

AMENDMENTS TO LB750

Introduced by Transportation and Telecommunications.

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

3           Section 1. Section 30-2715.01, Revised Statutes Cumulative  
4 Supplement, 2020, is amended to read:

5           30-2715.01 (1) Subject to section 30-2333, a person who owns any of  
6 the following for which a certificate of title may be issued pursuant to  
7 the Motor Vehicle Certificate of Title Act or the State Boat Act may use  
8 a transfer-on-death certificate of title as prescribed in this section: A  
9 a ~~motor~~ vehicle or a motorboat. Such person may provide for the transfer  
10 of such property ~~vehicle~~ upon his or her death or the death of the last  
11 survivor of a joint tenancy with right of survivorship by including in  
12 the certificate of title a designation of beneficiary or beneficiaries to  
13 whom such property ~~the vehicle~~ will be transferred on the death of the  
14 owner or the last survivor, subject to the rights of all lienholders,  
15 whether created before, simultaneously with, or after the creation of the  
16 transfer-on-death interest. A trust may be the beneficiary of a transfer-  
17 on-death certificate of title. The certificate of title shall include the  
18 name of the owner, the name of any tenant-in-common owner or the name of  
19 any joint-tenant-with-right-of-survivorship owner, followed in substance  
20 by the words transfer on death to (name of beneficiary or beneficiaries  
21 or name of trustee if a trust is to be the beneficiary). The abbreviation  
22 TOD may be used instead of the words transfer on death to.

23           (2) A transfer-on-death beneficiary shall have no interest in such  
24 property ~~the motor vehicle~~ until the death of the owner or the last  
25 survivor of the joint-tenant-with-right-of-survivorship owners. A  
26 beneficiary designation may be changed at any time by the owner or by the  
27 joint-tenant-with-right-of-survivorship owners then surviving without the

1 consent of any beneficiary by filing an application for a subsequent  
2 certificate of title.

3 (3) Ownership of property ~~a motor vehicle~~ which has a designation of  
4 beneficiary as provided in subsection (1) of this section and for which  
5 an application for a subsequent certificate of title has not been filed  
6 shall vest in the designated beneficiary or beneficiaries on the death of  
7 the owner or the last of the joint-tenant-with-right-of-survivorship  
8 owners, subject to the rights of all lienholders.

9 Sec. 2. Section 39-1302, Revised Statutes Cumulative Supplement,  
10 2020, is amended to read:

11 39-1302 For purposes of sections 39-1301 to 39-1393, unless the  
12 context otherwise requires:

13 (1) Abandon means ~~shall mean~~ to reject all or part of the  
14 department's rights and responsibilities relating to all or part of a  
15 fragment, section, or route on the state highway system;

16 (2) Alley means ~~shall mean~~ an established passageway for vehicles  
17 and pedestrians affording a secondary means of access in the rear to  
18 properties abutting on a street or highway;

19 (3) Approach or exit road means ~~shall mean~~ any highway or ramp  
20 designed and used solely for the purpose of providing ingress or egress  
21 to or from an interchange or rest area of a highway. An approach road  
22 shall begin at the point where it intersects with any highway not a part  
23 of the highway for which such approach road provides access and shall  
24 terminate at the point where it merges with an acceleration lane of a  
25 highway. An exit road shall begin at the point where it intersects with a  
26 deceleration lane of a highway and shall terminate at the point where it  
27 intersects any highway not a part of a highway from which the exit road  
28 provides egress;

29 (4) Arterial highway means ~~shall mean~~ a highway primarily for  
30 through traffic, usually on a continuous route;

31 (5) Beltway means ~~shall mean~~ the roads and streets not designated as

1 a part of the state highway system and that are under the primary  
2 authority of a county or municipality, if the location of the beltway has  
3 been approved by (a) record of decision or finding of no significant  
4 impact and (b) the applicable local planning authority as a part of the  
5 comprehensive plan;

6 (6) Business means ~~shall mean~~ any lawful activity conducted  
7 primarily for the purchase and resale, manufacture, processing, or  
8 marketing of products, commodities, or other personal property or for the  
9 sale of services to the public or by a nonprofit corporation;

10 (7) Channel means ~~shall mean~~ a natural or artificial watercourse;

11 (8) Commercial activity means ~~shall mean~~ those activities generally  
12 recognized as commercial by zoning authorities in this state, and  
13 industrial activity means ~~shall mean~~ those activities generally  
14 recognized as industrial by zoning authorities in this state, except that  
15 none of the following shall be considered commercial or industrial:

16 (a) Outdoor advertising structures;

17 (b) General agricultural, forestry, ranching, grazing, farming, and  
18 related activities, including wayside fresh produce stands;

19 (c) Activities normally or regularly in operation less than three  
20 months of the year;

21 (d) Activities conducted in a building principally used as a  
22 residence;

23 (e) Railroad tracks and minor sidings; and

24 (f) Activities more than six hundred sixty feet from the nearest  
25 edge of the right-of-way of the road or highway;

26 (9) Connecting link means ~~shall mean~~ the roads, streets, and  
27 highways designated as part of the state highway system and which are  
28 within the corporate limits of any city or village in this state;

29 (10) Controlled-access facility means ~~shall mean~~ a highway or street  
30 especially designed for through traffic and over, from, or to which  
31 owners or occupants of abutting land or other persons have no right or

1 easement or only a controlled right or easement of access, light, air, or  
2 view by reason of the fact that their property abuts upon such  
3 controlled-access facility or for any other reason. Such highways or  
4 streets may be freeways, or they may be parkways;

5 (11) Department means ~~shall mean~~ the Department of Transportation;

6 (12) Displaced person means ~~shall mean~~ any individual, family,  
7 business, or farm operation which moves from real property acquired for  
8 state highway purposes or for a federal-aid highway;

9 (13) Easement means ~~shall mean~~ a right acquired by public authority  
10 to use or control property for a designated highway purpose;

11 (14) Expressway means ~~shall mean~~ a divided arterial highway for  
12 through traffic with full or partial control of access which may have  
13 grade separations at intersections;

14 (15) Extreme weather event means a weather event that generates  
15 extraordinary costs related to such event for construction,  
16 reconstruction, relocation, improvement, or maintenance occurring on or  
17 after January 1, 2023, resulting from weather conditions including, but  
18 not limited to, snow, rain, drought, flood, storm, extreme heat, or  
19 extreme cold;

20 (16) (15) Family means ~~shall mean~~ two or more persons living  
21 together in the same dwelling unit who are related to each other by  
22 blood, marriage, adoption, or legal guardianship;

23 (17) (16) Farm operation means ~~shall mean~~ any activity conducted  
24 primarily for the production of one or more agricultural products or  
25 commodities for sale and home use and customarily producing such products  
26 or commodities in sufficient quantity to be capable of contributing  
27 materially to the operator's support;

28 (18) Faulty engineering means a defect in the design of,  
29 construction of, workmanship on, or the materials or systems used on a  
30 project that results in failure of a component part or the structural  
31 integrity of a structure and that such failure causes damage;

