

LEGISLATURE OF NEBRASKA  
ONE HUNDRED SIXTH LEGISLATURE  
FIRST SESSION

**LEGISLATIVE BILL 270**

FINAL READING

Introduced by Friesen, 34.

Read first time January 15, 2019

Committee: Transportation and Telecommunications

1 A BILL FOR AN ACT relating to the Department of Motor Vehicles; to amend  
2 sections 37-1214, 37-1292, 60-3,162, 60-482, 60-4,146.01, and  
3 60-4,155, Reissue Revised Statutes of Nebraska, and sections  
4 37-1278, 37-1280, 37-1293, 60-119.01, 60-144, 60-149, 60-151,  
5 60-171, 60-173, 60-174, 60-336.01, 60-386, 60-3,104.01, 60-3,122,  
6 60-3,122.02, 60-3,122.04, 60-3,123, 60-3,124, 60-3,125, 60-3,126,  
7 60-3,128, 60-3,187, 60-3,221, 60-3,224, 60-3,227, 60-3,231,  
8 60-3,233, 60-3,235, 60-495, 60-4,118, 60-4,122, 60-4,182, 60-501,  
9 60-628.01, and 60-6,209, Revised Statutes Cumulative Supplement,  
10 2018; to authorize the update of electronic certificate of title  
11 records as prescribed; to change and eliminate provisions relating  
12 to applications for certificates of title, applications for  
13 registration, salvaged motorboats and vehicles, low-speed vehicles,  
14 improperly issued certificates of registration, towing of trailers,  
15 renewal of motor vehicle operators' licenses and state  
16 identification cards, commercial drivers' licenses, the point system  
17 for traffic violations, license revocations, and rules and  
18 regulations; to authorize temporary license stickers as prescribed;  
19 to define and redefine terms; to eliminate obsolete provisions; to  
20 harmonize provisions; and to repeal the original sections.  
21 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 37-1214, Reissue Revised Statutes of Nebraska, is  
2 amended to read:

3 37-1214 (1) Except as otherwise provided in section 37-1211, the  
4 owner of each motorboat shall register such vessel or renew the  
5 registration every three years as provided in section 37-1226. The owner  
6 of such vessel shall file an initial application for a certificate of  
7 number pursuant to section 37-1216 with a county treasurer on forms  
8 approved and provided by the commission. The application shall be signed  
9 by the owner of the vessel, shall contain the year manufactured, and  
10 shall be accompanied by a registration fee for the three-year period of  
11 not less than twenty dollars and not more than twenty-three dollars for  
12 Class 1 boats, not less than forty dollars and not more than forty-six  
13 dollars for Class 2 boats, not less than sixty dollars and not more than  
14 sixty-seven dollars and fifty cents for Class 3 boats, and not less than  
15 one hundred dollars and not more than one hundred fifteen dollars for  
16 Class 4 boats, as established by the commission pursuant to section  
17 37-327. The owner of the motorboat shall also pay a fee established  
18 pursuant to section 37-327 of not less than five dollars and not more  
19 than ten dollars for the Aquatic Invasive Species Program at the time of  
20 registration or renewal.

21 (2) The owner of a motorboat not registered in Nebraska shall  
22 purchase an aquatic invasive species stamp for the Aquatic Invasive  
23 Species Program valid for one calendar year prior to launching into any  
24 waters of the state. The cost of such one-year stamp shall be established  
25 pursuant to section 37-327 and be not less than ten dollars and not more  
26 than fifteen dollars plus an issuance fee pursuant to section 37-406.  
27 Such one-year stamp may be purchased electronically or through any vendor  
28 authorized by the commission to sell other permits and stamps issued  
29 under the Game Law pursuant to section 37-406. The aquatic invasive  
30 species stamp shall be permanently affixed on the starboard and rearward  
31 side of the vessel. The proceeds from the sale of stamps shall be

1 remitted to the State Game Fund.

2 (3) This subsection applies beginning on an implementation date  
3 designated by the Director of Motor Vehicles in cooperation with the  
4 commission. The director shall designate an implementation date on or  
5 before January 1, ~~2021~~ 2020, for motorboat registration. In addition to  
6 the information required under subsection (1) of this section, the  
7 application for registration shall contain (a)(i) (a) the full legal name  
8 as defined in section 60-468.01 of each owner or (ii) the name of each  
9 owner as such name appears on the owner's motor vehicle operator's  
10 license or state identification card and (b)(i) the motor vehicle  
11 operator's license number or state identification card number of each  
12 owner, if applicable, and one or more of the identification elements as  
13 listed in section 60-484 of each owner, if applicable, and (ii) if any  
14 owner is a business entity, a nonprofit organization, an estate, a trust,  
15 or a church-controlled organization, its tax identification number.

16 Sec. 2. Section 37-1278, Revised Statutes Cumulative Supplement,  
17 2018, is amended to read:

18 37-1278 (1) Application for a certificate of title shall be  
19 presented to the county treasurer, shall be made upon a form prescribed  
20 by the Department of Motor Vehicles, and shall be accompanied by the fee  
21 prescribed in section 37-1287. The owner of a motorboat for which a  
22 certificate of title is required shall obtain a certificate of title  
23 prior to registration required under section 37-1214. The buyer of a  
24 motorboat sold pursuant to section 76-1607 shall present documentation  
25 that such sale was completed in compliance with such section.

26 (2)(a) If a certificate of title has previously been issued for the  
27 motorboat in this state, the application for a new certificate of title  
28 shall be accompanied by the certificate of title duly assigned. If a  
29 certificate of title has not previously been issued for the motorboat in  
30 this state, the application shall be accompanied by a certificate of  
31 number from this state, a manufacturer's or importer's certificate, a

1 duly certified copy thereof, proof of purchase from a governmental agency  
2 or political subdivision, a certificate of title from another state, or a  
3 court order issued by a court of record, a manufacturer's certificate of  
4 origin, or an assigned registration certificate, if the motorboat was  
5 brought into this state from a state which does not have a certificate of  
6 title law. The county treasurer shall retain the evidence of title  
7 presented by the applicant on which the certificate of title is issued.  
8 When the evidence of title presented by the applicant is a certificate of  
9 title or an assigned registration certificate issued by another state,  
10 the department shall notify the state of prior issuance that the  
11 certificate has been surrendered. If a certificate of title has not  
12 previously been issued for the motorboat in this state and the applicant  
13 is unable to provide such documentation, the applicant may apply for a  
14 bonded certificate of title as prescribed in section 37-1278.01.

15 (b) This subdivision applies beginning on an implementation date  
16 designated by the Director of Motor Vehicles. The director shall  
17 designate an implementation date which is on or before January 1, 2021  
18 ~~2020~~. In addition to the information required under subdivision (2)(a) of  
19 this section, the application for a certificate of title shall contain  
20 (i)(A) (i) the full legal name as defined in section 60-468.01 of each  
21 owner or (B) the name of each owner as such name appears on the owner's  
22 motor vehicle operator's license or state identification card and (ii)(A)  
23 the motor vehicle operator's license number or state identification card  
24 number of each owner, if applicable, and one or more of the  
25 identification elements as listed in section 60-484 of each owner, if  
26 applicable, and (B) if any owner is a business entity, a nonprofit  
27 organization, an estate, a trust, or a church-controlled organization,  
28 its tax identification number.

29 (3) The county treasurer shall use reasonable diligence in  
30 ascertaining whether or not the statements in the application for a  
31 certificate of title are true by checking the application and documents

1 accompanying the same with the records of motorboats in his or her  
2 office. If he or she is satisfied that the applicant is the owner of the  
3 motorboat and that the application is in the proper form, the county  
4 treasurer shall issue a certificate of title over his or her signature  
5 and sealed with his or her seal.

6 (4)(a) (4) In the case of the sale of a motorboat, the certificate  
7 of title shall be obtained in the name of the purchaser upon application  
8 signed by the purchaser, except that for titles to be held by husband and  
9 wife, applications may be accepted by the county treasurer upon the  
10 signature of either spouse as a signature for himself or herself and as  
11 an agent for his or her spouse.

12 (b) This subdivision applies beginning on an implementation date  
13 designated by the Director of Motor Vehicles. The director shall  
14 designate an implementation date which is on or before January 1, 2021.  
15 If the purchaser of a motorboat does not apply for a certificate of title  
16 in accordance with subdivision (4)(a) of this section within thirty days  
17 after the sale of the motorboat, the seller of such motorboat may request  
18 the department to update the electronic certificate of title record to  
19 reflect the sale. The department shall update such record upon receiving  
20 evidence of a sale satisfactory to the director.

21 (5) In all cases of transfers of motorboats, the application for a  
22 certificate of title shall be filed within thirty days after the delivery  
23 of the motorboat. A dealer need not apply for a certificate of title for  
24 a motorboat in stock or acquired for stock purposes, but upon transfer of  
25 a motorboat in stock or acquired for stock purposes, the dealer shall  
26 give the transferee a reassignment of the certificate of title on the  
27 motorboat or an assignment of a manufacturer's or importer's certificate.  
28 If all reassignments printed on the certificate of title have been used,  
29 the dealer shall obtain title in his or her name prior to any subsequent  
30 transfer.

31 Sec. 3. Section 37-1280, Revised Statutes Cumulative Supplement,

1 2018, is amended to read:

2 37-1280 (1) The Department of Motor Vehicles ~~may shall~~ adopt and  
3 promulgate rules and regulations necessary to carry out sections 37-1275  
4 to 37-1290. ~~The , and the~~ county treasurers shall conform to any such the  
5 rules and regulations and act at the direction of the department. The  
6 department shall also provide the county treasurers with the necessary  
7 training for the proper administration of such sections. The department  
8 shall receive and file in its office all instruments forwarded to it by  
9 the county treasurers under such sections and shall maintain indices  
10 covering the entire state for the instruments so filed. These indices  
11 shall be by hull identification number and alphabetically by the owner's  
12 name and shall be for the entire state and not for individual counties.  
13 The department shall provide and furnish the forms required by section  
14 37-1286 to the county treasurers except manufacturers' or importers'  
15 certificates. The department shall check with its records all duplicate  
16 certificates of title received from the county treasurers. If it appears  
17 that a certificate of title has been improperly issued, the department  
18 shall cancel the certificate of title. Upon cancellation of any  
19 certificate of title, the department shall notify the county treasurer  
20 who issued the certificate, and the county treasurer shall enter the  
21 cancellation upon his or her records. The department shall also notify  
22 the person to whom such certificate of title was issued and any  
23 lienholders appearing on the certificate of the cancellation and shall  
24 demand the surrender of the certificate of title, but the cancellation  
25 shall not affect the validity of any lien noted on the certificate. The  
26 holder of the certificate of title shall return the certificate to the  
27 department immediately. If a certificate of number has been issued  
28 pursuant to section 37-1216 to the holder of a certificate of title so  
29 canceled, the department shall notify the commission. Upon receiving the  
30 notice, the commission shall immediately cancel the certificate of number  
31 and demand the return of the certificate of number and the holder of the

1 certificate of number shall return the certificate to the commission  
2 immediately.

3 (2) The department may remove a lien on a certificate of title when  
4 such lien was improperly noted if evidence of the improperly noted lien  
5 is submitted to the department and the department finds the evidence  
6 sufficient to support removal of the lien. The department shall send  
7 notification prior to removal of the lien to the last-known address of  
8 the lienholder. The lienholder must respond within thirty days after the  
9 date on the notice and provide sufficient evidence to support that the  
10 lien should not be removed. If the lienholder fails to respond to the  
11 notice, the lien may be removed by the department.

12 Sec. 4. Section 37-1292, Reissue Revised Statutes of Nebraska, is  
13 amended to read:

14 37-1292 For purposes of this section and sections 37-1293 to  
15 37-1298:

16 (1) Cost of repairs means the estimated or actual retail cost of  
17 parts needed to repair a motorboat plus the cost of labor computed by  
18 using the hourly labor rate and time allocations for repair that are  
19 customary and reasonable. Retail cost of parts and labor rates may be  
20 based upon collision estimating manuals or electronic computer estimating  
21 systems customarily used in the insurance industry;

22 (2) Late model motorboat means a motorboat which has (a) a  
23 manufacturer's model year designation of, or later than, the year in  
24 which the motorboat was wrecked, damaged, or destroyed, or any of the six  
25 preceding years, or (b) a retail value of more than ten thousand dollars  
26 until January 1, 2006, a retail value of more than ten thousand five  
27 hundred dollars until January 1, 2010, and a retail value of more than  
28 ten thousand five hundred dollars increased by five hundred dollars every  
29 five years thereafter;

30 (3) Previously salvaged means the designation of a rebuilt or  
31 ~~reconstructed~~ motorboat which was previously required to be issued a

1 salvage branded certificate of title;

2 (4) Retail value means the actual cash value, fair market value, or  
3 retail value of a motorboat as (a) set forth in a current edition of any  
4 nationally recognized compilation, including automated data bases, of  
5 retail values or (b) determined pursuant to a market survey of comparable  
6 motorboats with respect to condition and equipment; and

7 (5) Salvage means the designation of a motorboat which is:

8 (a) A late model motorboat which has been wrecked, damaged, or  
9 destroyed to the extent that the estimated total cost of repair to  
10 rebuild or reconstruct the motorboat to its condition immediately before  
11 it was wrecked, damaged, or destroyed and to restore the motorboat to a  
12 condition for legal operation, meets or exceeds seventy-five percent of  
13 the retail value of the motorboat at the time it was wrecked, damaged, or  
14 destroyed; or

15 (b) Voluntarily designated by the owner of the motorboat as a  
16 salvage motorboat by obtaining a salvage branded certificate of title,  
17 without respect to the damage to, age of, or value of the motorboat.

