

AMENDMENTS TO LB269

Introduced by Quick, 35.

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

3 Section 1. Section 43-287, Reissue Revised Statutes of Nebraska, is
4 amended to read:

5 43-287 (1) When a juvenile is adjudged to be a juvenile described in
6 subdivision (1), (2), (3)(b), or (4) of section 43-247, the juvenile
7 court may:

8 (a) If such juvenile holds any license or permit issued under the
9 Motor Vehicle Operator's License Act, impound any such license or permit
10 for thirty days; or

11 (b) If such juvenile does not have a permit or license issued under
12 the Motor Vehicle Operator's License Act, prohibit such juvenile from
13 obtaining any permit or any license pursuant to the act for which such
14 juvenile would otherwise be eligible until thirty days after the date of
15 such order.

16 (2) A copy of an abstract of the juvenile court's adjudication shall
17 be transmitted to the Director of Motor Vehicles pursuant to sections
18 60-497.01 to 60-497.04 if a license or permit is impounded or a juvenile
19 is prohibited from obtaining a license or permit under subsection (1) of
20 this section. If a juvenile whose operator's license or permit has been
21 impounded by a juvenile court operates a motor vehicle during any period
22 that he or she is subject to the court order not to operate any motor
23 vehicle or after a period of impoundment but before return of the license
24 or permit, such violation shall be handled in the juvenile court and not
25 as a violation of section 60-4,108.

26 (3) When a juvenile is adjudged to be a juvenile described in
27 subdivision (3)(a) of section 43-247 for excessive absenteeism from

1 school, the juvenile court may issue the parents or guardians of such
2 juvenile a fine not to exceed five hundred dollars for each offense or
3 order such parents or guardians to complete specified hours of community
4 service. For community service ordered under this subsection, the
5 juvenile court may require that all or part of the service be performed
6 for a public school district or nonpublic school if the court finds that
7 service in the school is appropriate under the circumstances.

8 (4) A juvenile who holds any license or permit issued under the
9 Motor Vehicle Operator's License Act and has violated subdivision (3)(b)
10 or (c) of section 28-306, subdivision (3)(b) or (c) of section 28-394, or
11 section 28-1254, 60-6,196, 60-6,197, ~~or 60-6,197.06,~~ or 60-6,198 shall
12 not be eligible for an ignition interlock permit.

13 Sec. 2. Section 60-498.01, Revised Statutes Cumulative Supplement,
14 2018, is amended to read:

15 60-498.01 (1) Because persons who drive while under the influence of
16 alcohol present a hazard to the health and safety of all persons using
17 the highways, a procedure is needed for the swift and certain revocation
18 of the operator's license of any person who has shown himself or herself
19 to be a health and safety hazard (a) by driving with an excessive
20 concentration of alcohol in his or her body or (b) by driving while under
21 the influence of alcohol.

22 (2) If a person arrested as described in subsection (2) of section
23 60-6,197 refuses to submit to the chemical test of blood, breath, or
24 urine required by section 60-6,197, the test shall not be given except as
25 provided in section 60-6,210 for the purpose of medical treatment and the
26 arresting peace officer, as agent for the director, shall verbally serve
27 notice to the arrested person of the intention to immediately confiscate
28 and revoke the operator's license of such person and that the revocation
29 will be automatic fifteen days after the date of arrest. The arresting
30 peace officer shall within ten days forward to the director a sworn
31 report stating (a) that the person was arrested as described in

1 subsection (2) of section 60-6,197 and the reasons for such arrest, (b)
2 that the person was requested to submit to the required test, and (c)
3 that the person refused to submit to the required test. The director may
4 accept a sworn report submitted electronically.