1           (19) ~~(17)~~ Federal-aid primary roads means ~~shall mean~~ roads, streets,  
2 and highways, whether a part of the state highway system, county road  
3 systems, or city streets, which have been designated as federal-aid  
4 primary roads by the Nebraska Department of Transportation and approved  
5 by the United States Secretary of Transportation and shown on the maps  
6 provided for in section 39-1311;

7           (20) ~~(18)~~ Freeway means ~~shall mean~~ an expressway with full control  
8 of access;

9           (21) ~~(19)~~ Frontage road means ~~shall mean~~ a local street or road  
10 auxiliary to an arterial highway for service to abutting property and  
11 adjacent areas and for control of access;

12           (22) ~~(20)~~ Full control of access means ~~shall mean~~ that the right of  
13 owners or occupants of abutting land or other persons to access or view  
14 is fully controlled by public authority having jurisdiction and that such  
15 control is exercised to give preference to through traffic by providing  
16 access connections with selected public roads only and by prohibiting  
17 crossings or intersections at grade or direct private driveway  
18 connections;

19           (23) ~~(21)~~ Grade separation means ~~shall mean~~ a crossing of two  
20 highways at different levels;

21           (24) ~~(22)~~ Highway means ~~shall mean~~ a road or street, including the  
22 entire area within the right-of-way, which has been designated a part of  
23 the state highway system;

24           (25) Highway approach means the portion of a county road located  
25 within the right-of-way of a highway;

26           (26) ~~(23)~~ Individual means ~~shall mean~~ a person who is not a member  
27 of a family;

28           (27) ~~(24)~~ Interchange means ~~shall mean~~ a grade-separated  
29 intersection with one or more turning roadways for travel between any of  
30 the highways radiating from and forming part of such intersection;

31           (28) ~~(25)~~ Map means ~~shall mean~~ a drawing or other illustration or a

1 series of drawings or illustrations which may be considered together to  
2 complete a representation;

3 ~~(29)~~ ~~(26)~~ Mileage means ~~shall mean~~ the aggregate distance in miles  
4 without counting double mileage where there are one-way or divided roads,  
5 streets, or highways;

6 ~~(30)~~ ~~(27)~~ Parking lane means ~~shall mean~~ an auxiliary lane primarily  
7 for the parking of vehicles;

8 ~~(31)~~ ~~(28)~~ Parkway means ~~shall mean~~ an arterial highway for  
9 noncommercial traffic, with full or partial control of access, and  
10 usually located within a park or a ribbon of park-like development;

11 ~~(32)~~ ~~(29)~~ Relinquish means ~~shall mean~~ to surrender all or part of  
12 the rights and responsibilities relating to all or part of a fragment,  
13 section, or route on the state highway system to a political or  
14 governmental subdivision or public corporation of Nebraska;

15 ~~(33)~~ ~~(30)~~ Right of access means ~~shall mean~~ the rights of ingress and  
16 egress to or from a road, street, or highway and the rights of owners or  
17 occupants of land abutting a road, street, or highway or other persons to  
18 a way or means of approach, light, air, or view;

19 ~~(34)~~ ~~(31)~~ Right-of-way means ~~shall mean~~ land, property, or interest  
20 therein, usually in a strip, acquired for or devoted to a road, street,  
21 or highway;

22 ~~(35)~~ ~~(32)~~ Road means ~~shall mean~~ a public way for the purposes of  
23 vehicular travel, including the entire area within the right-of-way. A  
24 road designated as part of the state highway system may be called a  
25 highway, while a road in an urban area may be called a street;

26 ~~(36)~~ ~~(33)~~ Roadside means ~~shall mean~~ the area adjoining the outer  
27 edge of the roadway. Extensive areas between the roadways of a divided  
28 highway may also be considered roadside;

29 ~~(37)~~ ~~(34)~~ Roadway means ~~shall mean~~ the portion of a highway,  
30 including shoulders, for vehicular use;

31 ~~(38)~~ ~~(35)~~ Separation structure means ~~shall mean~~ that part of any

1 bridge or road which is directly overhead of the roadway of any part of a  
2 highway;

3 ~~(39)~~ ~~(36)~~ State highway purposes has ~~shall have~~ the same meaning set  
4 forth in subsection (2) of section 39-1320;

5 ~~(40)~~ ~~(37)~~ State highway system means ~~shall mean~~ the roads, streets,  
6 and highways shown on the map provided for in section 39-1311 as forming  
7 a group of highway transportation lines for which the Nebraska Department  
8 of Transportation shall be the primary authority. The state highway  
9 system shall include, but not be limited to, rights-of-way, connecting  
10 links, drainage facilities, and the bridges, appurtenances, easements,  
11 and structures used in conjunction with such roads, streets, and  
12 highways;

13 ~~(41)~~ ~~(38)~~ Street means ~~shall mean~~ a public way for the purposes of  
14 vehicular travel in a city or village and shall include the entire area  
15 within the right-of-way;

16 ~~(42)~~ ~~(39)~~ Structure means ~~shall mean~~ anything constructed or  
17 erected, the use of which requires permanent location on the ground or  
18 attachment to something having a permanent location;

19 ~~(43)~~ ~~(40)~~ Title means ~~shall mean~~ the evidence of a person's right to  
20 property or the right itself;

21 ~~(44)~~ ~~(41)~~ Traveled way means ~~shall mean~~ the portion of the roadway  
22 for the movement of vehicles, exclusive of shoulders and auxiliary lanes;

23 ~~(45)~~ ~~(42)~~ Unzoned commercial or industrial area for purposes of  
24 control of outdoor advertising means ~~shall mean~~ all areas within six  
25 hundred sixty feet of the nearest edge of the right-of-way of the  
26 interstate and federal-aid primary systems which are not zoned by state  
27 or local law, regulation, or ordinance and on which there is located one  
28 or more permanent structures devoted to a business or industrial activity  
29 or on which a commercial or industrial activity is conducted, whether or  
30 not a permanent structure is located thereon, the area between such  
31 activity and the highway, and the area along the highway extending

1 outward six hundred feet from and beyond each edge of such activity and,  
2 in the case of the primary system, may include the unzoned lands on both  
3 sides of such road or highway to the extent of the same dimensions if  
4 those lands on the opposite side of the highway are not deemed scenic or  
5 having aesthetic value as determined by the department. In determining  
6 such an area, measurements shall be made from the furthest or outermost  
7 edges of the regularly used area of the commercial or industrial  
8 activity, structures, normal points of ingress and egress, parking lots,  
9 and storage and processing areas constituting an integral part of such  
10 commercial or industrial activity;

11 (46) ~~(43)~~ Visible, for purposes of section 39-1320, in reference to  
12 advertising signs, displays, or devices, means ~~shall mean~~ the message or  
13 advertising content of such sign, display, or device is capable of being  
14 seen without visual aid by a person of normal visual acuity. A sign shall  
15 be considered visible even though the message or advertising content may  
16 be seen but not read;

17 (47) ~~(44)~~ Written instrument means ~~shall mean~~ a deed or any other  
18 document that states a contract, agreement, gift, or transfer of  
19 property; and

20 (48) ~~(45)~~ Zoned commercial or industrial areas means ~~shall mean~~  
21 those areas within six hundred sixty feet of the nearest edge of the  
22 right-of-way of the Highway Beautification Control System defined in  
23 section 39-201.01, zoned by state or local zoning authorities for  
24 industrial or commercial activities.