18 Sec. 5. Section 37-1293, Revised Statutes Cumulative Supplement,  
19 2018, is amended to read:

20 37-1293 When an insurance company acquires a salvage motorboat  
21 through payment of a total loss settlement on account of damage, the  
22 company shall obtain the certificate of title from the owner, surrender  
23 such certificate of title to the county treasurer, and make application  
24 for a salvage branded certificate of title which shall be assigned when  
25 the company transfers ownership. An insurer shall take title to a salvage  
26 motorboat for which a total loss settlement is made unless the owner of  
27 the motorboat elects to retain the motorboat. If the owner elects to  
28 retain the motorboat, the insurance company shall notify the Department  
29 of Motor Vehicles of such fact in a format prescribed by the department.  
30 Beginning on the implementation date designated by the Director of Motor  
31 Vehicles pursuant to subsection (3) of section 60-1508, the insurance

1 company shall report electronically to the department using the  
2 electronic reporting system. The department shall immediately enter the  
3 salvage brand onto the computerized record of the motorboat. The  
4 insurance company shall also notify the owner of the owner's  
5 responsibility to comply with this section. The owner shall, within  
6 thirty days after the settlement of the loss, forward the properly  
7 endorsed acceptable certificate of title to the county treasurer. Upon  
8 receipt of the certificate of title, the The county treasurer shall, ~~upon~~  
9 ~~receipt of the certificate of title,~~ issue a salvage branded certificate  
10 of title for the motorboat unless the motorboat has been rebuilt or  
11 reconstructed, in which case the county treasurer shall issue a  
12 previously salvaged branded certificate of title for the motorboat.

13 Sec. 6. Section 60-119.01, Revised Statutes Cumulative Supplement,  
14 2018, is amended to read:

15 60-119.01 Low-speed vehicle means a (1) four-wheeled motor vehicle  
16 (a) whose speed attainable in one mile is more than twenty miles per hour  
17 and not more than twenty-five miles per hour on a paved, level surface,  
18 (b) whose gross vehicle weight rating is less than three thousand pounds,  
19 and (c) that complies with 49 C.F.R. part 571, as such part existed on  
20 January 1, 2018, or (2) three-wheeled motor vehicle (a) whose maximum  
21 speed attainable is not more than twenty-five miles per hour on a paved,  
22 level surface, (b) whose gross vehicle weight rating is less than three  
23 thousand pounds, and (c) which is equipped with a windshield and an  
24 occupant protection system, ~~and (d) that complies with 49 C.F.R. part~~  
25 ~~571, as such part existed on January 1, 2018.~~ A motorcycle with a sidecar  
26 attached is not a low-speed vehicle.

27 Sec. 7. Section 60-144, Revised Statutes Cumulative Supplement,  
28 2018, is amended to read:

29 60-144 (1)(a)(i) Except as provided in subdivisions (b), (c), and  
30 (d) of this subsection, the county treasurer shall be responsible for  
31 issuing and filing certificates of title for vehicles, and each county

1 shall issue and file such certificates of title using the Vehicle Title  
2 and Registration System which shall be provided and maintained by the  
3 department. Application for a certificate of title shall be made upon a  
4 form prescribed by the department. All applications shall be accompanied  
5 by the appropriate fee or fees.

6 (ii) This subdivision applies beginning on an implementation date  
7 designated by the director. The director shall designate an  
8 implementation date which is on or before January 1, ~~2021~~ 2020. In  
9 addition to the information required under subdivision (1)(a)(i) of this  
10 section, the application for a certificate of title shall contain ~~(A)(I)~~  
11 ~~(A)~~ the full legal name as defined in section 60-468.01 of each owner or  
12 (II) the name of each owner as such name appears on the owner's motor  
13 vehicle operator's license or state identification card and (B)(I) the  
14 motor vehicle operator's license number or state identification card  
15 number of each owner, if applicable, and one or more of the  
16 identification elements as listed in section 60-484 of each owner, if  
17 applicable, and (II) if any owner is a business entity, a nonprofit  
18 organization, an estate, a trust, or a church-controlled organization,  
19 its tax identification number.

20 (b) The department shall issue and file certificates of title for  
21 Nebraska-based fleet vehicles. Application for a certificate of title  
22 shall be made upon a form prescribed by the department. All applications  
23 shall be accompanied by the appropriate fee or fees.

24 (c) The department shall issue and file certificates of title for  
25 state-owned vehicles. Application for a certificate of title shall be  
26 made upon a form prescribed by the department. All applications shall be  
27 accompanied by the appropriate fee or fees.

28 (d) The department shall issue certificates of title pursuant to  
29 section 60-142.06. Application for a certificate of title shall be made  
30 upon a form prescribed by the department. All applications shall be  
31 accompanied by the appropriate fee or fees.

1 (e) The department shall issue certificates of title pursuant to  
2 section 60-142.09. Application for a certificate of title shall be made  
3 upon a form prescribed by the department. All applications shall be  
4 accompanied by the appropriate fee or fees.

5 (2) If the owner of an all-terrain vehicle, a utility-type vehicle,  
6 or a minibike resides in Nebraska, the application shall be filed with  
7 the county treasurer of the county in which the owner resides.

8 (3)(a) ~~If Except as otherwise provided in subdivision (b) of this~~  
9 ~~subsection until January 1, 2019, if a vehicle, other than an all-terrain~~  
10 ~~vehicle, a utility-type vehicle, or a minibike, has situs in Nebraska,~~  
11 ~~the application shall be filed with the county treasurer of the county in~~  
12 ~~which the vehicle has situs. Beginning January 1, 2019, if a vehicle has~~  
13 ~~situs in Nebraska, the application for a certificate of title may be~~  
14 ~~filed with the county treasurer of any county.~~

15 (b) If a motor vehicle dealer licensed under the Motor Vehicle  
16 Industry Regulation Act applies for a certificate of title for a vehicle,  
17 the application may be filed with the county treasurer of any county.

18 (c) An approved licensed dealer participating in the electronic  
19 dealer services system pursuant to section 60-1507 may apply for a  
20 certificate of title for a vehicle to the county treasurer of any county  
21 or the department in a manner provided by the electronic dealer services  
22 system.

23 (4) If the owner of a vehicle is a nonresident, the application  
24 shall be filed in the county in which the transaction is consummated.

25 (5) The application shall be filed within thirty days after the  
26 delivery of the vehicle.

27 (6) All applicants registering a vehicle pursuant to section  
28 60-3,198 shall file the application for a certificate of title with the  
29 Division of Motor Carrier Services of the department. The division shall  
30 deliver the certificate to the applicant if there are no liens on the  
31 vehicle. If there are one or more liens on the vehicle, the certificate

1 of title shall be handled as provided in section 60-164. All certificates  
2 of title issued by the division shall be issued in the manner prescribed  
3 for the county treasurer in section 60-152.

4 Sec. 8. Section 60-149, Revised Statutes Cumulative Supplement,  
5 2018, is amended to read:

6 60-149 (1)(a) If a certificate of title has previously been issued  
7 for a vehicle in this state, the application for a new certificate of  
8 title shall be accompanied by the certificate of title duly assigned  
9 except as otherwise provided in the Motor Vehicle Certificate of Title  
10 Act.

11 (b) Except for manufactured homes or mobile homes as provided in  
12 subsection (2) of this section, if a certificate of title has not  
13 previously been issued for the vehicle in this state or if a certificate  
14 of title is unavailable, the application shall be accompanied by:

15 (i) A manufacturer's or importer's certificate except as otherwise  
16 provided in subdivision (viii) of this subdivision;

17 (ii) A duly certified copy of the manufacturer's or importer's  
18 certificate;

19 (iii) An affidavit by the owner affirming ownership in the case of  
20 an all-terrain vehicle, a utility-type vehicle, or a minibike;

21 (iv) A certificate of title from another state;

22 (v) A court order issued by a court of record, a manufacturer's  
23 certificate of origin, or an assigned registration certificate, if the  
24 law of the state from which the vehicle was brought into this state does  
25 not have a certificate of title law;

26 (vi) Evidence of ownership as provided for in section 30-24,125,  
27 sections 52-601.01 to 52-605, sections 60-1901 to 60-1911, or sections  
28 60-2401 to 60-2411;

29 (vii) Documentation prescribed in section 60-142.01, 60-142.02,  
30 60-142.04, 60-142.05, 60-142.09, or 60-142.11 or documentation of  
31 compliance with section 76-1607;

1 (viii) A manufacturer's or importer's certificate and an affidavit  
2 by the owner affirming ownership in the case of a minitruck; or

3 (ix) In the case of a motor vehicle, a trailer, an all-terrain  
4 vehicle, a utility-type vehicle, or a minibike, an affidavit by the  
5 holder of a motor vehicle auction dealer's license as described in  
6 subdivision (11) of section 60-1406 affirming that the certificate of  
7 title is unavailable and that the vehicle (A) is a salvage vehicle  
8 through payment of a total loss settlement, (B) is a salvage vehicle  
9 purchased by the auction dealer, or (C) has been donated to an  
10 organization operating under section 501(c)(3) of the Internal Revenue  
11 Code as defined in section 49-801.01.

12 (c) If the application for a certificate of title in this state is  
13 accompanied by a valid certificate of title issued by another state which  
14 meets that state's requirements for transfer of ownership, then the  
15 application may be accepted by this state.

16 (d) If a certificate of title has not previously been issued for the  
17 vehicle in this state and the applicant is unable to provide such  
18 documentation, the applicant may apply for a bonded certificate of title  
19 as prescribed in section 60-167.

20 (2)(a) If the application for a certificate of title for a  
21 manufactured home or a mobile home is being made in accordance with  
22 subdivision (4)(b) of section 60-137 or if the certificate of title for a  
23 manufactured home or a mobile home is unavailable ~~pursuant to section~~  
24 ~~52-1801~~, the application shall be accompanied by proof of ownership in  
25 the form of:

- 26 (i) A duly assigned manufacturer's or importer's certificate;
- 27 (ii) A certificate of title from another state;
- 28 (iii) A court order issued by a court of record;
- 29 (iv) Evidence of ownership as provided for in section 30-24,125,  
30 sections 52-601.01 to 52-605, sections 60-1901 to 60-1911, or sections  
31 60-2401 to 60-2411, or documentation of compliance with section 76-1607;

1 or

2 (v) Assessment records for the manufactured home or mobile home from  
3 the county assessor and an affidavit by the owner affirming ownership.

4 (b) If the applicant cannot produce proof of ownership described in  
5 subdivision (a) of this subsection, he or she may submit to the  
6 department such evidence as he or she may have, and the department may  
7 thereupon, if it finds the evidence sufficient, issue the certificate of  
8 title or authorize the county treasurer to issue a certificate of title,  
9 as the case may be.

10 (3) For purposes of this section, certificate of title includes a  
11 salvage certificate, a salvage branded certificate of title, or any other  
12 document of ownership issued by another state or jurisdiction for a  
13 salvage vehicle. Only a salvage branded certificate of title shall be  
14 issued to any vehicle conveyed upon a salvage certificate, a salvage  
15 branded certificate of title, or any other document of ownership issued  
16 by another state or jurisdiction for a salvage vehicle.

17 (4) The county treasurer shall retain the evidence of title  
18 presented by the applicant and on which the certificate of title is  
19 issued.

20 (5)(a) If an affidavit is submitted under subdivision (1)(b)(ix) of  
21 this section, the holder of a motor vehicle auction dealer's license  
22 shall certify that (i) it has made at least two written attempts and has  
23 been unable to obtain the properly endorsed certificate of title to the  
24 property noted in the affidavit from the owner and (ii) thirty days have  
25 expired after the mailing of a written notice regarding the intended  
26 disposition of the property noted in the affidavit by certified mail,  
27 return receipt requested, to the last-known address of the owner and to  
28 any lien or security interest holder of record of the property noted in  
29 the affidavit.

30 (b) The notice under subdivision (5)(a)(ii) of this section shall  
31 contain a description of the property noted in the affidavit and a

1 statement that title to the property noted in the affidavit shall vest in  
2 the holder of the motor vehicle auction dealer's license thirty days  
3 after the date such notice was mailed.

4 (c) The mailing of notice and the expiration of thirty days under  
5 subdivision (5)(a)(ii) of this section shall extinguish any lien or  
6 security interest of a lienholder or security interest holder in the  
7 property noted in the affidavit, unless the lienholder or security  
8 interest holder has claimed such property within such thirty-day period.  
9 The holder of a motor vehicle auction dealer's license shall transfer  
10 possession of the property noted in the affidavit to the lienholder or  
11 security interest holder claiming such property.

12 Sec. 9. Section 60-151, Revised Statutes Cumulative Supplement,  
13 2018, is amended to read:

14 60-151 (1) The certificate of title for a vehicle shall be obtained  
15 in the name of the purchaser upon application signed by the purchaser,  
16 except that (a) ~~(1)~~ for titles to be held by husband and wife,  
17 applications may be accepted upon the signature of either one as a  
18 signature for himself or herself and as agent for his or her spouse and  
19 (b) ~~(2)~~ for an applicant providing proof that he or she is a handicapped  
20 or disabled person as defined in section 60-331.02, applications may be  
21 accepted upon the signature of the applicant's parent, legal guardian,  
22 foster parent, or agent.

23 (2) This subsection applies beginning on an implementation date  
24 designated by the director. The director shall designate an  
25 implementation date which is on or before January 1, 2021. If the  
26 purchaser of a vehicle does not obtain a certificate of title in  
27 accordance with subsection (1) of this section within thirty days after  
28 the sale of the vehicle, the seller of such vehicle may request the  
29 department to update the electronic certificate of title record. The  
30 department shall update such record upon receiving evidence of a sale  
31 satisfactory to the director.