5 (3) If a person arrested as described in subsection (2) of section
6 60-6,197 submits to the chemical test of blood or breath required by
7 section 60-6,197, the test discloses the presence of alcohol in any of
8 the concentrations specified in section 60-6,196, and the test results
9 are available to the arresting peace officer while the arrested person is
10 still in custody, the arresting peace officer, as agent for the director,
11 shall verbally serve notice to the arrested person of the intention to
12 immediately confiscate and revoke the operator's license of such person
13 and that the revocation will be automatic fifteen days after the date of
14 arrest. The arresting peace officer shall within ten days forward to the
15 director a sworn report stating (a) that the person was arrested as
16 described in subsection (2) of section 60-6,197 and the reasons for such
17 arrest, (b) that the person was requested to submit to the required test,
18 and (c) that the person submitted to a test, the type of test to which he
19 or she submitted, and that such test revealed the presence of alcohol in
20 a concentration specified in section 60-6,196. The director may accept a
21 sworn report submitted electronically.

22 (4) On behalf of the director, the arresting peace officer
23 submitting a sworn report under subsection (2) or (3) of this section
24 shall serve notice of the revocation on the arrested person, and the
25 revocation shall be effective fifteen days after the date of arrest. The
26 notice of revocation shall contain a statement explaining the operation
27 of the administrative license revocation procedure. The peace officer
28 shall also provide to the arrested person information prepared and
29 approved by the director describing how to request an administrative
30 license revocation hearing or apply for an ignition interlock permit from
31 the department. A petition for an administrative license revocation

1 hearing must be completed and delivered to the department or postmarked
2 within ten days after the person's arrest or the person's right to an
3 administrative license revocation hearing to contest the revocation will
4 be foreclosed. The director shall prepare and approve the information
5 form, the application for an ignition interlock permit, and the notice of
6 revocation and shall provide them to law enforcement agencies.

7 If the person has an operator's license, the arresting peace officer
8 shall take possession of the license and issue a temporary operator's
9 license valid for fifteen days. The arresting peace officer shall forward
10 the operator's license to the department along with the sworn report made
11 under subsection (2) or (3) of this section.

12 (5)(a) If the results of a chemical test indicate the presence of
13 alcohol in a concentration specified in section 60-6,196, the results are
14 not available to the arresting peace officer while the arrested person is
15 in custody, and the notice of revocation has not been served as required
16 by subsection (4) of this section, the peace officer shall forward to the
17 director a sworn report containing the information prescribed by
18 subsection (3) of this section within ten days after receipt of the
19 results of the chemical test. If the sworn report is not received within
20 ten days, the revocation shall not take effect. The director may accept a
21 sworn report submitted electronically.

22 (b) Upon receipt of the report, the director shall serve the notice
23 of revocation on the arrested person by mail to the address appearing on
24 the records of the director. If the address on the director's records
25 differs from the address on the arresting peace officer's report, the
26 notice shall be sent to both addresses. The notice of revocation shall
27 contain a statement explaining the operation of the administrative
28 license revocation procedure. The director shall also provide to the
29 arrested person information prepared and approved by the director
30 describing how to request an administrative license revocation hearing
31 and an application for an ignition interlock permit. A petition for an

1 administrative license revocation hearing must be completed and delivered
2 to the department or postmarked within ten days after the mailing of the
3 notice of revocation or the person's right to an administrative license
4 revocation hearing to contest the revocation will be foreclosed. The
5 director shall prepare and approve the ignition interlock permit
6 application and the notice of revocation. The revocation shall be
7 effective fifteen days after the date of mailing.

8 (c) If the records of the director indicate that the arrested person
9 possesses an operator's license, the director shall include with the
10 notice of revocation a temporary operator's license which expires fifteen
11 days after the date of mailing. Any arrested person who desires an
12 administrative license revocation hearing and has been served a notice of
13 revocation pursuant to this subsection shall return his or her operator's
14 license with the petition requesting the hearing. If the operator's
15 license is not included with the petition requesting the hearing, the
16 director shall deny the petition.