25 Sec. 3. Section 39-1320, Revised Statutes Cumulative Supplement,  
26 2020, is amended to read:

27 39-1320 (1) The department is hereby authorized to acquire, either  
28 temporarily or permanently, lands, real or personal property or any  
29 interests therein, or any easements deemed to be necessary or desirable  
30 for present or future state highway purposes by gift, agreement,  
31 purchase, exchange, condemnation, or otherwise. Such lands or real



1 property may be acquired in fee simple or in any lesser estate. It is the  
2 intention of the Legislature that all property leased or purchased from  
3 the owner shall receive a fair price.

4 (2) State highway purposes, as referred to in subsection (1) of this  
5 section or otherwise in sections 39-1301 to 39-1362 and 39-1393, shall  
6 include provision for, but shall not be limited to, the following:

7 (a) The construction, reconstruction, relocation, improvement, and  
8 maintenance of the state highway system and highway approaches. The  
9 right-of-way for such highways shall be of such width as is deemed  
10 necessary by the department;

11 (b) Adequate drainage in connection with any highway, cuts, fills,  
12 or channel changes and the maintenance thereof;

13 (c) Controlled-access facilities, including air, light, view, and  
14 frontage and service roads to highways;

15 (d) Weighing stations, shops, storage buildings and yards, and road  
16 maintenance or construction sites;

17 (e) Road material sites, sites for the manufacture of road  
18 materials, and access roads to such sites;

19 (f) The preservation of objects of attraction or scenic value  
20 adjacent to, along, or in close proximity to highways and the culture of  
21 trees and flora which may increase the scenic beauty of such highways;

22 (g) Roadside areas or parks adjacent to or near any highway;

23 (h) The exchange of property for other property to be used for  
24 rights-of-way or other purposes set forth in subsection (1) or (2) of  
25 this section if the interests of the state will be served and acquisition  
26 costs thereby reduced;

27 (i) The maintenance of an unobstructed view of any portion of a  
28 highway so as to promote the safety of the traveling public;

29 (j) The construction and maintenance of stock trails and cattle  
30 passes;

31 (k) The erection and maintenance of marking and warning signs and

1 traffic signals;

2 (l) The construction and maintenance of sidewalks and highway  
3 illumination;

4 (m) The control of outdoor advertising which is visible from the  
5 nearest edge of the right-of-way of the Highway Beautification Control  
6 System as defined in section 39-201.01 to comply with the provisions of  
7 23 U.S.C. 131, as amended;

8 (n) The relocation of or giving assistance in the relocation of  
9 individuals, families, businesses, or farm operations occupying premises  
10 acquired for state highway or federal-aid road purposes; and

11 (o) The establishment and maintenance of wetlands to replace or to  
12 mitigate damage to wetlands affected by highway construction,  
13 reconstruction, or maintenance. The replacement lands shall be capable of  
14 being used to create wetlands comparable to the wetlands area affected.  
15 The area of the replacement lands may exceed the wetlands area affected.  
16 Lands may be acquired to establish a large or composite wetlands area,  
17 sometimes called a wetlands bank, not larger than an area which is one  
18 hundred fifty percent of the lands reasonably expected to be necessary  
19 for the mitigation of future impact on wetlands brought about by highway  
20 construction, reconstruction, or maintenance during the six-year plan or  
21 program as required by section 39-2115 or an annual plan or program under  
22 section 39-2118. For purposes of this section, wetlands shall have the  
23 definition found in 33 C.F.R. 328.3(c).

24 (3) The procedure to condemn property authorized by subsection (1)  
25 of this section or elsewhere in sections 39-1301 to 39-1362 and 39-1393  
26 shall be exercised in the manner set forth in sections 76-704 to 76-724  
27 or as provided by section 39-1323, as the case may be.

28 Sec. 4. Section 39-1337, Reissue Revised Statutes of Nebraska, is  
29 amended to read:

30 39-1337 (1) The construction, maintenance, protection, and control  
31 of the state highway system shall be under the authority and

1 responsibility of the department, except as otherwise provided in  
2 sections 39-1339 and 39-1372.

3 (2) The construction, reconstruction, relocation, improvement, or  
4 maintenance of a highway approach damaged or destroyed due to (a) an  
5 extreme weather event or (b) faulty engineering shall be under the  
6 authority and responsibility of the department. The department may seek  
7 reimbursement from any party responsible for causing faulty engineering.

8 (3) The relative urgency of proposed improvements on the state  
9 highway system and highway approaches shall be determined by a  
10 sufficiency rating established by the department, insofar as the use of  
11 such a rating is deemed practicable. The sufficiency rating shall  
12 include, but not be limited to, the following factors: (a) ~~(1)~~ Surface  
13 condition, (b) ~~(2)~~ economic factors, (c) ~~(3)~~ safety, and (d) ~~(4)~~ service.

14 Sec. 5. Section 60-144, Reissue Revised Statutes of Nebraska, is  
15 amended to read:

16 60-144 (1)(a)(i) Except as provided in subdivisions (b), (c), and  
17 (d) of this subsection, the county treasurer shall be responsible for  
18 issuing and filing certificates of title for vehicles, and each county  
19 shall issue and file such certificates of title using the Vehicle Title  
20 and Registration System which shall be provided and maintained by the  
21 department. Application for a certificate of title shall be made upon a  
22 form prescribed by the department. All applications shall be accompanied  
23 by the appropriate fee or fees.

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

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

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

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

14 (d) The department shall issue certificates of title pursuant to  
15 subsection (2) of section 60-142.01 and section 60-142.06. Application  
16 for a certificate of title shall be made upon a form prescribed by the  
17 department. All applications shall be accompanied by the appropriate fee  
18 or fees.

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

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

26 (3)(a) If a vehicle has situs in Nebraska, the application for a  
27 certificate of title may be filed with the county treasurer of any  
28 county.

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

1 (c) An approved licensed dealer participating in the electronic  
2 dealer services system pursuant to section 60-1507 may apply for a  
3 certificate of title for a vehicle to the county treasurer of any county  
4 or the department in a manner provided by the electronic dealer services  
5 system.

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

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

10 (6) All applicants registering a vehicle pursuant to section  
11 60-3,198 shall file the application for a certificate of title with the  
12 Division of Motor Carrier Services of the department. The division shall  
13 deliver the certificate to the applicant if there are no liens on the  
14 vehicle. If there are one or more liens on the vehicle, the certificate  
15 of title shall be handled as provided in section 60-164. All certificates  
16 of title issued by the division shall be issued in the manner prescribed  
17 for the county treasurer in section 60-152.

18 Sec. 6. Section 60-149, Reissue Revised Statutes of Nebraska, is  
19 amended to read:

20 60-149 (1)(a) If a certificate of title has previously been issued  
21 for a vehicle in this state, the application for a new certificate of  
22 title shall be accompanied by the certificate of title duly assigned  
23 except as otherwise provided in the Motor Vehicle Certificate of Title  
24 Act.