1           Sec. 10. Section 60-171, Revised Statutes Cumulative Supplement,  
2 2018, is amended to read:

3           60-171 For purposes of sections 60-171 to 60-177:

4           (1) Cost of repairs means the estimated or actual retail cost of  
5 parts needed to repair a vehicle plus the cost of labor computed by using  
6 the hourly labor rate and time allocations for repair that are customary  
7 and reasonable. Retail cost of parts and labor rates may be based upon  
8 collision estimating manuals or electronic computer estimating systems  
9 customarily used in the insurance industry;

10          (2) Flood damaged means damage to a vehicle resulting from being  
11 submerged in water to the point that rising water has reached over the  
12 floorboard, has entered the passenger compartment, and has caused damage  
13 to any electrical, computerized, or mechanical components. Flood damaged  
14 specifically does not apply to a vehicle that an inspection, conducted by  
15 an insurance claim representative or a vehicle repairer, indicates:

16          (a) Has no electrical, computerized, or mechanical components  
17 damaged by water; or

18          (b) Had one or more electrical, computerized, or mechanical  
19 components damaged by water and all such damaged components were repaired  
20 or replaced;

21          (3) Late model vehicle means a vehicle which has (a) a  
22 manufacturer's model year designation of, or later than, the year in  
23 which the vehicle was wrecked, damaged, or destroyed, or any of the six  
24 preceding years or (b)(i) in the case of vehicles other than all-terrain  
25 vehicles, utility-type vehicles, and minibikes, a retail value of more  
26 than ten thousand five hundred dollars until January 1, 2010, and a  
27 retail value of more than ten thousand five hundred dollars increased by  
28 five hundred dollars every five years thereafter or (ii) in the case of  
29 all-terrain vehicles, utility-type vehicles, or minibikes, a retail value  
30 of more than one thousand seven hundred fifty dollars until January 1,  
31 2010, and a retail value of more than one thousand seven hundred fifty

1 dollars increased by two hundred fifty dollars every five years  
2 thereafter;

3 (4) Manufacturer buyback means the designation of a vehicle with an  
4 alleged nonconformity when the vehicle (a) has been replaced by a  
5 manufacturer or (b) has been repurchased by a manufacturer as the result  
6 of court judgment, arbitration, or any voluntary agreement entered into  
7 between the manufacturer or its agent and a consumer;

8 (5) Previously salvaged or rebuilt each mean ~~means~~ the designation  
9 of a rebuilt ~~or reconstructed~~ vehicle which was previously required to be  
10 issued a salvage branded certificate of title and which has been  
11 inspected as provided in section 60-146;

12 (6) Retail value means the actual cash value, fair market value, or  
13 retail value of a vehicle as (a) set forth in a current edition of any  
14 nationally recognized compilation, including automated data bases, of  
15 retail values or (b) determined pursuant to a market survey of comparable  
16 vehicles with respect to condition and equipment; and

17 (7) Salvage means the designation of a vehicle which is:

18 (a) A late model vehicle which has been wrecked, damaged, or  
19 destroyed to the extent that the estimated total cost of repair to  
20 rebuild or reconstruct the vehicle to its condition immediately before it  
21 was wrecked, damaged, or destroyed and to restore the vehicle to a  
22 condition for legal operation, meets or exceeds seventy-five percent of  
23 the retail value of the vehicle at the time it was wrecked, damaged, or  
24 destroyed; or

25 (b) Voluntarily designated by the owner of the vehicle as a salvage  
26 vehicle by obtaining a salvage branded certificate of title, without  
27 respect to the damage to, age of, or value of the vehicle.

28 Sec. 11. Section 60-173, Revised Statutes Cumulative Supplement,  
29 2018, is amended to read:

30 60-173 (1) When an insurance company acquires a salvage vehicle  
31 through payment of a total loss settlement on account of damage, the

1 company shall obtain the certificate of title from the owner, surrender  
2 such certificate of title to the county treasurer, and make application  
3 for a salvage branded certificate of title which shall be assigned when  
4 the company transfers ownership. An insurer shall take title to a salvage  
5 vehicle for which a total loss settlement is made unless the owner of the  
6 salvage vehicle elects to retain the salvage vehicle.

7 (2) If the owner elects to retain the salvage vehicle, the insurance  
8 company shall notify the department of such fact in a format prescribed  
9 by the department. The department shall immediately enter the salvage  
10 brand onto the computerized record of the vehicle. Beginning on the  
11 implementation date designated by the director pursuant to subsection (3)  
12 of section 60-1508, the insurance company shall report electronically to  
13 the department using the electronic reporting system. The insurance  
14 company shall also notify the owner of the owner's responsibility to  
15 comply with this section. The owner shall, within thirty days after the  
16 settlement of the loss, forward the properly endorsed acceptable  
17 certificate of title to the county treasurer in the county designated in  
18 section 60-144. Upon receipt of the certificate of title, the ~~The~~ county  
19 treasurer shall, ~~upon receipt of the certificate of title,~~ issue a  
20 salvage branded certificate of title for the vehicle unless the vehicle  
21 has been repaired and inspected as provided in section 60-146, in which  
22 case the county treasurer shall issue a previously salvaged branded  
23 certificate of title for the vehicle.

24 (3) An insurance company may apply to the department for a salvage  
25 branded certificate of title without obtaining a properly endorsed  
26 certificate of title from the owner or other evidence of ownership as  
27 prescribed by the department if it has been at least thirty days since  
28 the company obtained oral or written acceptance by the owner of an offer  
29 in an amount in settlement of a total loss. The insurance company shall  
30 submit an application form prescribed by the department for a salvage  
31 branded certificate of title accompanied by an affidavit from the

1 insurance company that it has made at least two written attempts and has  
2 been unable to obtain the proper endorsed certificate of title from the  
3 owner following an oral or written acceptance by the owner of an offer of  
4 an amount in settlement of a total loss and evidence of settlement.

5 Sec. 12. Section 60-174, Revised Statutes Cumulative Supplement,  
6 2018, is amended to read:

7 60-174 Whenever a title is issued in this state for a vehicle that  
8 is designated a salvage, previously salvaged or rebuilt, flood damaged,  
9 or manufacturer buyback, the following title brands shall be required:  
10 Salvage, previously salvaged, flood damaged, or manufacturer buyback. A  
11 certificate branded salvage, previously salvaged, flood damaged, or  
12 manufacturer buyback shall be administered in the same manner and for the  
13 same fee or fees as provided for a certificate of title in sections  
14 60-154 to 60-160. When a salvage branded certificate of title is  
15 surrendered for a certificate of title branded previously salvaged, the  
16 application for a certificate of title shall be accompanied by a  
17 statement of inspection as provided in section 60-146.

18 Sec. 13. Section 60-336.01, Revised Statutes Cumulative Supplement,  
19 2018, is amended to read:

20 60-336.01 Low-speed vehicle means a (1) four-wheeled motor vehicle  
21 (a) whose speed attainable in one mile is more than twenty miles per hour  
22 and not more than twenty-five miles per hour on a paved, level surface,  
23 (b) whose gross vehicle weight rating is less than three thousand pounds,  
24 and (c) that complies with 49 C.F.R. part 571, as such part existed on  
25 January 1, 2018, or (2) three-wheeled motor vehicle (a) whose maximum  
26 speed attainable is not more than twenty-five miles per hour on a paved,  
27 level surface, (b) whose gross vehicle weight rating is less than three  
28 thousand pounds, and (c) which is equipped with a windshield and an  
29 occupant protection system, ~~and (d) that complies with 49 C.F.R. part~~  
30 ~~571, as such part existed on January 1, 2018.~~ A motorcycle with a sidecar  
31 attached is not a low-speed vehicle.

1           Sec. 14. Section 60-386, Revised Statutes Cumulative Supplement,  
2 2018, is amended to read:

3           60-386 (1) Each new application shall contain, in addition to other  
4 information as may be required by the department, the name and  
5 residential and mailing address of the applicant and a description of the  
6 motor vehicle or trailer, including the color, the manufacturer, the  
7 identification number, the United States Department of Transportation  
8 number if required by 49 C.F.R. 390.5 and 390.19, as such regulations  
9 existed on January 1, 2018, and the weight of the motor vehicle or  
10 trailer required by the Motor Vehicle Registration Act. Beginning on the  
11 implementation date designated by the director pursuant to subsection (4)  
12 of section 60-1508, for trailers which are not required to have a  
13 certificate of title under section 60-137 and which have no  
14 identification number, the assignment of an identification number shall  
15 be required and the identification number shall be issued by the county  
16 treasurer or department. With the application the applicant shall pay the  
17 proper registration fee and shall state whether the motor vehicle is  
18 propelled by alternative fuel and, if alternative fuel, the type of fuel.  
19 The application shall also contain a notification that bulk fuel  
20 purchasers may be subject to federal excise tax liability. The department  
21 shall include such notification in the notices required by section  
22 60-3,186.

23           (2) This subsection applies beginning on an implementation date  
24 designated by the director. The director shall designate an  
25 implementation date which is on or before January 1, 2021 ~~2020~~. In  
26 addition to the information required under subsection (1) of this  
27 section, the application for registration shall contain (a)(i) ~~(a)~~ the  
28 full legal name as defined in section 60-468.01 of each owner or (ii) the  
29 name of each owner as such name appears on the owner's motor vehicle  
30 operator's license or state identification card and (b)(i) the motor  
31 vehicle operator's license number or state identification card number of

1 each owner, if applicable, and one or more of the identification elements  
2 as listed in section 60-484 of each owner, if applicable, and (ii) if any  
3 owner is a business entity, a nonprofit organization, an estate, a trust,  
4 or a church-controlled organization, its tax identification number.

5 Sec. 15. Section 60-3,104.01, Revised Statutes Cumulative  
6 Supplement, 2018, is amended to read:

7 60-3,104.01 (1) A person may apply for specialty license plates in  
8 lieu of regular license plates on an application prescribed and provided  
9 by the department pursuant to section 60-3,104.02 for any motor vehicle,  
10 trailer, or semitrailer, except for motor vehicles or trailers registered  
11 under section 60-3,198. An applicant receiving a specialty license plate  
12 for a farm truck with a gross weight of over sixteen tons or for a  
13 commercial motor vehicle registered for a gross weight of five tons or  
14 over shall affix the appropriate tonnage decal to the plate. The  
15 department shall make forms available for such applications. Each  
16 application for initial issuance or renewal of specialty license plates  
17 shall be accompanied by a fee of seventy dollars. Fees collected pursuant  
18 to this subsection shall be remitted to the State Treasurer. The State  
19 Treasurer shall credit fifteen percent of the fee for initial issuance  
20 and renewal of specialty license plates to the Department of Motor  
21 Vehicles Cash Fund and eighty-five percent of the fee to the Highway  
22 Trust Fund.

23 ~~(2)(a) When (2) Until January 1, 2019, when the department receives~~  
24 ~~an application for specialty license plates, it shall deliver the plates~~  
25 ~~to the county treasurer of the county in which the motor vehicle,~~  
26 ~~trailer, or semitrailer is registered. Beginning January 1, 2019, when~~  
27 the department receives an application for specialty license plates, the  
28 department may deliver the plates and registration certificate to the  
29 applicant by United States mail or to the county treasurer of the county  
30 in which the motor vehicle, trailer, or semitrailer is registered and the  
31 delivery of the plates and registration certificate shall be made through

1 a secure process and system. The county treasurer or the department shall  
2 issue specialty license plates in lieu of regular license plates when the  
3 applicant complies with the other provisions of law for registration of  
4 the motor vehicle, trailer, or semitrailer. If specialty license plates  
5 are lost, stolen, or mutilated, the licensee shall be issued replacement  
6 license plates pursuant to section 60-3,157.

7 (b) This subdivision applies beginning on an implementation date  
8 designated by the director. The director shall designate an  
9 implementation date which is on or before January 1, 2021. The county  
10 treasurer or the department may issue temporary license stickers to the  
11 applicant under this section for the applicant to lawfully operate the  
12 vehicle pending receipt of the license plates. No charge in addition to  
13 the registration fee shall be made for the issuance of a temporary  
14 license sticker under this subdivision. The department shall furnish  
15 temporary license stickers for issuance by the county treasurer at no  
16 cost to the counties. The department may adopt and promulgate rules and  
17 regulations regarding the design and issuance of temporary license  
18 stickers.

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

26 (b) The owner may have the unused portion of the specialty license  
27 plate fee credited to the other motor vehicle, trailer, or semitrailer  
28 which will bear the specialty license plates at the rate of eight and  
29 one-third percent per month for each full month left in the registration  
30 period.

31 (c) Application for such transfer shall be accompanied by a fee of

1 three dollars. Fees collected pursuant to this subsection shall be  
2 remitted to the State Treasurer for credit to the Department of Motor  
3 Vehicles Cash Fund.

4 Sec. 16. Section 60-3,122, Revised Statutes Cumulative Supplement,  
5 2018, is amended to read:

6 60-3,122 (1) Any person may, in addition to the application required  
7 by section 60-385, apply to the department for license plates designed by  
8 the department to indicate that he or she is a survivor of the Japanese  
9 attack on Pearl Harbor if he or she:

10 (a) Was a member of the United States Armed Forces on December 7,  
11 1941;

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

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

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

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

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

28 (4) This subsection applies beginning on an implementation date  
29 designated by the director. The director shall designate an  
30 implementation date that is on or before January 1, 2021. The county  
31 treasurer or the department may issue temporary license stickers to the

1 applicant under this section for the applicant to lawfully operate the  
2 vehicle pending receipt of the license plates. No charge in addition to  
3 the registration fee shall be made for the issuance of a temporary  
4 license sticker under this subsection. The department shall furnish  
5 temporary license stickers for issuance by the county treasurer at no  
6 cost to the counties. The department may adopt and promulgate rules and  
7 regulations regarding the design and issuance of temporary license  
8 stickers.

9       Sec. 17. Section 60-3,122.02, Revised Statutes Cumulative  
10 Supplement, 2018, is amended to read:

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

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

1 and renewal of such plates to the Nebraska Veteran Cemetery System  
2 Operation Fund.

3 (b) Each application for initial issuance of personalized message  
4 Gold Star Family plates shall be accompanied by a fee of forty dollars.  
5 An application for renewal of such plates shall be accompanied by a fee  
6 of forty dollars. County treasurers collecting fees for renewals pursuant  
7 to this subdivision shall remit them to the State Treasurer. The State  
8 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)(a) When (3) Until January 1, 2019, when the department receives~~  
13 ~~an application for Gold Star Family plates, the department shall deliver~~  
14 ~~the plates to the county treasurer of the county in which the motor~~  
15 ~~vehicle or trailer is registered. Beginning January 1, 2019, when the~~  
16 department receives an application for Gold Star Family plates, the  
17 department may deliver the plates and registration certificate to the  
18 applicant by United States mail or to the county treasurer of the county  
19 in which the motor vehicle or trailer is registered and the delivery of  
20 the plates and registration certificate shall be made through a secure  
21 process and system. The county treasurer or the department shall issue  
22 Gold Star Family plates in lieu of regular license plates when the  
23 applicant complies with the other provisions of the Motor Vehicle  
24 Registration Act for registration of the motor vehicle or trailer. If  
25 Gold Star Family plates are lost, stolen, or mutilated, the licensee  
26 shall be issued replacement license plates upon request and without  
27 charge.