17 (6)(a) An arrested person's operator's license confiscated pursuant
18 to subsection (4) of this section shall be automatically revoked upon the
19 expiration of fifteen days after the date of arrest, and the petition
20 requesting the hearing shall be completed and delivered to the department
21 or postmarked within ten days after the person's arrest. An arrested
22 person's operator's license confiscated pursuant to subsection (5) of
23 this section shall be automatically revoked upon the expiration of
24 fifteen days after the date of mailing of the notice of revocation by the
25 director, and the arrested person shall postmark or return to the
26 director a petition within ten days after the mailing of the notice of
27 revocation if the arrested person desires an administrative license
28 revocation hearing. The petition shall be in writing and shall state the
29 grounds on which the person is relying to prevent the revocation from
30 becoming effective. The hearing and any prehearing conference may be
31 conducted in person or by telephone, television, or other electronic

1 means at the discretion of the director, and all parties may participate
2 by such means at the discretion of the director.

3 (b) The director shall conduct the hearing within twenty days after
4 a petition is received by the director. Upon receipt of a petition, the
5 director shall notify the petitioner of the date and location for the
6 hearing by mail postmarked at least seven days prior to the hearing date.
7 The filing of the petition shall not prevent the automatic revocation of
8 the petitioner's operator's license at the expiration of the fifteen-day
9 period. A continuance of the hearing to a date beyond the expiration of
10 the temporary operator's license shall stay the expiration of the
11 temporary license when the request for continuance is made by the
12 director.

13 (c) At hearing the issues under dispute shall be limited to:

14 (i) In the case of a refusal to submit to a chemical test of blood,
15 breath, or urine:

16 (A) Did the peace officer have probable cause to believe the person
17 was operating or in the actual physical control of a motor vehicle in
18 violation of section 60-6,196 or a city or village ordinance enacted in
19 conformance with such section; and

20 (B) Did the person refuse to submit to or fail to complete a
21 chemical test after being requested to do so by the peace officer; or

22 (ii) If the chemical test discloses the presence of alcohol in a
23 concentration specified in section 60-6,196:

24 (A) Did the peace officer have probable cause to believe the person
25 was operating or in the actual physical control of a motor vehicle in
26 violation of section 60-6,196 or a city or village ordinance enacted in
27 conformance with such section; and

28 (B) Was the person operating or in the actual physical control of a
29 motor vehicle while having an alcohol concentration in violation of
30 subsection (1) of section 60-6,196.

31 (7)(a) Any arrested person who submits an application for an

1 ignition interlock permit in lieu of a petition for an administrative
2 license revocation hearing regarding the revocation of his or her
3 operator's license pursuant to this section shall complete the
4 application for an ignition interlock permit in which such person
5 acknowledges that he or she understands that he or she will have his or
6 her license administratively revoked pursuant to this section, that he or
7 she waives his or her right to a hearing to contest the revocation, and
8 that he or she understands that he or she is required to have an ignition
9 interlock permit in order to operate a motor vehicle for the period of
10 the revocation and shall include sufficient evidence that an ignition
11 interlock device is installed on one or more vehicles that will be
12 operated by the arrested person. Upon the arrested person's completion of
13 the ignition interlock permit application process, the department shall
14 issue the person an ignition interlock permit, subject to any applicable
15 requirements and any applicable no-drive period if the person is
16 otherwise eligible.

17 (b) An arrested person who is issued an ignition interlock permit
18 pursuant to this section shall receive day-for-day credit for the period
19 he or she has a valid ignition interlock permit against the license
20 revocation period imposed by the court arising from the same incident.

21 (c) If a person files a completed application for an ignition
22 interlock permit, the person waives his or her right to contest the
23 revocation of his or her operator's license.