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

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

31 (ii) A duly certified copy of the manufacturer's or importer's

1 certificate;

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

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

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

9 (vi) Evidence of ownership as provided for in section 30-24,125,  
10 sections 52-601.01 to 52-605, sections 60-1901 to 60-1911, or sections  
11 60-2401 to 60-2411;

12 (vii) Documentation prescribed in section 60-142.01, 60-142.02,  
13 60-142.04, 60-142.05, 60-142.09, or 60-142.11 or documentation of  
14 compliance with section 76-1607;

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

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

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

30 (d) If a certificate of title has not previously been issued for the  
31 vehicle in this state and the applicant is unable to provide such

1 documentation, the applicant may apply for a bonded certificate of title  
2 as prescribed in section 60-167.

3 (2)(a) If the application for a certificate of title for a  
4 manufactured home or a mobile home is being made in accordance with  
5 subdivision (4)(b) of section 60-137 or if the certificate of title for a  
6 manufactured home or a mobile home is unavailable, the application shall  
7 be accompanied by proof of ownership in the form of:

8 (i) A duly assigned manufacturer's or importer's certificate;

9 (ii) A certificate of title from another state;

10 (iii) A court order issued by a court of record;

11 (iv) Evidence of ownership as provided for in section 30-24,125,  
12 sections 52-601.01 to 52-605, sections 60-1901 to 60-1911, or sections  
13 60-2401 to 60-2411, or documentation of compliance with section 76-1607;  
14 or

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

17 (b) If the applicant cannot produce proof of ownership described in  
18 subdivision (a) of this subsection, he or she may submit to the  
19 department such evidence as he or she may have, and the department may  
20 thereupon, if it finds the evidence sufficient, issue the certificate of  
21 title or authorize the county treasurer to issue a certificate of title,  
22 as the case may be.

23 (3) For purposes of this section, certificate of title includes a  
24 salvage certificate, a salvage branded certificate of title, or any other  
25 document of ownership issued by another state or jurisdiction for a  
26 salvage vehicle. Only a salvage branded certificate of title shall be  
27 issued to any vehicle conveyed upon a salvage certificate, a salvage  
28 branded certificate of title, or any other document of ownership issued  
29 by another state or jurisdiction for a salvage vehicle. A previously  
30 salvage branded certificate of title may be issued if, prior to  
31 application, the applicant's vehicle has been repaired and inspected as

1 provided in section 60-146.

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

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

15 (b) The notice under subdivision (5)(a)(ii) of this section shall  
16 contain a description of the property noted in the affidavit and a  
17 statement that title to the property noted in the affidavit shall vest in  
18 the holder of the motor vehicle auction dealer's license thirty days  
19 after the date such notice was mailed.

20 (c) The mailing of notice and the expiration of thirty days under  
21 subdivision (5)(a)(ii) of this section shall extinguish any lien or  
22 security interest of a lienholder or security interest holder in the  
23 property noted in the affidavit, unless the lienholder or security  
24 interest holder has claimed such property within such thirty-day period.  
25 The holder of a motor vehicle auction dealer's license shall transfer  
26 possession of the property noted in the affidavit to the lienholder or  
27 security interest holder claiming such property.

28 Sec. 7. Section 60-151, Reissue Revised Statutes of Nebraska, is  
29 amended to read:

30 60-151 (1) The certificate of title for a vehicle shall be obtained  
31 in the name of the purchaser upon application signed by the purchaser,



1 except that (a) for titles to be held by a married couple, applications  
2 may be accepted upon the signature of either spouse as a signature for  
3 himself or herself and as agent for his or her spouse and (b) for an  
4 applicant providing proof that he or she is a handicapped or disabled  
5 person as defined in section 60-331.02, applications may be accepted upon  
6 the signature of the applicant's parent, legal guardian, foster parent,  
7 or agent.

8 ~~(2) This subsection applies beginning on an implementation date~~  
9 ~~designated by the director. The director shall designate an~~  
10 ~~implementation date which is on or before January 1, 2021. If the~~  
11 purchaser of a vehicle does not obtain a certificate of title in  
12 accordance with subsection (1) of this section within thirty days after  
13 the sale of the vehicle, the seller of such vehicle may request the  
14 department to update the electronic certificate of title record. The  
15 department shall update such record upon receiving evidence of a sale  
16 satisfactory to the director.

17 Sec. 8. Section 60-392, Reissue Revised Statutes of Nebraska, is  
18 amended to read:

19 60-392 (1) Except as provided otherwise in this section,  
20 registration ~~Registration~~ may be renewed annually in a manner designated  
21 by the department and upon payment of the same fee as provided for the  
22 original registration. On making an application for renewal, the  
23 registration certificate for the preceding registration period or renewal  
24 notice or other evidence designated by the department shall be presented  
25 with the application. A person may renew an ~~his or her~~ annual  
26 registration up to thirty days prior to the date of expiration.

27 (2) The certificate of registration and license plates issued by the  
28 department shall be valid during the registration period for which they  
29 are issued, and when validation decals issued pursuant to section  
30 60-3,101 have been affixed to the license plates, the plates shall also  
31 be valid for the registration period designated by such validation

1 decals. If a person renews an ~~his or her~~ annual registration up to thirty  
2 days prior to the date of expiration, the registration shall be valid for  
3 such time period as well.

4 (3) The registration period for motor vehicles and trailers required  
5 to be registered as provided in section 60-362 shall expire on the first  
6 day of the month one year from the month of issuance, and renewal shall  
7 become due on such day and shall become delinquent on the first day of  
8 the following month.

9 (4) Subsections (1) through (3) of this section do not apply to  
10 dealer's license plates, repossession plates, and transporter plates as  
11 provided in sections 60-373, 60-375, 60-378, and 60-379, which plates  
12 shall be issued for a calendar year.

13 (5) The registration period for apportioned vehicles as provided in  
14 section 60-3,198 shall be renewed monthly, quarterly, or annually at the  
15 discretion of the director. Such registration period expires on the last  
16 day of the registration period and renewal is delinquent on the first day  
17 of the second full month following such expiration date. The department  
18 may adopt and promulgate rules and regulations to establish a staggered  
19 registration system for apportioned vehicles registered pursuant to  
20 section 60-3,198, including the collection of eighteen or fewer months of  
21 registration fees expire December 31 of each year and shall become  
22 delinquent February 1 of the following year.

23 Sec. 9. Section 60-3,101, Reissue Revised Statutes of Nebraska, is  
24 amended to read:

25 60-3,101 ~~(1) License Except for license plates issued pursuant to~~  
26 ~~sections 60-3,203 and 60-3,228, license plates shall be issued every:~~

27 (a) Six ~~six~~ years beginning with the license plates issued in the  
28 year 2005; and -

29 (b) Ten years beginning with the license plates issued in the year  
30 2023.