28 (b) This subdivision applies beginning on an implementation date  
29 designated by the director. The director shall designate an  
30 implementation date that is on or before January 1, 2021. The county  
31 treasurer or the department may issue temporary license stickers to the

1 applicant under this section for the applicant to lawfully operate the  
2 vehicle pending receipt of the license plates. No charge in addition to  
3 the registration fee shall be made for the issuance of a temporary  
4 license sticker under this subdivision. The department shall furnish  
5 temporary license stickers for issuance by the county treasurer at no  
6 cost to the counties. The department may adopt and promulgate rules and  
7 regulations regarding the design and issuance of temporary license  
8 stickers.

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

20 (5) If the cost of manufacturing Gold Star Family plates at any time  
21 exceeds the amount charged for license plates pursuant to section  
22 60-3,102, any money to be credited to the Nebraska Veteran Cemetery  
23 System Operation Fund shall instead be credited first to the Highway  
24 Trust Fund in an amount equal to the difference between the manufacturing  
25 costs of Gold Star Family plates and the amount charged pursuant to  
26 section 60-3,102 with respect to such plates and the remainder shall be  
27 credited to the Nebraska Veteran Cemetery System Operation Fund.

28 Sec. 18. Section 60-3,122.04, Revised Statutes Cumulative  
29 Supplement, 2018, is amended to read:

30 60-3,122.04 (1) An eligible person may apply to the department for  
31 Military Honor Plates in lieu of regular license plates on an application

1 prescribed and provided by the department for any motor vehicle, trailer,  
2 or semitrailer, except for a motor vehicle or trailer registered under  
3 section 60-3,198. An applicant receiving a Military Honor Plate for a  
4 farm truck with a gross weight of over sixteen tons shall affix the  
5 appropriate tonnage decal to the plate. The department shall make forms  
6 available for such applications through the county treasurers. The  
7 license plates shall be issued upon payment of the license fee described  
8 in subsection (2) of this section and verification by the department of  
9 an applicant's eligibility using the registry established by the  
10 Department of Veterans' Affairs pursuant to section 80-414. To be  
11 eligible an applicant shall be (a) active duty or reserve duty armed  
12 forces personnel serving in any of the armed forces listed in subsection  
13 (1) of section 60-3,122.03, (b) a veteran of any of such armed forces who  
14 was discharged or otherwise separated with a characterization of  
15 honorable or general (under honorable conditions), or (c) a current or  
16 former commissioned officer of the United States Public Health Service or  
17 National Oceanic and Atmospheric Administration who has been detailed  
18 directly to any branch of such armed forces for service on active or  
19 reserve duty and who was discharged or otherwise separated with a  
20 characterization of honorable or general (under honorable conditions) as  
21 proven with valid orders from the United States Department of Defense, a  
22 statement of service provided by the United States Public Health Service,  
23 or a report of transfer or discharge provided by the National Oceanic and  
24 Atmospheric Administration. Any person using Military Honor Plates shall  
25 surrender the plates to the county treasurer if such person is no longer  
26 eligible for the plates. Regular plates shall be issued to any such  
27 person upon surrender of the Military Honor Plates for a three-dollar  
28 transfer fee and forfeiture of any of the remaining annual fee. The  
29 three-dollar transfer fee shall be remitted to the State Treasurer for  
30 credit to the Department of Motor Vehicles Cash Fund.

31 (2)(a) In addition to all other fees required for registration under

1 the Motor Vehicle Registration Act, each application for initial issuance  
2 or renewal of alphanumeric Military Honor Plates shall be accompanied by  
3 a fee of five dollars. County treasurers collecting fees pursuant to this  
4 subdivision shall remit them to the State Treasurer. The State Treasurer  
5 shall credit five dollars of the fee to the Nebraska Veteran Cemetery  
6 System Operation Fund.

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

16 ~~(3)(a) When (3) Until January 1, 2019, when the Department of Motor~~  
17 ~~Vehicles receives an application for Military Honor Plates, the~~  
18 ~~department shall deliver the plates to the county treasurer of the county~~  
19 ~~in which the motor vehicle or trailer is registered. Beginning January 1,~~  
20 ~~2019, when the department receives an application for Military Honor~~  
21 ~~Plates, the department may deliver the plates and registration~~  
22 ~~certificate to the applicant by United States mail or to the county~~  
23 ~~treasurer of the county in which the motor vehicle or trailer is~~  
24 ~~registered and the delivery of the plates and registration certificate~~  
25 ~~shall be made through a secure process and system. The county treasurer~~  
26 ~~or the department shall issue Military Honor Plates in lieu of regular~~  
27 ~~license plates when the applicant complies with the other provisions of~~  
28 ~~the Motor Vehicle Registration Act for registration of the motor vehicle~~  
29 ~~or trailer. If Military Honor Plates are lost, stolen, or mutilated, the~~  
30 ~~licensee shall be issued replacement license plates upon request pursuant~~  
31 ~~to section 60-3,157.~~

1       (b) This subdivision applies beginning on an implementation date  
2 designated by the director. The director shall designate an  
3 implementation date that is on or before January 1, 2021. The county  
4 treasurer or the department may issue temporary license stickers to the  
5 applicant under this section for the applicant to lawfully operate the  
6 vehicle pending receipt of the license plates. No charge in addition to  
7 the registration fee shall be made for the issuance of a temporary  
8 license sticker under this subdivision. The department shall furnish  
9 temporary license stickers for issuance by the county treasurer at no  
10 cost to the counties. The department may adopt and promulgate rules and  
11 regulations regarding the design and issuance of temporary license  
12 stickers.

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

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

1 to the Nebraska Veteran Cemetery System Operation Fund.

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

7 Sec. 19. Section 60-3,123, Revised Statutes Cumulative Supplement,  
8 2018, is amended to read:

9 60-3,123 (1) Any person who was captured and incarcerated by an  
10 enemy of the United States during a period of conflict with such enemy  
11 and who was discharged or otherwise separated with a characterization of  
12 honorable from or is currently serving in the United States Armed Forces  
13 may, in addition to the application required in section 60-385, apply to  
14 the department for license plates designed to indicate that he or she is  
15 a former prisoner of war.

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

22 (3) If the license plates issued under this section are lost,  
23 stolen, or mutilated, the recipient of the license plates shall be issued  
24 replacement license plates upon request and without charge.

25 (4) This subsection applies beginning on an implementation date  
26 designated by the director. The director shall designate an  
27 implementation date that is on or before January 1, 2021. The county  
28 treasurer or the department may issue temporary license stickers to the  
29 applicant under this section for the applicant to lawfully operate the  
30 vehicle pending receipt of the license plates. No charge in addition to  
31 the registration fee shall be made for the issuance of a temporary

1 license sticker under this subsection. The department shall furnish  
2 temporary license stickers for issuance by the county treasurer at no  
3 cost to the counties. The department may adopt and promulgate rules and  
4 regulations regarding the design and issuance of temporary license  
5 stickers.

6 Sec. 20. Section 60-3,124, Revised Statutes Cumulative Supplement,  
7 2018, is amended to read:

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

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

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

27 (4) This subsection applies beginning on an implementation date  
28 designated by the director. The director shall designate an  
29 implementation date that is on or before January 1, 2021. The county  
30 treasurer or the department may issue temporary license stickers to the  
31 applicant under this section for the applicant to lawfully operate the

1 vehicle pending receipt of the license plates. No charge in addition to  
2 the registration fee shall be made for the issuance of a temporary  
3 license sticker under this subsection. The department shall furnish  
4 temporary license stickers for issuance by the county treasurer at no  
5 cost to the counties. The department may adopt and promulgate rules and  
6 regulations regarding the design and issuance of temporary license  
7 stickers.

8       Sec. 21. Section 60-3,125, Revised Statutes Cumulative Supplement,  
9 2018, is amended to read:

10       60-3,125 (1) Any person may, in addition to the application required  
11 by section 60-385, apply to the department for license plates designed by  
12 the department to indicate that the applicant has received from the  
13 federal government an award of a Purple Heart. The inscription of the  
14 plates shall be designed so as to include a facsimile of the award and  
15 beneath any numerical designation upon the plates pursuant to section  
16 60-370 the words Purple Heart separately on one line and the words Combat  
17 Wounded on the line below.

18       (2) The license plates shall be issued upon payment of the regular  
19 license fee and furnishing proof satisfactory to the department that the  
20 applicant was awarded the Purple Heart. Any number of motor vehicles,  
21 trailers, or semitrailers owned by the applicant may be so licensed at  
22 any one time. Motor vehicles and trailers registered under section  
23 60-3,198 shall not be so licensed.

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

27       (4) This subsection applies beginning on an implementation date  
28 designated by the director. The director shall designate an  
29 implementation date that is on or before January 1, 2021. The county  
30 treasurer or the department may issue temporary license stickers to the  
31 applicant under this section for the applicant to lawfully operate the

1 vehicle pending receipt of the license plates. No charge in addition to  
2 the registration fee shall be made for the issuance of a temporary  
3 license sticker under this subsection. The department shall furnish  
4 temporary license stickers for issuance by the county treasurer at no  
5 cost to the counties. The department may adopt and promulgate rules and  
6 regulations regarding the design and issuance of temporary license  
7 stickers.

8       Sec. 22. Section 60-3,126, Revised Statutes Cumulative Supplement,  
9 2018, is amended to read:

10       60-3,126 (1) Any person who holds an unrevoked and unexpired amateur  
11 radio station license issued by the Federal Communications Commission and  
12 is the owner of a motor vehicle, trailer, or semitrailer, except for  
13 motor vehicles and trailers registered under section 60-3,198, may, in  
14 addition to the application required by section 60-385, apply to the  
15 department for license plates upon which shall be inscribed the official  
16 amateur radio call letters of such applicant.

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

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

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

1       (5) This subsection applies beginning on an implementation date  
2 designated by the director. The director shall designate an  
3 implementation date that is on or before January 1, 2021. The county  
4 treasurer or the department may issue temporary license stickers to the  
5 applicant under this section for the applicant to lawfully operate the  
6 vehicle pending receipt of the license plates. No charge in addition to  
7 the registration fee shall be made for the issuance of a temporary  
8 license sticker under this subsection. The department shall furnish  
9 temporary license stickers for issuance by the county treasurer at no  
10 cost to the counties. The department may adopt and promulgate rules and  
11 regulations regarding the design and issuance of temporary license  
12 stickers.

13       Sec. 23. Section 60-3,128, Revised Statutes Cumulative Supplement,  
14 2018, is amended to read:

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

1 Highway Trust Fund.

2 ~~(2)(a) When (2) Until January 1, 2019, when the department receives~~  
3 ~~an application for spirit plates, it shall deliver the plates to the~~  
4 ~~county treasurer of the county in which the motor vehicle or trailer is~~  
5 ~~registered. Beginning January 1, 2019, when the department receives an~~  
6 ~~application for spirit plates, the department may deliver the plates and~~  
7 ~~registration certificate to the applicant by United States mail or to the~~  
8 ~~county treasurer of the county in which the motor vehicle or trailer is~~  
9 ~~registered and the delivery of the plates and registration certificate~~  
10 ~~shall be made through a secure process and system. The county treasurer~~  
11 ~~or the department shall issue spirit plates in lieu of regular license~~  
12 ~~plates when the applicant complies with the other provisions of law for~~  
13 ~~registration of the motor vehicle or trailer. If spirit plates are lost,~~  
14 ~~stolen, or mutilated, the licensee shall be issued replacement license~~  
15 ~~plates pursuant to section 60-3,157.~~

16 (b) This subdivision applies beginning on an implementation date  
17 designated by the director. The director shall designate an  
18 implementation date that is on or before January 1, 2021. The county  
19 treasurer or the department may issue temporary license stickers to the  
20 applicant under this section for the applicant to lawfully operate the  
21 vehicle pending receipt of the license plates. No charge in addition to  
22 the registration fee shall be made for the issuance of a temporary  
23 license sticker under this subdivision. The department shall furnish  
24 temporary license stickers for issuance by the county treasurer at no  
25 cost to the counties. The department may adopt and promulgate rules and  
26 regulations regarding the design and issuance of temporary license  
27 stickers.

28 (3)(a) The owner of a motor vehicle or trailer bearing spirit plates  
29 may make application to the county treasurer to have such spirit plates  
30 transferred to a motor vehicle or trailer other than the motor vehicle or  
31 trailer for which such plates were originally purchased if such motor

1 vehicle or trailer is owned by the owner of the spirit plates.

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

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

10 Sec. 24. Section 60-3,162, Reissue Revised Statutes of Nebraska, is  
11 amended to read:

12 60-3,162 The department shall, upon a sworn complaint in writing of  
13 any person, investigate whether a certificate of registration has been  
14 issued on a motor vehicle or trailer exceeding the length, height, or  
15 width provided by law or issued contrary to any law of this state. If the  
16 department determines from the investigation that such certificate of  
17 registration has been improperly ~~illegally~~ issued, it shall have power to  
18 revoke such certificate of registration.

19 Sec. 25. Section 60-3,187, Revised Statutes Cumulative Supplement,  
20 2018, is amended to read:

21 60-3,187 (1) The motor vehicle tax schedules are set out in this  
22 section.