24 (8) Any person who has not petitioned for an administrative license
25 revocation hearing and is subject to an administrative license revocation
26 may immediately apply for an ignition interlock permit to use during the
27 applicable period of revocation set forth in section 60-498.02, subject
28 to the following additional restrictions:

29 (a) If such person submitted to a chemical test which disclosed the
30 presence of a concentration of alcohol in violation of section 60-6,196
31 and has no prior administrative license revocations on which final orders

1 have been issued during the immediately preceding fifteen-year period at
2 the time the order of revocation is issued, the ignition interlock permit
3 will be immediately available fifteen days after the date of arrest or
4 the date notice of revocation was provided to the arrested person, as
5 long as he or she is otherwise eligible for an ignition interlock permit,
6 upon completion of an application process for an ignition interlock
7 permit;

8 (b) If such person submitted to a chemical test which disclosed the
9 presence of a concentration of alcohol in violation of section 60-6,196
10 and has one or more prior administrative license revocations on which
11 final orders have been issued during the immediately preceding fifteen-
12 year period at the time the order of revocation is issued, the ignition
13 interlock permit will be available beginning fifteen days after the date
14 of arrest or the date notice of revocation was provided to the arrested
15 person plus forty-five additional days of no driving, as long as he or
16 she is otherwise eligible for an ignition interlock permit, upon
17 completion of an application process for an ignition interlock permit;

18 (c) If such person refused to submit to a chemical test of blood,
19 breath, or urine as required by section 60-6,197, the ignition interlock
20 permit will be available beginning fifteen days after the date of arrest
21 plus ninety additional days of no driving, as long as he or she is
22 otherwise eligible for an ignition interlock permit, upon completion of
23 an application process for an ignition interlock permit; and

24 (d) Any person who petitions for an administrative license
25 revocation hearing shall not be eligible for an ignition interlock permit
26 unless ordered by the court at the time of sentencing for the related
27 criminal proceeding.

28 (9) The director shall adopt and promulgate rules and regulations to
29 govern the conduct of the administrative license revocation hearing and
30 insure that the hearing will proceed in an orderly manner. The director
31 may appoint a hearing officer to preside at the hearing, administer

1 oaths, examine witnesses, take testimony, and report to the director. Any
2 motion for discovery filed by the petitioner shall entitle the prosecutor
3 to receive full statutory discovery from the petitioner upon a
4 prosecutor's request to the relevant court pursuant to section 29-1912 in
5 any criminal proceeding arising from the same arrest. A copy of the
6 motion for discovery shall be filed with the department and a copy
7 provided to the prosecutor in the jurisdiction in which the petitioner
8 was arrested. Incomplete discovery shall not stay the hearing unless the
9 petitioner requests a continuance. All proceedings before the hearing
10 officer shall be recorded. Upon receipt of the arresting peace officer's
11 sworn report, the director's order of revocation has prima facie validity
12 and it becomes the petitioner's burden to establish by a preponderance of
13 the evidence grounds upon which the operator's license revocation should
14 not take effect. The director shall make a determination of the issue
15 within seven days after the conclusion of the hearing. A person whose
16 operator's license is revoked following a hearing requested pursuant to
17 this section may appeal the order of revocation as provided in section
18 60-498.04.

19 (10) Any person who tampers with or circumvents an ignition
20 interlock device installed pursuant to sections 60-498.01 to 60-498.04 or
21 who operates a motor vehicle not equipped with a functioning ignition
22 interlock device required pursuant to such sections or otherwise is in
23 violation of the purposes for operation indicated on the ignition
24 interlock permit under such sections shall, in addition to any possible
25 criminal charges, have his or her revocation period and ignition
26 interlock permit extended for six months beyond the end of the original
27 revocation period.

28 (11) A person under the age of eighteen years who holds any license
29 or permit issued under the Motor Vehicle Operator's License Act and has
30 violated subdivision (3)(b) or (c) of section 28-306, subdivision (3)(b)
31 or (c) of section 28-394, or section 28-1254, 60-6,196, 60-6,197, or

1 60-6,197.06, or 60-6,198 shall not be eligible for an ignition interlock
2 permit.