31 (2) In ~~Except for plates issued pursuant to such sections, in the~~

1 years in which plates are not issued, in lieu of issuing such license  
2 plates, the department shall furnish to every person whose motor vehicle  
3 or trailer is registered one or two validation decals, as the case may  
4 be. Such ~~which~~ validation decals shall bear the year for which issued  
5 and be so constructed as to permit them to be permanently affixed to the  
6 plates.

7 (3) This section shall not apply to license plates issued pursuant  
8 to sections 60-3,203 and 60-3,228.

9 Sec. 10. Section 60-3,102, Reissue Revised Statutes of Nebraska, is  
10 amended to read:

11 60-3,102 (1) Whenever ~~Except as provided in subsection (2) of this~~  
12 ~~section, whenever~~ new license plates, including duplicate or replacement  
13 license plates, are issued to any person, a fee per plate shall be  
14 charged in addition to all other required fees. The license plate fee  
15 shall be determined by the department and shall only cover the cost of  
16 the license plate and validation decals but shall not exceed:

17 (a) Three three dollars and twenty-five fifty cents through December  
18 31, 2022; and -

19 (b) Five dollars beginning January 1, 2023.

20 (2) All fees collected pursuant to this section shall be remitted to  
21 the State Treasurer for credit to the Highway Trust Fund.

22 (3) This section shall not apply to (2) Beginning January 1, 2021,  
23 ~~no license plate fee under this section shall be charged for license~~  
24 ~~plates issued pursuant to section 60-3,122, 60-3,122.02, 60-3,123,~~  
25 ~~60-3,124, or 60-3,125.~~

26 Sec. 11. Section 60-3,119, Reissue Revised Statutes of Nebraska, is  
27 amended to read:

28 60-3,119 (1) Application for personalized message license plates  
29 shall be made to the department. The department shall make available  
30 through each county treasurer forms to be used for such applications.

31 (2) Each initial application shall be accompanied by a fee of forty

1 dollars. The fees shall be remitted to the State Treasurer. ~~The Until~~  
2 ~~January 1, 2021, the State Treasurer shall credit twenty five percent of~~  
3 ~~the fee to the Highway Trust Fund and seventy five percent of the fee to~~  
4 ~~the Department of Motor Vehicles Cash Fund. Beginning January 1, 2021,~~  
5 the State Treasurer shall credit forty percent of the fee to the Highway  
6 Trust Fund and sixty percent of the fee to the Department of Motor  
7 Vehicles Cash Fund.

8 (3) An application for renewal of a license plate previously  
9 approved and issued shall be accompanied by a fee of forty dollars.  
10 County treasurers collecting fees pursuant to this subsection shall remit  
11 them to the State Treasurer. ~~The Until January 1, 2021, the State~~  
12 ~~Treasurer shall credit twenty five percent of the fee to the Highway~~  
13 ~~Trust Fund and seventy five percent of the fee to the Department of Motor~~  
14 ~~Vehicles Cash Fund. Beginning January 1, 2021, the State Treasurer shall~~  
15 credit forty percent of the fee to the Highway Trust Fund and sixty  
16 percent of the fee to the Department of Motor Vehicles Cash Fund.

17 Sec. 12. Section 60-3,122, Reissue Revised Statutes of Nebraska, is  
18 amended to read:

19 60-3,122 (1) Any person may, in addition to the application required  
20 by section 60-385, apply to the department for license plates designed by  
21 the department to indicate that he or she is a survivor of the Japanese  
22 attack on Pearl Harbor if he or she:

23 (a) Was a member of the United States Armed Forces on December 7,  
24 1941;

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

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

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

1 (2) Pearl Harbor license plates shall be issued upon the applicant  
2 paying the license plate fee as provided in subsection (3) of this  
3 section and furnishing proof satisfactory to the department that the  
4 applicant fulfills the requirements provided by subsection (1) of this  
5 section. Any number of motor vehicles, trailers, or semitrailers owned by  
6 the applicant may be so licensed at any one time. Motor vehicles and  
7 trailers registered under section 60-3,198 shall not be so licensed.

8 (3) ~~No Until January 1, 2021, the applicant for Pearl Harbor license~~  
9 ~~plates shall pay the license plate fee required under section 60-3,102.~~  
10 ~~Beginning January 1, 2021, no license plate fee shall be required for~~  
11 ~~Pearl Harbor license plates.~~

12 (4) If the license plates issued pursuant to this section are lost,  
13 stolen, or mutilated, the recipient of the plates shall be issued  
14 replacement license plates upon request and without charge.

15 (5) ~~License Beginning January 1, 2021, license plates issued under~~  
16 ~~this section shall not require the payment of any additional license~~  
17 ~~plate fees and shall be permanently attached to the vehicle to which the~~  
18 ~~plates are registered as long as the vehicle is properly registered by~~  
19 ~~the applicant annually.~~

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

1           Sec. 13. Section 60-3,122.02, Reissue Revised Statutes of Nebraska,  
2 is amended to read:

3           60-3,122.02 (1) Any person who is a surviving spouse, whether  
4 remarried or not, or an ancestor, including a stepparent, a descendant,  
5 including a stepchild, a foster parent or a person in loco parentis, or a  
6 sibling of a person who died while in good standing on active duty in the  
7 military service of the United States may apply to the department for  
8 Gold Star Family plates in lieu of regular license plates on an  
9 application prescribed and provided by the department for any motor  
10 vehicle, trailer, or semitrailer, except for a motor vehicle or trailer  
11 registered under section 60-3,198. An applicant receiving a Gold Star  
12 Family plate for a farm truck with a gross weight of over sixteen tons  
13 shall affix the appropriate tonnage decal to the plate. The department  
14 shall make forms available for such applications through the county  
15 treasurers. In order to be eligible for Gold Star Family plates, a person  
16 shall register with the Department of Veterans' Affairs pursuant to  
17 section 80-414. The plates shall be issued upon payment of the license  
18 fee described in subsection (2) of this section and verification by the  
19 Department of Motor Vehicles of an applicant's eligibility using the  
20 registry established by the Department of Veterans' Affairs pursuant to  
21 section 80-414.

22           (2)(a) No additional fee shall be required for consecutively  
23 numbered Gold Star Family plates issued under this section and such  
24 plates shall not require the payment of any additional license plate fees  
25 and shall be permanently attached to the vehicle to which the plates are  
26 registered as long as the vehicle is properly registered by the applicant  
27 annually.

28           (b)(i) Each application for initial issuance of personalized message  
29 Gold Star Family plates shall be accompanied by a fee of forty dollars.  
30 An application for renewal of such plates shall be accompanied by a fee  
31 of forty dollars. County treasurers collecting fees for renewals pursuant

1 to this subdivision shall remit them to the State Treasurer. The State  
2 Treasurer shall credit twenty-five percent of the fee for initial  
3 issuance and renewal of such plates to the Department of Motor Vehicles  
4 Cash Fund and seventy-five percent of the fee to the Nebraska Veteran  
5 Cemetery System Operation Fund.

6 (ii) No license plate fee under section 60-3,102 shall be required  
7 for personalized message Gold Star Family plates issued under this  
8 section, other than the renewal fee provided for in subdivision (2)(b)(i)  
9 of this section. Such plates shall be permanently attached to the vehicle  
10 to which the plates are registered as long as the vehicle is properly  
11 registered by the applicant annually and the renewal fee provided for in  
12 subdivision (2)(b)(i) of this section is paid.