23 (2) The motor vehicle tax shall be calculated by multiplying the  
24 base tax times the fraction which corresponds to the age category of the  
25 vehicle as shown in the following table:

26	YEAR	FRACTION
27	First	1.00
28	Second	0.90
29	Third	0.80
30	Fourth	0.70
31	Fifth	0.60

1	Sixth	0.51
2	Seventh	0.42
3	Eighth	0.33
4	Ninth	0.24
5	Tenth and Eleventh	0.15
6	Twelfth and Thirteenth	0.07
7	Fourteenth and older	0.00

8 (3) The base tax shall be:

9 (a) Automobiles, autocycles, and motorcycles - An amount determined  
10 using the following table:

11	Value when new	Base tax
12	Up to \$3,999	\$25
13	\$4,000 to \$5,999	35
14	\$6,000 to \$7,999	45
15	\$8,000 to \$9,999	60
16	\$10,000 to \$11,999	100
17	\$12,000 to \$13,999	140
18	\$14,000 to \$15,999	180
19	\$16,000 to \$17,999	220
20	\$18,000 to \$19,999	260
21	\$20,000 to \$21,999	300
22	\$22,000 to \$23,999	340
23	\$24,000 to \$25,999	380
24	\$26,000 to \$27,999	420
25	\$28,000 to \$29,999	460
26	\$30,000 to \$31,999	500
27	\$32,000 to \$33,999	540
28	\$34,000 to \$35,999	580
29	\$36,000 to \$37,999	620
30	\$38,000 to \$39,999	660

1	\$40,000 to \$41,999	700
2	\$42,000 to \$43,999	740
3	\$44,000 to \$45,999	780
4	\$46,000 to \$47,999	820
5	\$48,000 to \$49,999	860
6	\$50,000 to \$51,999	900
7	\$52,000 to \$53,999	940
8	\$54,000 to \$55,999	980
9	\$56,000 to \$57,999	1,020
10	\$58,000 to \$59,999	1,060
11	\$60,000 to \$61,999	1,100
12	\$62,000 to \$63,999	1,140
13	\$64,000 to \$65,999	1,180
14	\$66,000 to \$67,999	1,220
15	\$68,000 to \$69,999	1,260
16	\$70,000 to \$71,999	1,300
17	\$72,000 to \$73,999	1,340
18	\$74,000 to \$75,999	1,380
19	\$76,000 to \$77,999	1,420
20	\$78,000 to \$79,999	1,460
21	\$80,000 to \$81,999	1,500
22	\$82,000 to \$83,999	1,540
23	\$84,000 to \$85,999	1,580
24	\$86,000 to \$87,999	1,620
25	\$88,000 to \$89,999	1,660
26	\$90,000 to \$91,999	1,700
27	\$92,000 to \$93,999	1,740
28	\$94,000 to \$95,999	1,780
29	\$96,000 to \$97,999	1,820
30	\$98,000 to \$99,999	1,860

- 1    \$100,000 and over 1,900
- 2        (b) Assembled automobiles – \$60
- 3        (c) Assembled motorcycles other than autocycles – \$25
- 4        (d) Cabin trailers, up to one thousand pounds – \$10
- 5        (e) Cabin trailers, one thousand pounds and over and less than two
- 6    thousand pounds – \$25
- 7        (f) Cabin trailers, two thousand pounds and over – \$40
- 8        (g) Recreational vehicles, less than eight thousand pounds – \$160
- 9        (h) Recreational vehicles, eight thousand pounds and over and less
- 10    than twelve thousand pounds – \$410
- 11        (i) Recreational vehicles, twelve thousand pounds and over – \$860
- 12        (j) Assembled recreational vehicles and buses shall follow the
- 13    schedules for body type and registered weight
- 14        (k) Trucks - Over seven tons and less than ten tons – \$360
- 15        (l) Trucks - Ten tons and over and less than thirteen tons – \$560
- 16        (m) Trucks - Thirteen tons and over and less than sixteen tons –
- 17    \$760
- 18        (n) Trucks - Sixteen tons and over and less than twenty-five tons –
- 19    \$960
- 20        (o) Trucks - Twenty-five tons and over – \$1,160
- 21        (p) Buses – \$360
- 22        (q) Trailers other than semitrailers – \$10
- 23        (r) Semitrailers – \$110
- 24        (s) Minitrucks – \$50
- 25        (t) Low-speed vehicles – \$50
- 26        (4) For purposes of subsection (3) of this section, truck means all
- 27    trucks and combinations of trucks except those trucks, trailers, or
- 28    combinations thereof registered under section 60-3,198, and the tax is
- 29    based on the gross vehicle weight rating as reported by the manufacturer.
- 30        (5) Current model year vehicles are designated as first-year motor
- 31    vehicles for purposes of the schedules.

1           (6) When a motor vehicle is registered which is newer than the  
2 current model year by the manufacturer's designation, the motor vehicle  
3 is subject to the initial motor vehicle tax in the first registration  
4 period and ninety-five percent of the initial motor vehicle tax in the  
5 second registration period.

6           (7) Assembled cabin trailers, assembled recreational vehicles, and  
7 assembled buses shall be designated as sixth-year motor vehicles in their  
8 first year of registration for purposes of the schedules.

9           (8) When a motor vehicle is registered which is required to have a  
10 title branded as previous salvage pursuant to section 60-174 ~~60-175~~, the  
11 motor vehicle tax shall be reduced by twenty-five percent.

12           Sec. 26. Section 60-3,221, Revised Statutes Cumulative Supplement,  
13 2018, is amended to read:

14           60-3,221 (1) Except as otherwise provided in the Motor Vehicle  
15 Registration Act:

16           (a) A cabin trailer shall only be towed by a properly registered:

17           (i) Passenger car;

18           (ii) Commercial motor vehicle or apportionable vehicle;

19           (iii) Farm truck;

20           (iv) Local truck;

21           (v) Minitruck;

22           (vi) Recreational vehicle; or

23           (vii) Bus;

24           (b) A utility trailer shall only be towed by:

25           (i) A properly registered passenger car;

26           (ii) A properly registered commercial motor vehicle or apportionable  
27 vehicle;

28           (iii) A properly registered farm truck;

29           (iv) A properly registered local truck;

30           (v) A properly registered minitruck;

31           (vi) A properly registered recreational vehicle;

- 1 (vii) A properly registered motor vehicle which is engaged in soil  
2 and water conservation pursuant to section 60-3,149;
- 3 (viii) A properly registered well-boring apparatus;
- 4 (ix) A dealer-plated vehicle;
- 5 (x) A personal-use dealer-plated vehicle;
- 6 (xi) A properly registered bus; or
- 7 (xii) A properly registered public power district motor vehicle or,  
8 beginning January 1, 2023, a properly registered metropolitan utilities  
9 district motor vehicle;
- 10 (c) A farm trailer shall only be towed by a properly registered:
- 11 (i) Passenger car;
- 12 (ii) Commercial motor vehicle;
- 13 (iii) Farm truck; or
- 14 (iv) Minitruck;
- 15 (d) A commercial trailer shall only be towed by:
- 16 (i) A properly registered motor vehicle which is engaged in soil and  
17 water conservation pursuant to section 60-3,149;
- 18 (ii) A properly registered local truck;
- 19 (iii) A properly registered well-boring apparatus;
- 20 (iv) A properly registered commercial motor vehicle or apportionable  
21 vehicle;
- 22 (v) A dealer-plated vehicle;
- 23 (vi) A personal-use dealer-plated vehicle;
- 24 (vii) A properly registered bus;
- 25 (viii) A properly registered farm truck; or
- 26 (ix) A properly registered public power district motor vehicle or,  
27 beginning January 1, 2023, a properly registered metropolitan utilities  
28 district motor vehicle;
- 29 (e) A fertilizer trailer shall only be towed by a properly  
30 registered:
- 31 (i) Passenger car;

- 1 (ii) Commercial motor vehicle or apportionable vehicle;
- 2 (iii) Farm truck; or
- 3 (iv) Local truck;
- 4 (f) A pole and cable reel trailer shall only be towed by a properly
- 5 registered:
- 6 (i) Commercial motor vehicle or apportionable vehicle;
- 7 (ii) Local truck; or
- 8 (iii) Public power district motor vehicle or, beginning January 1,
- 9 2023, metropolitan utilities district motor vehicle;
- 10 (g) A dealer-plated trailer shall only be towed by:
- 11 (i) A dealer-plated vehicle;
- 12 (ii) A properly registered passenger car;
- 13 (iii) A properly registered commercial motor vehicle or
- 14 apportionable vehicle;
- 15 (iv) A properly registered farm truck;
- 16 (v) A properly registered minitruck; or
- 17 (vi) A personal-use dealer-plated vehicle; ~~and~~
- 18 (h) Trailers registered pursuant to section 60-3,198 as part of an
- 19 apportioned fleet shall only be towed by:
- 20 (i) A properly registered motor vehicle which is engaged in soil and
- 21 water conservation pursuant to section 60-3,149;
- 22 (ii) A properly registered local truck;
- 23 (iii) A properly registered well-boring apparatus;
- 24 (iv) A properly registered commercial motor vehicle or apportionable
- 25 vehicle;
- 26 (v) A dealer-plated vehicle;
- 27 (vi) A personal-use dealer-plated vehicle;
- 28 (vii) A properly registered bus; or
- 29 (viii) A properly registered farm truck; and ~~-~~
- 30 (i) A trailer registered as a historical vehicle pursuant to
- 31 sections 60-3,130 to 60-3,134 shall only be towed by:

- 1        (i) A motor vehicle properly registered as a historical vehicle
- 2 pursuant to sections 60-3,130 to 60-3,134;
- 3        (ii) A properly registered passenger car;
- 4        (iii) A properly registered commercial motor vehicle or
- 5 apportionable vehicle; or
- 6        (iv) A properly registered local truck.

7        (2) Nothing in this section shall be construed to waive compliance  
8 with the Nebraska Rules of the Road or Chapter 75.

9        (3) Nothing in this section shall be construed to prohibit any motor  
10 vehicle or trailer from displaying dealer license plates or In Transit  
11 stickers authorized by section 60-376.

12        Sec. 27. Section 60-3,224, Revised Statutes Cumulative Supplement,  
13 2018, is amended to read:

14        60-3,224 (1) Beginning October 1, 2015, and ending December 31,  
15 2022, a person may apply to the department for Nebraska 150  
16 Sesquicentennial Plates in lieu of regular license plates on an  
17 application prescribed and provided by the department for any motor  
18 vehicle, trailer, or semitrailer, except for a motor vehicle or trailer  
19 registered under section 60-3,198. An applicant receiving a plate under  
20 this section for a farm truck with a gross weight of over sixteen tons  
21 shall affix the appropriate tonnage decal to the plate. The department  
22 shall make forms available for such applications through the county  
23 treasurers.

24        (2) Each application for initial issuance or renewal of Nebraska 150  
25 Sesquicentennial Plates shall be accompanied by a fee of seventy dollars.  
26 Fees collected pursuant to this section shall be remitted to the State  
27 Treasurer. The State Treasurer shall credit fifteen percent of the fee  
28 for initial issuance and renewal of plates under subsection (3) of  
29 section 60-3,223 to the Department of Motor Vehicles Cash Fund and  
30 eighty-five percent of such fee to the Nebraska 150 Sesquicentennial  
31 Plate Proceeds Fund. The State Treasurer shall credit forty-three percent

1 of the fee for initial issuance and renewal of plates under subsection  
2 (4) of section 60-3,223 to the Department of Motor Vehicles Cash Fund and  
3 fifty-seven percent of such fee to the Nebraska 150 Sesquicentennial  
4 Plate Proceeds Fund.

5 ~~(3)(a) When (3) Until January 1, 2019, when the department receives~~  
6 ~~an application for Nebraska 150 Sesquicentennial Plates, the department~~  
7 ~~shall deliver the plates to the county treasurer of the county in which~~  
8 ~~the motor vehicle or trailer is registered. Beginning January 1, 2019,~~  
9 ~~when~~ the department receives an application for Nebraska 150  
10 Sesquicentennial Plates, the department may deliver the plates and  
11 registration certificate to the applicant by United States mail or to the  
12 county treasurer of the county in which the motor vehicle or trailer is  
13 registered and the delivery of the plates and registration certificate  
14 shall be made through a secure process and system. The county treasurer  
15 or the department shall issue plates under this section in lieu of  
16 regular license plates when the applicant complies with the other  
17 provisions of the Motor Vehicle Registration Act for registration of the  
18 motor vehicle or trailer. If plates are lost, stolen, or mutilated, the  
19 licensee shall be issued replacement license plates pursuant to section  
20 60-3,157.

21 (b) This subdivision applies beginning on an implementation date  
22 designated by the director. The director shall designate an  
23 implementation date that is on or before January 1, 2021. The county  
24 treasurer or the department may issue temporary license stickers to the  
25 applicant under this section for the applicant to lawfully operate the  
26 vehicle pending receipt of the license plates. No charge in addition to  
27 the registration fee shall be made for the issuance of a temporary  
28 license sticker under this subdivision. The department shall furnish  
29 temporary license stickers for issuance by the county treasurer at no  
30 cost to the counties. The department may adopt and promulgate rules and  
31 regulations regarding the design and issuance of temporary license

1 stickers.

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

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

16 Sec. 28. Section 60-3,227, Revised Statutes Cumulative Supplement,  
17 2018, 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, trailer, or semitrailer, except for a  
22 motor vehicle, trailer, or semitrailer registered under section 60-3,198.  
23 An applicant receiving a Mountain Lion Conservation Plate for a farm  
24 truck with a gross weight of over sixteen tons shall affix the  
25 appropriate tonnage decal to the plate. The department shall make forms  
26 available for such applications through the county treasurers. The  
27 license plates shall be issued upon payment of the license fee described  
28 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)(a) When (3) Until January 1, 2019, when the department receives~~  
16 ~~an application for Mountain Lion Conservation Plates, the department~~  
17 ~~shall deliver the plates to the county treasurer of the county in which~~  
18 ~~the motor vehicle, trailer, or semitrailer is registered. Beginning~~  
19 ~~January 1, 2019, when the department receives an application for Mountain~~  
20 ~~Lion Conservation Plates, the department may deliver the plates and~~  
21 ~~registration certificate to the applicant by United States mail or to the~~  
22 ~~county treasurer of the county in which the motor vehicle, trailer, or~~  
23 ~~semitrailer is registered and the delivery of the plates and registration~~  
24 ~~certificate shall be made through a secure process and system. The county~~  
25 ~~treasurer or the department shall issue Mountain Lion Conservation Plates~~  
26 ~~in lieu of regular license plates when the applicant complies with the~~  
27 ~~other provisions of the Motor Vehicle Registration Act for registration~~  
28 ~~of the motor vehicle, trailer, or semitrailer. If Mountain Lion~~  
29 ~~Conservation Plates are lost, stolen, or mutilated, the licensee shall be~~  
30 ~~issued replacement license plates upon request pursuant to section~~  
31 ~~60-3,157.~~

1       (b) This subdivision applies beginning on an implementation date  
2 designated by the director. The director shall designate an  
3 implementation date that is on or before January 1, 2021. The county  
4 treasurer or the department may issue temporary license stickers to the  
5 applicant under this section for the applicant to lawfully operate the  
6 vehicle pending receipt of the license plates. No charge in addition to  
7 the registration fee shall be made for the issuance of a temporary  
8 license sticker under this subdivision. The department shall furnish  
9 temporary license stickers for issuance by the county treasurer at no  
10 cost to the counties. The department may adopt and promulgate rules and  
11 regulations regarding the design and issuance of temporary license  
12 stickers.