3 Sec. 3. Section 60-4,118.06, Revised Statutes Cumulative Supplement,
4 2018, is amended to read:

5 60-4,118.06 (1) Upon receipt by the director of (a) a certified copy
6 of a court order issued pursuant to section 60-6,211.05, a certified copy
7 of an order for installation of an ignition interlock device and issuance
8 of an ignition interlock permit pursuant to section 60-6,197.03, or a
9 copy of an order from the Board of Pardons pursuant to section
10 83-1,127.02, (b) sufficient evidence that the person has surrendered his
11 or her operator's license to the department and installed an approved
12 ignition interlock device in accordance with such order, and (c) payment
13 of the fee provided in section 60-4,115, such person may apply for an
14 ignition interlock permit. A person subject to administrative license
15 revocation under sections 60-498.01 to 60-498.04 shall be eligible for an
16 ignition interlock permit as provided in such sections. The director
17 shall issue an ignition interlock permit only for the operation of a
18 motor vehicle equipped with an ignition interlock device. All permits
19 issued pursuant to this subsection shall indicate that the permit is not
20 valid for the operation of any commercial motor vehicle.

21 (2) Upon expiration of the revocation period or upon expiration of
22 an order issued by the Board of Pardons pursuant to section 83-1,127.02,
23 a person may apply to the department in writing for issuance of an
24 operator's license. Regardless of whether the license surrendered by such
25 person under subsection (1) of this section has expired, the person shall
26 apply for a new operator's license pursuant to the Motor Vehicle
27 Operator's License Act.

28 (3)(a) An ignition interlock permit shall not be issued under this
29 section or sections 60-498.01 to 60-498.04 to any person except in cases
30 of a violation of subdivision (3)(b) or (c) of section 28-306,
31 subdivision (3)(b) or (c) of section 28-394, or section 28-1254,

1 60-6,196, 60-6,197, ~~or 60-6,197.06, or 60-6,198.~~

2 (b) An ignition interlock permit shall only be available to a holder
3 of a Class M or O operator's license.

4 (4) The director shall revoke a person's ignition interlock permit
5 issued under this section or sections 60-498.01 to 60-498.04 upon receipt
6 of an (a) abstract of conviction indicating that the person had his or
7 her operating privileges revoked or canceled or (b) administrative order
8 revoking or canceling the person's operating privileges, if such
9 conviction or order resulted from an incident other than the incident
10 which resulted in the application for the ignition interlock permit.

11 Sec. 4. Section 60-4,120.02, Revised Statutes Cumulative Supplement,
12 2018, is amended to read:

13 60-4,120.02 (1) Any person convicted of violating a provisional
14 operator's permit issued pursuant to section 60-4,120.01 by operating a
15 motor vehicle in violation of subsection (3) of such section shall be
16 guilty of an infraction and may have his or her provisional operator's
17 permit revoked by the court pursuant to section 60-496 for a time period
18 specified by the court. Before such person applies for another
19 provisional operator's permit, he or she shall pay a reinstatement fee as
20 provided in section 60-499.01 after the period of revocation has expired.

21 (2) A copy of an abstract of the court's conviction, including an
22 adjudication, shall be transmitted to the director pursuant to sections
23 60-497.01 to 60-497.04.

24 (3) Any person who holds a provisional operator's permit and has
25 violated subdivision (3)(b) or (c) of section 28-306, subdivision (3)(b)
26 or (c) of section 28-394, or section 28-1254, 60-6,196, 60-6,197, ~~or~~
27 ~~60-6,197.06, or 60-6,198~~ shall not be eligible for an ignition interlock
28 permit.

29 (4) For purposes of this section, conviction includes any
30 adjudication of a juvenile.