13 (3)(a) When the department receives an application for Gold Star  
14 Family plates, the department may deliver the plates and registration  
15 certificate to the applicant by United States mail or to the county  
16 treasurer of the county in which the motor vehicle or trailer is  
17 registered and the delivery of the plates and registration certificate  
18 shall be made through a secure process and system. ~~If Beginning on an~~  
19 ~~implementation date designated by the director on or before January 1,~~  
20 ~~2022,~~ if delivery of the plates and registration certificate is made by  
21 the department to the applicant, the department may charge a postage and  
22 handling fee in an amount not more than necessary to recover the cost of  
23 postage and handling for the specific items mailed to the registrant. The  
24 department shall remit the fee to the State Treasurer for credit to the  
25 Department of Motor Vehicles Cash Fund. The county treasurer or the  
26 department shall issue Gold Star Family 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 Gold Star Family plates are lost, stolen, or mutilated, the  
30 licensee shall be issued replacement license plates upon request and  
31 without charge.

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

10 (4) The owner of a motor vehicle or trailer bearing Gold Star Family  
11 plates may apply to the county treasurer to have such plates transferred  
12 at no cost to a motor vehicle other than the vehicle for which such  
13 plates were originally purchased if such vehicle is owned by the owner of  
14 the plates. The owner may have the unused portion of the fee for the  
15 plates, if any, credited to the other vehicle which will bear the plates  
16 at the rate of eight and one-third percent per month for each full month  
17 left in the registration period.

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

26 Sec. 14. Section 60-3,122.03, Reissue Revised Statutes of Nebraska,  
27 is amended to read:

28 60-3,122.03 (1) The department shall design license plates to be  
29 known as Military Honor Plates.

30 ~~(2)(a) Until January 1, 2021, the department shall create designs~~  
31 ~~honoring persons who have served or are serving in the United States~~



1 ~~Army, United States Army Reserve, United States Navy, United States Navy~~  
2 ~~Reserve, United States Marine Corps, United States Marine Corps Reserve,~~  
3 ~~United States Coast Guard, United States Coast Guard Reserve, United~~  
4 ~~States Air Force, United States Air Force Reserve, or National Guard; and~~

5       (2) ~~The (b) Beginning January 1, 2021,~~ the department shall create  
6 designs honoring persons who have served or are serving in the United  
7 States Army, United States Army Reserve, United States Navy, United  
8 States Navy Reserve, United States Marine Corps, United States Marine  
9 Corps Reserve, United States Coast Guard, United States Coast Guard  
10 Reserve, United States Air Force, United States Air Force Reserve, Air  
11 National Guard, or Army National Guard.

12       (3) There shall be ~~eleven such designs until January 1, 2021,~~ and  
13 twelve such designs ~~beginning January 1, 2021,~~ one for each of such armed  
14 forces reflecting its official emblem, official seal, or other official  
15 image. The issuance of plates for each of such armed forces shall be  
16 conditioned on the approval of the armed forces owning the copyright to  
17 the official emblem, official seal, or other official image.

18       (4) ~~The By January 1, 2021,~~ the department shall create five  
19 additional designs honoring persons who are serving or have served in the  
20 armed forces of the United States and who have been awarded the  
21 Afghanistan Campaign Medal, Iraq Campaign Medal, Global War on Terrorism  
22 Expeditionary Medal, Southwest Asia Service Medal, or Vietnam Service  
23 Medal.

24       (5) A person may qualify for a Military Honor Plate by registering  
25 with the Department of Veterans' Affairs pursuant to section 80-414. The  
26 Department of Motor Vehicles shall verify the applicant's eligibility for  
27 a plate created pursuant to this section by consulting the registry  
28 established by the Department of Veterans' Affairs.

29       (6) The design shall be selected on the basis of limiting the  
30 manufacturing cost of each plate to an amount less than or equal to the  
31 amount charged for license plates pursuant to section 60-3,102. The

1 Department of Motor Vehicles shall make applications available for each  
2 type of plate when it is designed. The department may adopt and  
3 promulgate rules and regulations to carry out this section and section  
4 60-3,122.04.

5 (7) One type of Military Honor Plates shall be alphanumeric plates.  
6 The department shall:

7 (a) Assign a designation up to five characters; and

8 (b) Not use a county designation.

9 (8) One type of Military Honor Plates shall be personalized message  
10 plates. Such plates shall be issued subject to the same conditions  
11 specified for personalized message license plates in section 60-3,118,  
12 except that a maximum of five characters may be used.

13 (9) The department shall cease to issue Military Honor Plates  
14 beginning with the next license plate issuance cycle after the license  
15 plate issuance cycle that begins in 2023 pursuant to section 60-3,101 if  
16 the total number of registered vehicles that obtained such plates is less  
17 than five hundred per year within any prior consecutive two-year period.

18 Sec. 15. Section 60-3,123, Reissue Revised Statutes of Nebraska, is  
19 amended to read:

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

27 (2) In order to be eligible for license plates under this section, a  
28 person shall register with the Department of Veterans' Affairs pursuant  
29 to section 80-414. The license plates shall be issued upon the applicant  
30 paying the license plate fee as provided in subsection (3) of this  
31 section and verification by the Department of Motor Vehicles of an

1 applicant's eligibility using the registry established by the Department  
2 of Veterans' Affairs pursuant to section 80-414. Any number of motor  
3 vehicles, trailers, or semitrailers owned by the applicant may be so  
4 licensed at any one time. Motor vehicles and trailers registered under  
5 section 60-3,198 shall not be so licensed.

6 ~~(3) No Until January 1, 2021, the applicant for license plates under~~  
7 ~~this section shall pay the license plate fee required under section~~  
8 ~~60-3,102. Beginning January 1, 2021, no license plate fee shall be~~  
9 ~~required for license plates under this section.~~

10 (4) If the license plates issued under this section are lost,  
11 stolen, or mutilated, the recipient of the license plates shall be issued  
12 replacement license plates upon request and without charge.

13 (5) License ~~Beginning January 1, 2021,~~ license plates issued under  
14 this section shall not require the payment of any additional license  
15 plate fees and shall be permanently attached to the vehicle to which the  
16 plates are registered as long as the vehicle is properly registered by  
17 the applicant annually.

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

30 Sec. 16. Section 60-3,124, Reissue Revised Statutes of Nebraska, is  
31 amended to read:

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

11           (2) In order to be eligible for license plates under this section, a  
12 person shall register with the Department of Veterans' Affairs pursuant  
13 to section 80-414. The plates shall be issued upon the applicant paying  
14 the license plate fee as provided in subsection (3) of this section and  
15 verification by the Department of Motor Vehicles of an applicant's  
16 eligibility using the registry established by the Department of Veterans'  
17 Affairs pursuant to section 80-414. Any number of motor vehicles,  
18 trailers, or semitrailers owned by the applicant may be so licensed at  
19 any one time. Motor vehicles and trailers registered under section  
20 60-3,198 shall not be so licensed.