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

24       (5) If the cost of manufacturing Mountain Lion Conservation Plates  
25 at any time exceeds the amount charged for license plates pursuant to  
26 section 60-3,102, any money to be credited to the Game and Parks  
27 Commission Educational Fund shall instead be credited first to the  
28 Highway Trust Fund in an amount equal to the difference between the  
29 manufacturing costs of Mountain Lion Conservation Plates and the amount  
30 charged pursuant to section 60-3,102 with respect to such plates and the  
31 remainder shall be credited to the Game and Parks Commission Educational

1 Fund.

2 Sec. 29. Section 60-3,231, Revised Statutes Cumulative Supplement,  
3 2018, is amended to read:

4 60-3,231 (1) Beginning January 1, 2017, a person may apply to the  
5 department for Breast Cancer Awareness Plates in lieu of regular license  
6 plates on an application prescribed and provided by the department for  
7 any motor vehicle, trailer, or semitrailer, except for a motor vehicle or  
8 trailer registered under section 60-3,198. An applicant receiving a plate  
9 under this section for a farm truck with a gross weight of over sixteen  
10 tons shall affix the appropriate tonnage decal to the plate. The  
11 department shall make forms available for such applications through the  
12 county treasurers.

13 (2) In addition to all other fees required for registration under  
14 the Motor Vehicle Registration Act, each application for initial issuance  
15 or renewal of personalized message Breast Cancer Awareness Plates shall  
16 be accompanied by a fee of forty dollars. No such additional fee shall be  
17 due for the initial issuance or renewal of alphanumeric Breast Cancer  
18 Awareness Plates. County treasurers collecting fees pursuant to this  
19 subsection shall remit them to the State Treasurer. The State Treasurer  
20 shall credit twenty-five percent of the fee to the Highway Trust Fund and  
21 seventy-five percent of the fee to the Department of Motor Vehicles Cash  
22 Fund.

23 ~~(3)(a) When (3) Until January 1, 2019, when the department receives~~  
24 ~~an application for Breast Cancer Awareness Plates, the department shall~~  
25 ~~deliver the plates to the county treasurer of the county in which the~~  
26 ~~motor vehicle or trailer is registered. Beginning January 1, 2019, when~~  
27 the department receives an application for Breast Cancer Awareness  
28 Plates, the department may deliver the plates and registration  
29 certificate to the applicant by United States mail or to the county  
30 treasurer of the county in which the motor vehicle or trailer is  
31 registered and the delivery of the plates and registration certificate

1 shall be made through a secure process and system. The county treasurer  
2 or the department shall issue plates under this section in lieu of  
3 regular license plates when the applicant complies with the other  
4 provisions of the Motor Vehicle Registration Act for registration of the  
5 motor vehicle or trailer. If Breast Cancer Awareness Plates are lost,  
6 stolen, or mutilated, the licensee shall be issued replacement license  
7 plates upon request pursuant to section 60-3,157.

8 (b) This subdivision applies beginning on an implementation date  
9 designated by the director. The director shall designate an  
10 implementation date that is on or before January 1, 2021. The county  
11 treasurer or the department may issue temporary license stickers to the  
12 applicant under this section for the applicant to lawfully operate the  
13 vehicle pending receipt of the license plates. No charge in addition to  
14 the registration fee shall be made for the issuance of a temporary  
15 license sticker under this subdivision. The department shall furnish  
16 temporary license stickers for issuance by the county treasurer at no  
17 cost to the counties. The department may adopt and promulgate rules and  
18 regulations regarding the design and issuance of temporary license  
19 stickers.

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

1           Sec. 30. Section 60-3,233, Revised Statutes Cumulative Supplement,  
2 2018, is amended to read:

3           60-3,233 (1) Beginning January 1, 2018, a person may apply to the  
4 department for Choose Life License Plates in lieu of regular license  
5 plates on an application prescribed and provided by the department for  
6 any motor vehicle or trailer, except for a motor vehicle or trailer  
7 registered under section 60-3,198. An applicant receiving a Choose Life  
8 License Plate for a farm truck with a gross weight of over sixteen tons  
9 or a commercial truck or truck-tractor with a gross weight of five tons  
10 or over shall affix the appropriate tonnage decal to the plate. The  
11 department shall make forms available for such applications through the  
12 county treasurers. The license plates shall be issued upon payment of the  
13 license fee described in subsection (2) of this section.

14           (2)(a) In addition to all other fees required for registration under  
15 the Motor Vehicle Registration Act, each application for initial issuance  
16 of alphanumeric Choose Life License Plates shall be accompanied by a fee  
17 of five dollars. An application for renewal of such plates shall be  
18 accompanied by a fee of five dollars. County treasurers collecting fees  
19 pursuant to this subdivision shall remit them to the State Treasurer. The  
20 State Treasurer shall credit five dollars of the fee to the Health and  
21 Human Services Cash Fund to supplement federal funds available to the  
22 Department of Health and Human Services for the Temporary Assistance for  
23 Needy Families program, 42 U.S.C. 601, et seq.

24           (b) In addition to all other fees required for registration under  
25 the Motor Vehicle Registration Act, each application for initial issuance  
26 or renewal of personalized message Choose Life License Plates shall be  
27 accompanied by a fee of forty dollars. County treasurers collecting fees  
28 pursuant to this subdivision shall remit them to the State Treasurer. The  
29 State Treasurer shall credit twenty-five percent of the fee for initial  
30 issuance and renewal of such plates to the Department of Motor Vehicles  
31 Cash Fund and seventy-five percent of the fee to the Health and Human

1 Services Cash Fund to supplement federal funds available to the  
2 Department of Health and Human Services for the Temporary Assistance for  
3 Needy Families program.

4 ~~(3)(a) (3)~~ When the department receives an application for Choose  
5 Life License Plates, the department shall deliver the plates to the  
6 county treasurer of the county in which the motor vehicle or trailer is  
7 registered. The county treasurer shall issue Choose Life License Plates  
8 in lieu of regular license plates when the applicant complies with the  
9 other provisions of the Motor Vehicle Registration Act for registration  
10 of the motor vehicle or trailer. If Choose Life License Plates are lost,  
11 stolen, or mutilated, the licensee shall be issued replacement license  
12 plates upon request pursuant to section 60-3,157.

13 (b) This subdivision applies beginning on an implementation date  
14 designated by the director. The director shall designate an  
15 implementation date that is on or before January 1, 2021. The county  
16 treasurer or the department may issue temporary license stickers to the  
17 applicant under this section for the applicant to lawfully operate the  
18 vehicle pending receipt of the license plates. No charge in addition to  
19 the registration fee shall be made for the issuance of a temporary  
20 license sticker under this subdivision. The department shall furnish  
21 temporary license stickers for issuance by the county treasurer at no  
22 cost to the counties. The department may adopt and promulgate rules and  
23 regulations regarding the design and issuance of temporary license  
24 stickers.

25 (4) The owner of a motor vehicle or trailer bearing Choose Life  
26 License Plates may apply to the county treasurer to have such plates  
27 transferred to a motor vehicle other than the vehicle for which such  
28 plates were originally purchased if such vehicle is owned by the owner of  
29 the plates. The owner may have the unused portion of the fee for the  
30 plates credited to the other vehicle which will bear the plates at the  
31 rate of eight and one-third percent per month for each full month left in

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

5 (5) If the cost of manufacturing Choose Life License Plates at any  
6 time exceeds the amount charged for license plates pursuant to section  
7 60-3,102, any money to be credited to the Health and Human Services Cash  
8 Fund to supplement federal funds available to the Department of Health  
9 and Human Services for the Temporary Assistance for Needy Families  
10 program shall instead be credited first to the Highway Trust Fund in an  
11 amount equal to the difference between the manufacturing costs of Choose  
12 Life License Plates and the amount charged pursuant to section 60-3,102  
13 with respect to such plates and the remainder shall be credited to the  
14 Health and Human Services Cash Fund to supplement federal funds available  
15 to the Department of Health and Human Services for the Temporary  
16 Assistance for Needy Families program.

17 Sec. 31. Section 60-3,235, Revised Statutes Cumulative Supplement,  
18 2018, is amended to read:

19 60-3,235 (1) Beginning January 1, 2018, a person may apply to the  
20 department for Native American Cultural Awareness and History Plates in  
21 lieu of regular license plates on an application prescribed and provided  
22 by the department for any motor vehicle or trailer, except for a motor  
23 vehicle or trailer registered under section 60-3,198. An applicant  
24 receiving a Native American Cultural Awareness and History Plate for a  
25 farm truck with a gross weight of over sixteen tons shall affix the  
26 appropriate tonnage decal to the plate. The department shall make forms  
27 available for such applications through the county treasurers. The  
28 license plates shall be issued upon payment of the license fee described  
29 in subsection (2) of this section.

30 (2)(a) In addition to all other fees required for registration under  
31 the Motor Vehicle Registration Act, each application for initial issuance

1 or renewal of alphanumeric Native American Cultural Awareness and History  
2 Plates shall be accompanied by a fee of five dollars. County treasurers  
3 collecting fees pursuant to this subdivision shall remit them to the  
4 State Treasurer. The State Treasurer shall credit five dollars of the fee  
5 to the Native American Scholarship and Leadership 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 Native American Cultural Awareness and  
9 History Plates shall be accompanied by a fee of forty dollars. County  
10 treasurers collecting fees pursuant to this subdivision shall remit them  
11 to the State Treasurer. The State Treasurer shall credit twenty-five  
12 percent of the fee for initial issuance and renewal of such plates to the  
13 Department of Motor Vehicles Cash Fund and seventy-five percent of the  
14 fee to the Native American Scholarship and Leadership Fund.

15 ~~(3)(a) When (3) Until January 1, 2019, when the department receives~~  
16 ~~an application for Native American Cultural Awareness and History Plates,~~  
17 ~~the department shall deliver the plates to the county treasurer of the~~  
18 ~~county in which the motor vehicle or trailer is registered. Beginning~~  
19 ~~January 1, 2019, when the department receives an application for Native~~  
20 ~~American Cultural Awareness and History Plates, the department may~~  
21 ~~deliver the plates and registration certificate to the applicant by~~  
22 ~~United States mail or to the county treasurer of the county in which the~~  
23 ~~motor vehicle or trailer is registered and the delivery of the plates and~~  
24 ~~registration certificate shall be made through a secure process and~~  
25 ~~system. The county treasurer or the department shall issue Native~~  
26 ~~American Cultural Awareness and History Plates in lieu of regular license~~  
27 ~~plates when the applicant complies with the other provisions of the Motor~~  
28 ~~Vehicle Registration Act for registration of the motor vehicle or~~  
29 ~~trailer. If Native American Cultural Awareness and History Plates are~~  
30 ~~lost, stolen, or mutilated, the licensee shall be issued replacement~~  
31 ~~license plates upon request pursuant to section 60-3,157.~~

1       (b) This subdivision applies beginning on an implementation date  
2 designated by the director. The director shall designate an  
3 implementation date that is on or before January 1, 2021. The county  
4 treasurer or the department may issue temporary license stickers to the  
5 applicant under this section for the applicant to lawfully operate the  
6 vehicle pending receipt of the license plates. No charge in addition to  
7 the registration fee shall be made for the issuance of a temporary  
8 license sticker under this subdivision. The department shall furnish  
9 temporary license stickers for issuance by the county treasurer at no  
10 cost to the counties. The department may adopt and promulgate rules and  
11 regulations regarding the design and issuance of temporary license  
12 stickers.

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

25       (5) If the cost of manufacturing Native American Cultural Awareness  
26 and History Plates at any time exceeds the amount charged for license  
27 plates pursuant to section 60-3,102, any money to be credited to the  
28 Native American Scholarship and Leadership Fund shall instead be credited  
29 first to the Highway Trust Fund in an amount equal to the difference  
30 between the manufacturing costs of Native American Cultural Awareness and  
31 History Plates and the amount charged pursuant to section 60-3,102 with

1 respect to such plates and the remainder shall be credited to the Native  
2 American Scholarship and Leadership Fund.

3 Sec. 32. Section 60-482, Reissue Revised Statutes of Nebraska, is  
4 amended to read:

5 60-482 The director may ~~shall~~ adopt and promulgate such rules and  
6 regulations as may be necessary to carry out the Motor Vehicle Operator's  
7 License Act.

8 Sec. 33. Section 60-495, Revised Statutes Cumulative Supplement,  
9 2018, is amended to read:

10 60-495 (1) The director may ~~shall~~ adopt and promulgate such rules  
11 and regulations ~~and prepare and furnish all forms and information~~  
12 necessary to carry out sections 60-493 to 60-495 and the duties of the  
13 department under the Revised Uniform Anatomical Gift Act. The director  
14 shall prepare and furnish all forms and information necessary under the  
15 act.

16 (2) The Organ and Tissue Donor Awareness and Education Fund is  
17 created. Department personnel and the county treasurer shall remit all  
18 funds contributed under sections 60-484, 60-4,144, and 60-4,181 to the  
19 State Treasurer for credit to the fund. The Department of Health and  
20 Human Services shall administer the Organ and Tissue Donor Awareness and  
21 Education Fund for the promotion of organ and tissue donation. The  
22 department shall use the fund to assist organizations such as the  
23 federally designated organ procurement organization for Nebraska and the  
24 State Anatomical Board in carrying out activities which promote organ and  
25 tissue donation through the creation and dissemination of educational  
26 information. Any money in the fund available for investment shall be  
27 invested by the state investment officer pursuant to the Nebraska Capital  
28 Expansion Act and the Nebraska State Funds Investment Act.

29 Sec. 34. Section 60-4,118, Revised Statutes Cumulative Supplement,  
30 2018, is amended to read:

31 60-4,118 (1)(a) ~~(1)~~ No operator's license shall be granted to any

1 applicant until such applicant satisfies the examiner that he or she  
2 possesses sufficient powers of eyesight to enable him or her to obtain a  
3 Class 0 license and to operate a motor vehicle on the highways of this  
4 state with a reasonable degree of safety, including: ~~The Department of~~  
5 ~~Motor Vehicles shall adopt and promulgate rules and regulations:~~

6 (i) A ~~(a) Requiring~~ a minimum acuity level of vision. Such level may  
7 be obtained through the use of standard eyeglasses, contact lenses, or  
8 bioptic or telescopic lenses which are specially constructed vision  
9 correction devices which include a lens system attached to or used in  
10 conjunction with a carrier lens; and

11 (ii) A ~~(b) Requiring~~ a minimum field of vision. Such field of vision  
12 may be obtained through standard eyeglasses, contact lenses, or the  
13 carrier lens of the bioptic or telescopic lenses.

