part of or statement contained in the report shall
7 be admissible in evidence for any other purpose in any trial, civil or
8 criminal, arising out of such accidents nor shall the report be referred
9 to in any way or be any evidence of the negligence or due care of either
10 party at the trial of any action at law to recover damages.

11 (5) The failure by any person to report an accident as provided in
12 this section or to correctly give the information required in connection
13 with the report shall be a Class V misdemeanor.

14 Sec. 22. Section 60-3,161, Revised Statutes Cumulative Supplement,
15 2016, is amended to read:

16 ~~60-3,161~~ (1) The Department of Motor Vehicles ~~department~~ shall keep
17 a record of each motor vehicle, ~~and trailer, motorboat, all-terrain~~
18 vehicle, utility-type vehicle, snowmobile, and minibike registered or
19 titled in this state, alphabetically by name of the owner, with cross
20 reference in each instance to the registration number assigned to such
21 motor vehicle, ~~and trailer, motorboat, all-terrain vehicle, utility-type~~
22 vehicle, snowmobile, and minibike. The record may be destroyed by any
23 public officer having custody of it after three years from the date of
24 its issuance.

25 (2) The department shall issue a copy of the record of a registered
26 or titled motor vehicle, ~~or trailer, motorboat, all-terrain vehicle,~~
27 utility-type vehicle, snowmobile, or minibike to any person after
28 receiving from the person the name on the registration or certificate of
29 title, the license plate number, the vehicle identification or other type
30 of identification number, or the title number of a motor vehicle, ~~or~~
31 trailer, motorboat, all-terrain vehicle, utility-type vehicle,

1 snowmobile, or minibike, if the person provides to the department
2 verification of identity and purpose pursuant to section 60-2906 or
3 60-2907. A fee of one dollar shall be charged for the copy. An extract of
4 the entire file of motor vehicles, ~~and trailers, motorboats, all-terrain~~
5 vehicles, utility-type vehicles, snowmobiles, and minibikes registered or
6 titled in the state or updates to the entire file may be provided to a
7 person upon payment of a fee of eighteen dollars per thousand records.
8 Any fee received by the department pursuant to this subsection shall be
9 deposited into the Department of Motor Vehicles Cash Fund.

10 (3) The record of each motor vehicle, ~~or trailer, motorboat, all-~~
11 terrain vehicle, utility-type vehicle, snowmobile, or minibike
12 registration or title maintained by the department pursuant to this
13 section may be made available electronically through the portal
14 established under section 84-1204 so long as the Uniform Motor Vehicle
15 Records Disclosure Act is not violated. There shall be a fee of one
16 dollar per record for individual records. For data-to-data ~~batch~~ requests
17 for multiple motor vehicle, ~~or trailer, motorboat, all-terrain vehicle,~~
18 utility-type vehicle, snowmobile, or minibike title and registration
19 records selected on the basis of criteria of the individual making the
20 request, there shall be a fee of fifty dollars for every request under
21 two thousand records and a fee of eighteen dollars per one thousand
22 records for any number of records over two thousand, plus a reasonable
23 programming fee not to exceed five hundred twenty dollars. All fees
24 collected pursuant to this subsection for electronic access to records
25 through the portal shall be deposited in the Records Management Cash Fund
26 and shall be distributed as provided in any agreements between the State
27 Records Board and the department.

28 Sec. 23. Section 60-2904, Revised Statutes Cumulative Supplement,
29 2016, is amended to read:

30 60-2904 For purposes of the Uniform Motor Vehicle Records Disclosure
31 Act:

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

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

8 (3) Individual record means a motor vehicle record containing
9 personal information about a designated person who is the subject of the
10 record as identified in a request;

11 (4) Motor vehicle record means any record that pertains to a motor
12 vehicle operator's or driver's license or permit, motor vehicle, trailer,
13 motorboat, all-terrain vehicle, utility-type vehicle, snowmobile, or
14 minibike registration or , ~~motor vehicle certificate of title, motorboat~~
15 certificate of title, or state identification card issued by the
16 department or any other state or local agency authorized to issue any of
17 such forms of credentials;

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

19 (6) Personal information means information that identifies a person,
20 including an individual's driver identification number, name, address
21 excluding zip code, and telephone number, but does not include
22 information on collisions vehicular accidents, driving, operating, or
23 equipment-related violations, or operator's and driver's license or
24 registration status; and

25 (7) Sensitive personal information means an individual's operator's
26 license digital image, social security number, and medical or disability
27 information.

28 Sec. 24. The Revisor of Statutes shall assign section 22 of this
29 act to Chapter 60, article 15.

30 Sec. 25. Original sections 60-168.02, 60-3,126, 60-3,184,
31 60-4,168.01, 60-506.01, and 60-699, Reissue Revised Statutes of Nebraska,

1 and sections 60-3,104, 60-3,104.01, 60-3,118, 60-3,120, 60-3,121,
2 60-3,122, 60-3,122.02, 60-3,122.04, 60-3,123, 60-3,124, 60-3,125,
3 60-3,128, 60-3,161, 60-3,224, 60-3,227, 60-4,168, and 60-2904, Revised
4 Statutes Cumulative Supplement, 2016, are repealed.