21           (3) ~~No Until January 1, 2021, the applicant for license plates under~~  
22 ~~this section shall pay the license plate fee required under section~~  
23 ~~60-3,102. Beginning January 1, 2021, no license plate fee shall be~~  
24 ~~required for license plates under this section.~~

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

28           (5) ~~License Beginning January 1, 2021, license plates issued under~~  
29 ~~this section shall not require the payment of any additional license~~  
30 ~~plate fees and shall be permanently attached to the vehicle to which the~~  
31 ~~plates are registered as long as the vehicle is properly registered by~~

1 the applicant annually.

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

14 Sec. 17. Section 60-3,125, Reissue Revised Statutes of Nebraska, is  
15 amended to read:

16 60-3,125 (1) Any person may, in addition to the application required  
17 by section 60-385, apply to the department for license plates designed by  
18 the department to indicate that the applicant has received from the  
19 federal government an award of a Purple Heart. The inscription of the  
20 plates shall be designed so as to include a facsimile of the award and  
21 beneath any numerical designation upon the plates pursuant to section  
22 60-370 the words Purple Heart separately on one line and the words Combat  
23 Wounded on the line below.

24 (2) In order to be eligible for license plates under this section, a  
25 person shall register with the Department of Veterans' Affairs pursuant  
26 to section 80-414. The license plates shall be issued upon payment of the  
27 license plate fee as provided in subsection (3) of this section and  
28 verification by the Department of Motor Vehicles of an applicant's  
29 eligibility using the registry established by the Department of Veterans'  
30 Affairs pursuant to section 80-414. Any number of motor vehicles,  
31 trailers, or semitrailers owned by the applicant may be so licensed at

1 any one time. Motor vehicles and trailers registered under section  
2 60-3,198 shall not be so licensed.

3 ~~(3) No Until January 1, 2021, the applicant for license plates under~~  
4 ~~this section shall pay the license plate fee required under section~~  
5 ~~60-3,102. Beginning January 1, 2021, no license plate fee shall be~~  
6 required for license plates under this section.

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

10 (5) ~~License~~ Beginning January 1, 2021, license plates issued under  
11 this section shall not require the payment of any additional license  
12 plate fees and shall be permanently attached to the vehicle to which the  
13 plates are registered as long as the vehicle is properly registered by  
14 the applicant annually.

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

27 Sec. 18. Section 60-3,126, Reissue Revised Statutes of Nebraska, is  
28 amended to read:

29 60-3,126 (1) Any person who holds an unrevoked and unexpired amateur  
30 radio station license issued by the Federal Communications Commission and  
31 is the owner of a motor vehicle, trailer, or semitrailer, except for

1 motor vehicles and trailers registered under section 60-3,198, may, in  
2 addition to the application required by section 60-385, apply to the  
3 department for license plates upon which shall be inscribed the official  
4 amateur radio call letters of such applicant.

5 (2) Such license plates shall be issued, in lieu of the usual  
6 numbers and letters, to such an applicant upon payment of the regular  
7 license fee and the payment of an additional fee of five dollars and  
8 furnishing proof that the applicant holds such an unrevoked and unexpired  
9 amateur radio station license. The additional fee shall be remitted to  
10 the State Treasurer for credit to the Highway Trust Fund. Only one such  
11 motor vehicle or trailer owned by an applicant shall be so registered at  
12 any one time.

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

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

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

1           Sec. 19. Section 60-3,128, Reissue Revised Statutes of Nebraska, is  
2 amended to read:

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

19           (2)(a) When the department receives an application for spirit  
20 plates, the department may deliver the plates and registration  
21 certificate to the applicant by United States mail or to the county  
22 treasurer of the county in which the motor vehicle or trailer is  
23 registered and the delivery of the plates and registration certificate  
24 shall be made through a secure process and system. ~~If Beginning on an~~  
25 ~~implementation date designated by the director on or before January 1,~~  
26 ~~2022,~~ if delivery of the plates and registration certificate is made by  
27 the department to the applicant, the department may charge a postage and  
28 handling fee in an amount not more than necessary to recover the cost of  
29 postage and handling for the specific items mailed to the registrant. The  
30 department shall remit the fee to the State Treasurer for credit to the  
31 Department of Motor Vehicles Cash Fund. The county treasurer or the



1 department shall issue spirit plates in lieu of regular license plates  
2 when the applicant complies with the other provisions of law for  
3 registration of the motor vehicle or trailer. If spirit plates are lost,  
4 stolen, or mutilated, the licensee shall be issued replacement license  
5 plates pursuant to section 60-3,157.

6 (b) The county treasurer or the department may issue temporary  
7 license stickers to the applicant under this section for the applicant to  
8 lawfully operate the vehicle pending receipt of the license plates. No  
9 charge in addition to the registration fee shall be made for the issuance  
10 of a temporary license sticker under this subdivision. The department  
11 shall furnish temporary license stickers for issuance by the county  
12 treasurer at no cost to the counties. The department may adopt and  
13 promulgate rules and regulations regarding the design and issuance of  
14 temporary license stickers.

15 (3)(a) The owner of a motor vehicle or trailer bearing spirit plates  
16 may make application to the county treasurer to have such spirit plates  
17 transferred to a motor vehicle or trailer other than the motor vehicle or  
18 trailer for which such plates were originally purchased if such motor  
19 vehicle or trailer is owned by the owner of the spirit plates.

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

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

28 Sec. 20. Section 60-3,130.02, Reissue Revised Statutes of Nebraska,  
29 is amended to read:

30 60-3,130.02 (1) An initial processing fee of ten dollars shall be  
31 submitted with an application under section 60-3,130 to defray the costs

1 of issuing the first plate to each collector and to establish a distinct  
2 identification number for each collector. A fee of fifty dollars for each  
3 vehicle so registered shall also be submitted with the application. When  
4 the department receives an application for historical license plates, the  
5 department may deliver the plates and registration certificate to the  
6 applicant by United States mail. The department may charge a postage and  
7 handling fee in an amount not more than necessary to recover the cost of  
8 postage and handling for the specific items mailed to the registrant. The  
9 department shall remit the fee to the State Treasurer for credit to the  
10 Department of Motor Vehicles Cash Fund.

11 (2) For use of license plates as provided in section 60-3,130.04, a  
12 fee of twenty-five dollars shall be submitted with the application in  
13 addition to the fees specified in subsection (1) of this section.

14 (3) The fees shall be remitted to the State Treasurer for credit to  
15 the Highway Trust Fund.

16 Sec. 21. Section 60-3,135.01, Reissue Revised Statutes of Nebraska,  
17 is amended to read:

18 60-3,135.01 (1) The department shall either modify an existing plate  
19 design or design license plates to identify special interest motor  
20 vehicles, to be known as special interest motor vehicle license plates.  
21 The department, in designing such special interest motor vehicle license  
22 plates, shall include the words special interest and limit the  
23 manufacturing cost of each plate to an amount less than or equal to the  
24 amount charged for license plates pursuant to section 60-3,102. The  
25 department shall choose the design of the plate. The department shall  
26 make applications available for this type of plate when it is designed.