14 (b) The department may adopt and promulgate rules and regulations  
15 specifying such requirements.

16 (2) If a vision aid is used by the applicant to meet the vision  
17 requirements of this section, the operator's license of the applicant  
18 shall be restricted to the use of such vision aid when operating the  
19 motor vehicle. If the applicant fails to meet the vision requirements,  
20 the examiner shall require the applicant to present an optometrist's or  
21 ophthalmologist's statement certifying the vision reading obtained when  
22 testing the applicant within ninety days of the applicant's license  
23 examination. If the vision reading meets the vision requirements  
24 prescribed by the department, the vision requirements of this section  
25 shall have been met. If the vision reading demonstrates that the  
26 applicant is required to use bioptic or telescopic lenses to operate a  
27 motor vehicle, the statement from the optometrist or ophthalmologist  
28 shall also indicate when the applicant needs to be reexamined for  
29 purposes of meeting the vision requirements for an operator's license as  
30 prescribed by the department. If such time period is two years or more  
31 after the date of the application, the license shall be valid for two

1 years. If such time period is less than two years, the license shall be  
2 valid for such time period.

3 (3) If the applicant for an operator's license discloses that he or  
4 she has any other physical impairment which may affect the safety of  
5 operation by such applicant of a motor vehicle, the examiner shall  
6 require the applicant to show cause why such license should be granted  
7 and, through such personal examination and demonstration as may be  
8 prescribed by the director, to show the necessary ability to safely  
9 operate a motor vehicle on the highways. If the examiner is then  
10 satisfied that such applicant has the ability to safely operate a motor  
11 vehicle, an operator's license may be issued to the applicant subject, at  
12 the discretion of the director, to a limitation to operate only such  
13 motor vehicles at such time, for such purpose, and within such area as  
14 the license shall designate.

15 (4)(a) The director may, when requested by a law enforcement  
16 officer, when the director has reason to believe that a person may be  
17 physically or mentally incompetent to operate a motor vehicle, or when a  
18 person's driving record appears to the department to justify an  
19 examination, give notice to the person to appear before an examiner or a  
20 designee of the director for examination concerning the person's ability  
21 to operate a motor vehicle safely. Any such request by a law enforcement  
22 officer shall be accompanied by written justification for such request  
23 and shall be approved by a supervisory law enforcement officer, police  
24 chief, or county sheriff.

25 (b) A refusal to appear before an examiner or a designee of the  
26 director for an examination after notice to do so shall be unlawful and  
27 shall result in the immediate cancellation of the person's operator's  
28 license by the director.

29 (c) If the person cannot qualify at the examination by an examiner,  
30 his or her operator's license shall be immediately surrendered to the  
31 examiner and forwarded to the director who shall cancel the person's

1 operator's license.

2 (d) If the director determines that the person lacks the physical or  
3 mental ability to operate a motor vehicle, the director shall notify the  
4 person in writing of the decision. Upon receipt of the notice, the person  
5 shall immediately surrender his or her operator's license to the director  
6 who shall cancel the person's operator's license.

7 (e) Refusal to surrender an operator's license on demand shall be  
8 unlawful, and any person failing to surrender his or her operator's  
9 license as required by this subsection shall be guilty of a Class III  
10 misdemeanor.

11 Sec. 35. Section 60-4,122, Revised Statutes Cumulative Supplement,  
12 2018, is amended to read:

13 60-4,122 (1) Except as otherwise provided in subsections (2), (3),  
14 and (8) of this section, no original or renewal operator's license shall  
15 be issued to any person until such person has demonstrated his or her  
16 ability to operate a motor vehicle safely as provided in section  
17 60-4,114.

18 (2) Except as otherwise provided in this section and section  
19 60-4,127, any person who renews his or her Class O or Class M license  
20 shall demonstrate his or her ability to drive and maneuver a motor  
21 vehicle safely as provided in subdivision (3)(b) of section 60-4,114 only  
22 at the discretion of department personnel, except that a person required  
23 to use bioptic or telescopic lenses shall be required to demonstrate his  
24 or her ability to drive and maneuver a motor vehicle safely each time he  
25 or she renews his or her license.

26 (3) Any person who renews his or her Class O or Class M license  
27 prior to or within one year after its expiration may not be required to  
28 demonstrate his or her knowledge of the motor vehicle laws of this state  
29 as provided in subdivision (3)(c) of section 60-4,114 if his or her  
30 driving record abstract maintained in the computerized records of the  
31 department shows that such person's license is not impounded, suspended,

1 revoked, or canceled.

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

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

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

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

25 (8)(a) A qualified licensee as determined by the department who is  
26 twenty-one years of age or older, whose license expires prior to his or  
27 her seventy-second birthday, and who has a digital image and digital  
28 signature preserved in the digital system may renew his or her Class O or  
29 Class M license twice ~~once~~ by electronic means in a manner prescribed by  
30 the department using the preserved digital image and digital signature  
31 without taking any examination required under section 60-4,114 if such

1 renewal is prior to or within one year after the expiration of the  
2 license, if his or her driving record abstract maintained in the records  
3 of the department shows that such person's license is not impounded,  
4 suspended, revoked, or canceled, and if his or her driving record  
5 indicates that he or she is otherwise eligible. Every licensee, including  
6 a licensee who is out of the state at the time of renewal, must apply for  
7 renewal in person at least once every sixteen ~~ten~~ years and have a new  
8 digital image and digital signature captured.

9 (b) In order to allow for an orderly progression through the various  
10 types of operators' licenses issued to persons under twenty-one years of  
11 age, a qualified holder of an operator's license who is under twenty-one  
12 years of age and who has a digital image and digital signature preserved  
13 in the digital system may apply for an operator's license by electronic  
14 means in a manner prescribed by the department using the preserved  
15 digital image and digital signature if the applicant has passed any  
16 required examinations prior to application, if his or her driving record  
17 abstract maintained in the records of the department shows that such  
18 person's operator's license is not impounded, suspended, revoked, or  
19 canceled, and if his or her driving record indicates that he or she is  
20 otherwise eligible.

21 (9) Any person who is twenty-one years of age or older and who has  
22 been issued a state identification card with a digital image and digital  
23 signature may electronically renew his or her state identification card  
24 by electronic means in a manner prescribed by the department using the  
25 preserved digital image and digital signature. Every person renewing a  
26 state identification card under this subsection, including a person who  
27 is out of the state at the time of renewal, must apply for renewal in  
28 person at least once every sixteen years and have a new digital image and  
29 digital signature captured.

30 (10) In addition to services available at driver license offices,  
31 the department may develop requirements for using electronic means for

1 online issuance of operators' licenses and state identification cards to  
2 qualified holders as determined by the department.

3 Sec. 36. Section 60-4,146.01, Reissue Revised Statutes of Nebraska,  
4 is amended to read:

5 60-4,146.01 (1) Any resident of this state who is a seasonal  
6 commercial motor vehicle operator for a farm-related or ranch-related  
7 service industry may apply for a restricted commercial driver's license.  
8 If the applicant is an individual, the application or examiner's  
9 certificate shall include the applicant's social security number. A  
10 restricted commercial driver's license shall authorize the holder to  
11 operate any Class B Heavy Straight Vehicle commercial motor vehicle or  
12 any Class B Heavy Straight Vehicle or Class C Small Vehicle commercial  
13 motor vehicle required to be placarded pursuant to section 75-364 when  
14 the hazardous material being transported is (a) diesel fuel in quantities  
15 of one thousand gallons or less, (b) liquid fertilizers in vehicles or  
16 implements of husbandry with total capacities of three thousand gallons  
17 or less, or (c) solid fertilizers that are not transported or mixed with  
18 any organic substance within one hundred fifty miles of the employer's  
19 place of business or the farm or ranch being served.

20 (2) Any applicant for a restricted commercial driver's license or  
21 seasonal permit shall be eighteen years of age or older, shall have  
22 possessed a valid operator's license during the twelve-month period  
23 immediately preceding application, and shall demonstrate, in a manner to  
24 be prescribed by the director, that:

25 (a) If the applicant has possessed a valid operator's license for  
26 two or more years, that in the two-year period immediately preceding  
27 application the applicant:

28 (i) Has not possessed more than one operator's license at one time;

29 (ii) Has not been subject to any order of suspension, revocation, or  
30 cancellation of any type;

31 (iii) Has no convictions involving any type or classification of

1 motor vehicle of the disqualification offenses enumerated in sections  
2 60-4,168 and 60-4,168.01; and

3 (iv) Has no convictions for traffic law violations that are  
4 accident-connected and no record of at-fault accidents; and

5 (b) If the applicant has possessed a valid operator's license for  
6 more than one but less than two years, the applicant shall demonstrate  
7 that he or she meets the requirements prescribed in subdivision (a) of  
8 this subsection for the entire period of his or her driving record  
9 history.

10 (3) The commercial motor vehicle operating privilege as conferred by  
11 the restricted commercial driver's license shall be valid for five years  
12 if annually revalidated by the seasonal permit which shall be valid for  
13 no more than one hundred eighty consecutive days in any twelve-month  
14 period. To revalidate the restricted commercial driver's license, the  
15 applicant shall meet the requirements of subsection (2) of this section  
16 and shall designate a time period he or she desires the commercial motor  
17 vehicle operating privilege to be valid. The time period designated by  
18 the applicant shall appear and be clearly indicated on the seasonal  
19 permit. A seasonal permit shall not be issued to any person more than  
20 once in any twelve-month period. The holder of a restricted commercial  
21 driver's license shall operate commercial motor vehicles in the course or  
22 scope of his or her employment within one hundred fifty miles of the  
23 employer's place of business or the farm or ranch currently being served.

24 (4) Any person who violates any provision of this section shall,  
25 upon conviction, be guilty of a Class III misdemeanor. In addition to any  
26 penalty imposed by the court, the director shall also revoke such  
27 person's restricted commercial driver's license and shall disqualify such  
28 person from operating any commercial motor vehicle in Nebraska for a  
29 period of five years.

30 (5) The Department of Motor Vehicles ~~may shall~~ adopt and promulgate  
31 rules and regulations to carry out the requirements of this section.

1 (6) For purposes of this section:

2 (a) Agricultural chemical business means any business that  
3 transports agricultural chemicals predominately to or from a farm or  
4 ranch;

5 (b) Farm-related or ranch-related service industry means any custom  
6 harvester, retail agricultural outlet or supplier, agricultural chemical  
7 business, or livestock feeder which operates commercial motor vehicles  
8 for the purpose of transporting agricultural products, livestock, farm  
9 machinery and equipment, or farm supplies to or from a farm or ranch;

10 (c) Retail agricultural outlet or supplier means any retail outlet  
11 or supplier that transports either agricultural products, farm machinery,  
12 farm supplies, or both, predominately to or from a farm or ranch; and

13 (d) Seasonal commercial motor vehicle operator means any person who,  
14 exclusively on a seasonal basis, operates a commercial motor vehicle for  
15 a farm-related or ranch-related service industry.

16 Sec. 37. Section 60-4,155, Reissue Revised Statutes of Nebraska, is  
17 amended to read:

18 60-4,155 The Department of Motor Vehicles shall establish ~~adopt and~~  
19 ~~promulgate rules and regulations establishing~~ standards and requirements  
20 for the testing of applicants for commercial drivers' licenses,  
21 endorsements, and restrictions. The standards and requirements developed  
22 by the department for written knowledge and driving skills examinations  
23 for commercial drivers' licenses shall substantially comply with the  
24 requirements of the Commercial Driver's License Standards, 49 C.F.R. part  
25 383, subparts G and H. The department may adopt and promulgate rules and  
26 regulations to carry out this section.

27 Sec. 38. Section 60-4,182, Revised Statutes Cumulative Supplement,  
28 2018, is amended to read:

29 60-4,182 In order to prevent and eliminate successive traffic  
30 violations, there is hereby provided a point system dealing with traffic  
31 violations as disclosed by the files of the director. The following point

1 system shall be adopted:

2 (1) Conviction of motor vehicle homicide - 12 points;

3 (2) Third offense drunken driving in violation of any city or  
4 village ordinance or of section 60-6,196, as disclosed by the conviction  
5 record of the court's order records of the director, regardless of  
6 whether the trial court found the same to be a third offense - 12 points;

7 (3) Failure to stop and render aid as required under section 60-697  
8 in the event of involvement in a motor vehicle accident resulting in the  
9 death or personal injury of another - 6 points;

10 (4) Failure to stop and report as required under section 60-696 or  
11 any city or village ordinance in the event of a motor vehicle accident  
12 resulting in property damage - 6 points;

13 (5) Driving a motor vehicle while under the influence of alcoholic  
14 liquor or any drug or when such person has a concentration of eight-  
15 hundredths of one gram or more by weight of alcohol per one hundred  
16 milliliters of his or her blood or per two hundred ten liters of his or  
17 her breath in violation of any city or village ordinance or of section  
18 60-6,196 - 6 points;

19 (6) Willful reckless driving in violation of any city or village  
20 ordinance or of section 60-6,214 or 60-6,217 - 6 points;

21 (7) Careless driving in violation of any city or village ordinance  
22 or of section 60-6,212 - 4 points;

23 (8) Negligent driving in violation of any city or village ordinance  
24 - 3 points;

25 (9) Reckless driving in violation of any city or village ordinance  
26 or of section 60-6,213 - 5 points;

27 (10) Speeding in violation of any city or village ordinance or any  
28 of sections 60-6,185 to 60-6,190 and 60-6,313:

29 (a) Not more than five miles per hour over the speed limit - 1  
30 point;

31 (b) More than five miles per hour but not more than ten miles per

1 hour over the speed limit - 2 points;

2 (c) More than ten miles per hour but not more than thirty-five miles  
3 per hour over the speed limit - 3 points, except that one point shall be  
4 assessed upon conviction of exceeding by not more than ten miles per  
5 hour, two points shall be assessed upon conviction of exceeding by more  
6 than ten miles per hour but not more than fifteen miles per hour, and  
7 three points shall be assessed upon conviction of exceeding by more than  
8 fifteen miles per hour but not more than thirty-five miles per hour the  
9 speed limits provided for in subdivision (1)(f), (g), (h), or (i) of  
10 section 60-6,186; and

11 (d) More than thirty-five miles per hour over the speed limit - 4  
12 points;

13 (11) Failure to yield to a pedestrian not resulting in bodily injury  
14 to a pedestrian - 2 points;

15 (12) Failure to yield to a pedestrian resulting in bodily injury to  
16 a pedestrian - 4 points;

17 (13) Using a handheld wireless communication device in violation of  
18 section 60-6,179.01 or texting while driving in violation of subsection  
19 (1) or (3) of section 60-6,179.02 - 3 points;

20 (14) Using a handheld mobile telephone in violation of subsection  
21 (2) or (4) of section 60-6,179.02 - 3 points;

22 (15) Unlawful obstruction or interference of the view of an operator  
23 in violation of section 60-6,256 - 1 point;

24 (16) A violation of subsection (1) of section 60-6,175 - 3 points;  
25 and

26 (17) All other traffic violations involving the operation of motor  
27 vehicles by the operator for which reports to the Department of Motor  
28 Vehicles are required under sections 60-497.01 and 60-497.02 - 1 point.