31 Sec. 5. Section 60-4,124, Revised Statutes Cumulative Supplement,

1 2018, is amended to read:

2 60-4,124 (1) A person who is younger than sixteen years and three
3 months of age but is older than fourteen years and two months of age may
4 be issued a school permit if such person either resides outside a city of
5 the metropolitan, primary, or first class or attends a school which is
6 outside a city of the metropolitan, primary, or first class and if such
7 person has held an LPE-learner's permit for two months. A school permit
8 shall not be issued until such person has demonstrated that he or she is
9 capable of successfully operating a motor vehicle, moped, or motorcycle
10 and has in his or her possession an issuance certificate authorizing the
11 county treasurer to issue a school permit. In order to obtain an issuance
12 certificate, the applicant shall present (a) proof of successful
13 completion of a department-approved driver safety course which includes
14 behind-the-wheel driving specifically emphasizing (i) the effects of the
15 consumption of alcohol on a person operating a motor vehicle, (ii)
16 occupant protection systems, (iii) risk assessment, and (iv) railroad
17 crossing safety and (b)(i) proof of successful completion of a written
18 examination and driving test administered by a driver safety course
19 instructor or (ii) a certificate in a form prescribed by the department,
20 signed by a parent, guardian, or licensed driver at least twenty-one
21 years of age, verifying that the applicant has completed fifty hours of
22 lawful motor vehicle operation, under conditions that reflect department-
23 approved driver safety course curriculum, with a parent, guardian, or
24 adult at least twenty-one years of age, who has a current Nebraska
25 operator's license or who is licensed in another state. The department
26 may waive the written examination if the applicant has been issued an
27 LPE-learner's permit or LPD-learner's permit and if such permit is valid
28 or has expired no more than one year prior to application. The written
29 examination shall not be waived if the permit being applied for contains
30 a class or endorsement which is different from the class or endorsement
31 of the LPE-learner's permit.

1 (2) A person holding a school permit may operate a motor vehicle,
2 moped, or motorcycle or an autocycle:

3 (a) To and from where he or she attends school, or property used by
4 the school he or she attends for purposes of school events or functions,
5 ~~and between schools of enrollment~~ over the most direct and accessible
6 route by the nearest highway from his or her place of residence to
7 transport such person or any family member who resides with such person
8 to attend duly scheduled courses of instruction and extracurricular or
9 school-related activities at the school he or she attends or on property
10 used by the school he or she attends; or

11 (b) Under the personal supervision of a licensed operator. Such
12 licensed operator shall be at least twenty-one years of age and licensed
13 by this state or another state and shall (i) for all motor vehicles other
14 than autocycles, motorcycles, or mopeds, actually occupy the seat beside
15 the permitholder, (ii) in the case of an autocycle, actually occupy the
16 seat beside or behind the permitholder, or (iii) in the case of a
17 motorcycle, other than an autocycle, or a moped, if the permitholder is
18 within visual contact of and under the supervision of, in the case of a
19 motorcycle, a licensed motorcycle operator or, in the case of a moped, a
20 licensed motor vehicle operator.

21 (3) The holder of a school permit shall not use any type of
22 interactive wireless communication device while operating a motor vehicle
23 on the highways of this state. Enforcement of this subsection shall be
24 accomplished only as a secondary action when the holder of the school
25 permit has been cited or charged with a violation of some other law.

26 (4) A person who is younger than sixteen years of age but is over
27 fourteen years of age may be issued an LPE-learner's permit, which permit
28 shall be valid for a period of three months. An LPE-learner's permit
29 shall not be issued until such person successfully completes a written
30 examination prescribed by the department and demonstrates that he or she
31 has sufficient powers of eyesight to safely operate a motor vehicle,

1 moped, or motorcycle or an autocycle.

2 (5)(a) While holding the LPE-learner's permit, the person may
3 operate a motor vehicle on the highways of this state if (i) for all
4 motor vehicles other than autocycles, motorcycles, or mopeds, he or she
5 has seated next to him or her a person who is a licensed operator, (ii)
6 in the case of an autocycle, he or she has seated next to or behind him
7 or her a person who is a licensed operator, or (iii) in the case of a
8 motorcycle, other than an autocycle, or a moped, he or she is within
9 visual contact of and is under the supervision of a person who, in the
10 case of a motorcycle, is a licensed motorcycle operator or, in the case
11 of a moped, is a licensed motor vehicle operator. Such licensed motor
12 vehicle or motorcycle operator shall be at least twenty-one years of age
13 and licensed by this state or another state.

