

LEGISLATURE OF NEBRASKA

ONE HUNDRED FIRST LEGISLATURE

SECOND SESSION

**LEGISLATIVE BILL 841**

Introduced by Lautenbaugh, 18.

Read first time January 08, 2010

Committee: Transportation and Telecommunications

A BILL

1 FOR AN ACT relating to the Motor Vehicle Operator's License Act;  
2 to amend section 60-484.02, Revised Statutes Supplement,  
3 2009; to allow the release of digital image or signature  
4 information to local law enforcement officers; and to  
5 repeal the original section.  
6 Be it enacted by the people of the State of Nebraska,

1           Section 1. Section 60-484.02, Revised Statutes  
2 Supplement, 2009, is amended to read:

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

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

19           (3) No officer, employee, agent, or contractor of the  
20 department or a law enforcement officer shall release a digital  
21 image or a digital signature except to a federal, state, or  
22 local law enforcement agency, a certified law enforcement officer  
23 employed in an investigative position by a ~~state or federal~~, state,  
24 or local agency, or a driver licensing agency of another state  
25 for the purpose of carrying out the functions of the agency or

1 assisting another agency in carrying out its functions upon the  
2 verification of the identity of the person requesting the release  
3 of the information and the verification of the purpose of the  
4 requester in requesting the release. Any officer, employee, agent,  
5 or contractor of the department or law enforcement officer that  
6 knowingly discloses or knowingly permits disclosure of a digital  
7 image or digital signature in violation of this section shall be  
8 guilty of a Class I misdemeanor.

9           Sec. 2. Original section 60-484.02, Revised Statutes  
10 Supplement, 2009, is repealed.