29 Subdivision (17) of this section does not include violations  
30 involving an occupant protection system or a three-point safety belt  
31 system pursuant to section 60-6,270; parking violations; violations for

1 operating a motor vehicle without a valid operator's license in the  
2 operator's possession; muffler violations; overwidth, overheight, or  
3 overlength violations; autocycle, motorcycle, or moped protective helmet  
4 violations; or overloading of trucks.

5 All such points shall be assessed against the driving record of the  
6 operator as of the date of the violation for which conviction was had.  
7 Points may be reduced by the department under section 60-4,188.

8 In all cases, the forfeiture of bail not vacated shall be regarded  
9 as equivalent to the conviction of the offense with which the operator  
10 was charged.

11 The point system shall not apply to persons convicted of traffic  
12 violations committed while operating a bicycle as defined in section  
13 60-611 or an electric personal assistive mobility device as defined in  
14 section 60-618.02.

15 Sec. 39. Section 60-501, Revised Statutes Cumulative Supplement,  
16 2018, is amended to read:

17 60-501 For purposes of the Motor Vehicle Safety Responsibility Act,  
18 unless the context otherwise requires:

19 (1) Department means Department of Motor Vehicles;

20 (2) Golf car vehicle means a vehicle that has at least four wheels,  
21 has a maximum level ground speed of less than twenty miles per hour, has  
22 a maximum payload capacity of one thousand two hundred pounds, has a  
23 maximum gross vehicle weight of two thousand five hundred pounds, has a  
24 maximum passenger capacity of not more than four persons, and is designed  
25 and manufactured for operation on a golf course for sporting and  
26 recreational purposes;

27 (3) Judgment means any judgment which shall have become final by the  
28 expiration of the time within which an appeal might have been perfected  
29 without being appealed, or by final affirmation on appeal, rendered by a  
30 court of competent jurisdiction of any state or of the United States, (a)  
31 upon a cause of action arising out of the ownership, maintenance, or use

1 of any motor vehicle for damages, including damages for care and loss of  
2 services, because of bodily injury to or death of any person or for  
3 damages because of injury to or destruction of property, including the  
4 loss of use thereof, or (b) upon a cause of action on an agreement of  
5 settlement for such damages;

6 (4) License means any license issued to any person under the laws of  
7 this state pertaining to operation of a motor vehicle within this state;

8 (5) Low-speed vehicle means a (a) four-wheeled motor vehicle (i)  
9 whose speed attainable in one mile is more than twenty miles per hour and  
10 not more than twenty-five miles per hour on a paved, level surface, (ii)  
11 whose gross vehicle weight rating is less than three thousand pounds, and  
12 (iii) that complies with 49 C.F.R. part 571, as such part existed on  
13 January 1, 2018, or (b) three-wheeled motor vehicle (i) whose maximum  
14 speed attainable is not more than twenty-five miles per hour on a paved,  
15 level surface, (ii) whose gross vehicle weight rating is less than three  
16 thousand pounds, and (iii) which is equipped with a windshield and an  
17 occupant protection system, ~~and (iv) that complies with 49 C.F.R. part~~  
18 ~~571, as such part existed on January 1, 2018.~~ A motorcycle with a sidecar  
19 attached is not a low-speed vehicle;

20 (6) Minitruck means a foreign-manufactured import vehicle or  
21 domestic-manufactured vehicle which (a) is powered by an internal  
22 combustion engine with a piston or rotor displacement of one thousand  
23 five hundred cubic centimeters or less, (b) is sixty-seven inches or less  
24 in width, (c) has a dry weight of four thousand two hundred pounds or  
25 less, (d) travels on four or more tires, (e) has a top speed of  
26 approximately fifty-five miles per hour, (f) is equipped with a bed or  
27 compartment for hauling, (g) has an enclosed passenger cab, (h) is  
28 equipped with headlights, taillights, turnsignals, windshield wipers, a  
29 rearview mirror, and an occupant protection system, and (i) has a four-  
30 speed, five-speed, or automatic transmission;

31 (7) Motor vehicle means any self-propelled vehicle which is designed

1 for use upon a highway, including trailers designed for use with such  
2 vehicles, minitrucks, and low-speed vehicles. Motor vehicle does not  
3 include (a) mopeds as defined in section 60-637, (b) traction engines,  
4 (c) road rollers, (d) farm tractors, (e) tractor cranes, (f) power  
5 shovels, (g) well drillers, (h) every vehicle which is propelled by  
6 electric power obtained from overhead wires but not operated upon rails,  
7 (i) electric personal assistive mobility devices as defined in section  
8 60-618.02, (j) off-road designed vehicles, including, but not limited to,  
9 golf car vehicles, go-carts, riding lawnmowers, garden tractors, all-  
10 terrain vehicles and utility-type vehicles as defined in section  
11 60-6,355, minibikes as defined in section 60-636, and snowmobiles as  
12 defined in section 60-663, and (k) bicycles as defined in section 60-611;

13 (8) Nonresident means every person who is not a resident of this  
14 state;

15 (9) Nonresident's operating privilege means the privilege conferred  
16 upon a nonresident by the laws of this state pertaining to the operation  
17 by him or her of a motor vehicle or the use of a motor vehicle owned by  
18 him or her in this state;

19 (10) Operator means every person who is in actual physical control  
20 of a motor vehicle;

21 (11) Owner means a person who holds the legal title of a motor  
22 vehicle, or in the event (a) a motor vehicle is the subject of an  
23 agreement for the conditional sale or lease thereof with the right of  
24 purchase upon performance of the conditions stated in the agreement and  
25 with an immediate right of possession vested in the conditional vendee or  
26 lessee or (b) a mortgagor of a vehicle is entitled to possession, then  
27 such conditional vendee or lessee or mortgagor shall be deemed the owner  
28 for the purposes of the act;

29 (12) Person means every natural person, firm, partnership, limited  
30 liability company, association, or corporation;

31 (13) Proof of financial responsibility means evidence of ability to

1 respond in damages for liability, on account of accidents occurring  
2 subsequent to the effective date of such proof, arising out of the  
3 ownership, maintenance, or use of a motor vehicle, (a) in the amount of  
4 twenty-five thousand dollars because of bodily injury to or death of one  
5 person in any one accident, (b) subject to such limit for one person, in  
6 the amount of fifty thousand dollars because of bodily injury to or death  
7 of two or more persons in any one accident, and (c) in the amount of  
8 twenty-five thousand dollars because of injury to or destruction of  
9 property of others in any one accident;

10 (14) Registration means registration certificate or certificates and  
11 registration plates issued under the laws of this state pertaining to the  
12 registration of motor vehicles;

13 (15) State means any state, territory, or possession of the United  
14 States, the District of Columbia, or any province of the Dominion of  
15 Canada; and

16 (16) The forfeiture of bail, not vacated, or of collateral deposited  
17 to secure an appearance for trial shall be regarded as equivalent to  
18 conviction of the offense charged.

19 Sec. 40. Section 60-628.01, Revised Statutes Cumulative Supplement,  
20 2018, is amended to read:

21 60-628.01 Low-speed vehicle means a (1) four-wheeled motor vehicle  
22 (a) whose speed attainable in one mile is more than twenty miles per hour  
23 and not more than twenty-five miles per hour on a paved, level surface,  
24 (b) whose gross vehicle weight rating is less than three thousand pounds,  
25 and (c) that complies with 49 C.F.R. part 571, as such part existed on  
26 January 1, 2018, or (2) three-wheeled motor vehicle (a) whose maximum  
27 speed attainable is not more than twenty-five miles per hour on a paved,  
28 level surface, (b) whose gross vehicle weight rating is less than three  
29 thousand pounds, and (c) which is equipped with a windshield and an  
30 occupant protection system, ~~and (d) that complies with 49 C.F.R. part~~  
31 ~~571, as such part existed on January 1, 2018.~~ A motorcycle with a sidecar

1 attached is not a low-speed vehicle.

2 Sec. 41. Section 60-6,209, Revised Statutes Cumulative Supplement,  
3 2018, is amended to read:

4 60-6,209 (1) Any person whose operator's license has been revoked  
5 pursuant to a conviction for a violation of sections 60-6,196, 60-6,197,  
6 and 60-6,199 to 60-6,204 for a third or subsequent time for a period of  
7 fifteen years may apply to the Department of Motor Vehicles not more  
8 often than once per calendar year, on forms prescribed by the department,  
9 requesting the department to make a recommendation to the Board of  
10 Pardons for reinstatement of his or her eligibility for an operator's  
11 license. Upon receipt of the application and a nonrefundable application  
12 fee of one hundred dollars, the Director of Motor Vehicles shall review  
13 the application and make a recommendation for reinstatement or for denial  
14 of reinstatement. The department may recommend reinstatement if such  
15 person shows the following:

16 (a) Such person has completed a state-certified substance abuse  
17 program and is recovering or such person has substantially recovered from  
18 the dependency on or tendency to abuse alcohol or drugs, as determined by  
19 a counselor certified or licensed in this state;

20 (b) Such person has not been convicted, since the date of the  
21 revocation order, of any subsequent violations of section 60-6,196 or  
22 60-6,197 or any comparable city or village ordinance and the applicant  
23 has not, since the date of the revocation order, submitted to a chemical  
24 test under section 60-6,197 that indicated an alcohol concentration in  
25 violation of section 60-6,196 or refused to submit to a chemical test  
26 under section 60-6,197;

27 (c) Such person has not been convicted, since the date of the  
28 revocation order, of driving while under suspension, revocation, or  
29 impoundment under section 60-4,109;

30 (d) Such person has abstained from the consumption of alcoholic  
31 beverages and the consumption of drugs except at the direction of a

1 licensed physician or pursuant to a valid prescription;

2 (e) Such person's operator's license is not currently subject to  
3 suspension or revocation for any other reason; and

4 (f) Such person has agreed that, if the Board of Pardons reinstates  
5 such person's eligibility to apply for an ignition interlock permit, such  
6 person must provide proof, to the satisfaction of the department, that an  
7 ignition interlock device has been installed and is maintained on one or  
8 more motor vehicles such person operates for the duration of the original  
9 fifteen-year revocation period and such person must operate only motor  
10 vehicles so equipped for the duration of the original fifteen-year  
11 revocation period.

12 (2) In addition, the department may require other evidence from such  
13 person to show that restoring such person's privilege to drive will not  
14 present a danger to the health and safety of other persons using the  
15 highways.

16 (3) Upon review of the application, the director shall make the  
17 recommendation to the Board of Pardons in writing and shall briefly state  
18 the reasons for the recommendations. The recommendation shall include the  
19 original application and other evidence submitted by such person. The  
20 recommendation shall also include any record of any other applications  
21 such person has previously filed under this section.

22 (4) The department shall adopt and promulgate rules and regulations  
23 to govern the procedures for making a recommendation to the Board of  
24 Pardons. ~~Such rules and regulations shall include the requirement that~~  
25 ~~the treatment programs and counselors who provide information about such~~  
26 ~~person to the department must be certified or licensed by the state.~~

27 (5) If the Board of Pardons reinstates such person's eligibility for  
28 an operator's license or an ignition interlock permit or orders a  
29 reprieve of such person's motor vehicle operator's license revocation,  
30 such reinstatement or reprieve may be conditioned for the duration of the  
31 original revocation period on such person's continued recovery and, if

1 such person is a holder of an ignition interlock permit, shall be  
2 conditioned for the duration of the original revocation period on such  
3 person's operation of only motor vehicles equipped with an ignition  
4 interlock device. If such person is convicted of any subsequent violation  
5 of section 60-6,196 or 60-6,197, the reinstatement of the person's  
6 eligibility for an operator's license shall be withdrawn and such  
7 person's operator's license will be revoked by the Department of Motor  
8 Vehicles for the time remaining under the original revocation,  
9 independent of any sentence imposed by the court, after thirty days'  
10 written notice to the person by first-class mail at his or her last-known  
11 mailing address as shown by the records of the department.

12 (6) If the Board of Pardons reinstates a person's eligibility for an  
13 operator's license or an ignition interlock permit or orders a reprieve  
14 of such person's motor vehicle operator's license revocation, the board  
15 shall notify the Department of Motor Vehicles of the reinstatement or  
16 reprieve. Such person may apply for an operator's license upon payment of  
17 a fee of one hundred twenty-five dollars and the filing of proof of  
18 financial responsibility. The fees paid pursuant to this section shall be  
19 collected by the department and remitted to the State Treasurer. The  
20 State Treasurer shall credit seventy-five dollars of each fee to the  
21 General Fund and fifty dollars of each fee to the Department of Motor  
22 Vehicles Cash Fund.

23 Sec. 42. Original sections 37-1214, 37-1292, 60-3,162, 60-482,  
24 60-4,146.01, and 60-4,155, Reissue Revised Statutes of Nebraska, and  
25 sections 37-1278, 37-1280, 37-1293, 60-119.01, 60-144, 60-149, 60-151,  
26 60-171, 60-173, 60-174, 60-336.01, 60-386, 60-3,104.01, 60-3,122,  
27 60-3,122.02, 60-3,122.04, 60-3,123, 60-3,124, 60-3,125, 60-3,126,  
28 60-3,128, 60-3,187, 60-3,221, 60-3,224, 60-3,227, 60-3,231, 60-3,233,  
29 60-3,235, 60-495, 60-4,118, 60-4,122, 60-4,182, 60-501, 60-628.01, and  
30 60-6,209, Revised Statutes Cumulative Supplement, 2018, are repealed.