14 (b) The holder of an LPE-learner's permit shall not use any type of
15 interactive wireless communication device while operating a motor vehicle
16 on the highways of this state. Enforcement of this subdivision shall be
17 accomplished only as a secondary action when the holder of the LPE-
18 learner's permit has been cited or charged with a violation of some other
19 law.

20 (6) Department personnel or the county treasurer shall collect the
21 fee and surcharge prescribed in section 60-4,115 from each successful
22 applicant for a school or LPE-learner's permit. All school permits shall
23 be subject to impoundment or revocation under the terms of section
24 60-496. Any person who violates the terms of a school permit shall be
25 guilty of an infraction and shall not be eligible for another school,
26 farm, LPD-learner's, or LPE-learner's permit until he or she has attained
27 the age of sixteen years.

28 (7) Any person who holds a permit issued under this section and has
29 violated subdivision (3)(b) or (c) of section 28-306, subdivision (3)(b)
30 or (c) of section 28-394, or section 28-1254, 60-6,196, 60-6,197, or
31 60-6,197.06, or 60-6,198 shall not be eligible for an ignition interlock

1 permit.

2 Sec. 6. Section 60-4,125, Revised Statutes Cumulative Supplement,
3 2018, is amended to read:

4 60-4,125 (1) For any minor convicted or adjudicated of violating the
5 terms of an LPD-learner's permit issued pursuant to section 60-4,123 or
6 an LPE-learner's permit issued pursuant to section 60-4,124, the court
7 shall, in addition to any other penalty or disposition, order the
8 impoundment or revocation of such learner's permit and order that such
9 minor shall not be eligible for another operator's license or school,
10 farm, LPD-learner's, or LPE-learner's permit until he or she has attained
11 the age of sixteen years.

12 (2) Any person who holds an LPD-learner's permit issued pursuant to
13 section 60-4,123 and has violated subdivision (3)(b) or (c) of section
14 28-306, subdivision (3)(b) or (c) of section 28-394, or section 28-1254,
15 60-6,196, 60-6,197, ~~or 60-6,197.06,~~ or 60-6,198 shall not be eligible for
16 an ignition interlock permit.

17 (3) A copy of the court's abstract or adjudication shall be
18 transmitted to the director who shall place in an impound status or
19 revoke the LPD-learner's or LPE-learner's permit of such minor in
20 accordance with the order of the court and not again issue another
21 operator's license or school, farm, LPD-learner's, or LPE-learner's
22 permit to such minor until such minor has attained the age of sixteen
23 years.

24 Sec. 7. Section 60-4,126, Revised Statutes Cumulative Supplement,
25 2018, is amended to read:

26 60-4,126 (1) Any person who is younger than sixteen years of age but
27 is over thirteen years of age and resides upon a farm in this state or is
28 fourteen years of age or older and is employed for compensation upon a
29 farm in this state may obtain a farm permit authorizing the operation of
30 farm tractors, minitrucks, and other motorized implements of farm
31 husbandry upon the highways of this state if the applicant for such farm

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

19 (2) Any person who holds a permit issued under this section and has
20 violated subdivision (3)(b) or (c) of section 28-306, subdivision (3)(b)
21 or (c) of section 28-394, or section 28-1254, 60-6,196, 60-6,197, ~~or~~
22 60-6,197.06, or 60-6,198 shall not be eligible for an ignition interlock
23 permit.

24 Sec. 8. Original section 43-287, Reissue Revised Statutes of
25 Nebraska, and sections 60-498.01, 60-4,118.06, 60-4,120.02, 60-4,124,
26 60-4,125, and 60-4,126, Revised Statutes Cumulative Supplement, 2018, are
27 repealed.