27 (2) One type of special interest motor vehicle license plate shall  
28 be alphanumeric plates. The department shall:

29 (a) Assign a designation up to seven characters; and

30 (b) Not use a county designation.

31 (3) One type of special interest motor vehicle license plate shall

1 be personalized message plates. Such plates shall be issued subject to  
2 the same conditions specified for personalized message license plates in  
3 section 60-3,118.

4 (4) A person may apply to the department for a special interest  
5 motor vehicle license plate in lieu of regular license plates on an  
6 application prescribed and provided by the department for any special  
7 interest motor vehicle, except that no motor vehicle registered under  
8 section 60-3,198, autocycle, motorcycle, or trailer shall be eligible for  
9 special interest motor vehicle license plates. The department shall make  
10 forms available for such applications through the county treasurers.

11 (5) The form shall contain a description of the special interest  
12 motor vehicle owned and sought to be registered, including the make, body  
13 type, model, serial number, and year of manufacture.

14 (6)(a) In addition to all other fees required to register a motor  
15 vehicle, each application for initial issuance or renewal of a special  
16 interest motor vehicle license plate shall be accompanied by a special  
17 interest motor vehicle license plate fee of fifty dollars. Twenty-five  
18 dollars of the special interest motor vehicle license plate fee shall be  
19 remitted to the State Treasurer for credit to the Department of Motor  
20 Vehicles Cash Fund, and twenty-five dollars of the special interest motor  
21 vehicle license plate fee shall be remitted to the State Treasurer for  
22 credit to the Highway Trust Fund.

23 (b) If a special interest motor vehicle license plate is lost,  
24 stolen, or mutilated, the owner shall be issued a replacement license  
25 plate pursuant to section 60-3,157.

26 (7) When the department receives an application for a special  
27 interest motor vehicle license plate, the department may deliver the  
28 plate and registration certificate to the applicant by United States mail  
29 or to the county treasurer of the county in which the special interest  
30 motor vehicle is registered and the delivery of the plate and  
31 registration certificate shall be made through a secure process and

1 system. ~~If Beginning on an implementation date designated by the director~~  
2 ~~on or before January 1, 2022,~~ if delivery of the plates and registration  
3 certificate is made by the department to the applicant, the department  
4 may charge a postage and handling fee in an amount not more than  
5 necessary to recover the cost of postage and handling for the specific  
6 items mailed to the registrant. The department shall remit the fee to the  
7 State Treasurer for credit to the Department of Motor Vehicles Cash Fund.  
8 The county treasurer or the department shall issue the special interest  
9 motor vehicle license plate in lieu of regular license plates when the  
10 applicant complies with the other provisions of the Motor Vehicle  
11 Registration Act for registration of the special interest motor vehicle.

12 (8) If the cost of manufacturing special interest motor vehicle  
13 license plates at any time exceeds the amount charged for license plates  
14 pursuant to section 60-3,102, any money to be credited to the Department  
15 of Motor Vehicles Cash Fund under this section shall instead be credited  
16 first to the Highway Trust Fund in an amount equal to the difference  
17 between the manufacturing costs of special interest motor vehicle license  
18 plates and the amount charged pursuant to section 60-3,102 with respect  
19 to such license plates and the remainder shall be credited to the  
20 Department of Motor Vehicles Cash Fund.

21 (9) The special interest motor vehicle license plate shall be  
22 affixed to the rear of the special interest motor vehicle.

23 (10) A special interest motor vehicle shall not be used for the same  
24 purposes and under the same conditions as other motor vehicles of the  
25 same type and shall not be used for business or occupation or regularly  
26 for transportation to and from work. A special interest motor vehicle may  
27 be driven on the public streets and roads only for occasional  
28 transportation, public displays, parades, and related pleasure or hobby  
29 activities.

30 (11) It shall be unlawful to own or operate a motor vehicle with  
31 special interest motor vehicle license plates in violation of this

1 section. Upon conviction of a violation of any provision of this section,  
2 a person shall be guilty of a Class V misdemeanor.

3 (12) For purposes of this section, special interest motor vehicle  
4 means a motor vehicle of any age which is being collected, preserved,  
5 restored, or maintained by the owner as a leisure pursuit and not used  
6 for general transportation of persons or cargo.

7 Sec. 22. Section 60-3,198, Reissue Revised Statutes of Nebraska, is  
8 amended to read:

9 60-3,198 (1)(a) Any owner engaged in operating a fleet of  
10 apportionable vehicles in this state in interjurisdiction commerce may,  
11 in lieu of registration of such apportionable vehicles under the general  
12 provisions of the Motor Vehicle Registration Act, register and license  
13 such fleet for operation in this state by filing a statement and the  
14 application required by section 60-3,203 with the Division of Motor  
15 Carrier Services of the department. The statement shall be in such form  
16 and contain such information as the division requires, declaring the  
17 total mileage operated by such vehicles in all jurisdictions and in this  
18 state during the preceding year and describing and identifying each such  
19 apportionable vehicle to be operated in this state during the ensuing  
20 license period year.

21 (b)(i) Until July 1, 2021, upon receipt of such statement and  
22 application, the division shall determine the total fee payment, which  
23 shall be equal to the amount of fees due pursuant to section 60-3,203 and  
24 the amount obtained by applying the formula provided in section 60-3,204  
25 to a fee of thirty-two dollars per ton based upon gross vehicle weight of  
26 the empty weights of a truck or truck-tractor and the empty weights of  
27 any trailer or combination thereof with which it is to be operated in  
28 combination at any one time plus the weight of the maximum load to be  
29 carried thereon at any one time, and shall notify the applicant of the  
30 amount of payment required to be made. Mileage operated in noncontracting  
31 reciprocity jurisdictions by apportionable vehicles based in Nebraska

1 shall be applied to the portion of the formula for determining the  
2 Nebraska injurisdiction fleet distance.

3 (ii) Beginning July 1, 2021, and until July 1, 2025, upon receipt of  
4 such statement and application, the division shall determine the total  
5 fee payment, which shall be equal to the amount of fees due pursuant to  
6 section 60-3,203 and the amount obtained by applying the formula provided  
7 in section 60-3,204 to a fee of thirty-five dollars per ton based upon  
8 gross vehicle weight of the empty weights of a truck or truck-tractor and  
9 the empty weights of any trailer or combination thereof with which it is  
10 to be operated in combination at any one time plus the weight of the  
11 maximum load to be carried thereon at any one time, and shall notify the  
12 applicant of the amount of payment required to be made. Mileage operated  
13 in noncontracting reciprocity jurisdictions by apportionable vehicles  
14 based in Nebraska shall be applied to the portion of the formula for  
15 determining the Nebraska injurisdiction fleet distance.

16 (iii) Beginning July 1, 2025, upon receipt of such statement and  
17 application, the division shall determine the total fee payment, which  
18 shall be equal to the amount of fees due pursuant to section 60-3,203 and  
19 the amount obtained by applying the formula provided in section 60-3,204  
20 to a fee of thirty-three dollars and fifty cents per ton based upon gross  
21 vehicle weight of the empty weights of a truck or truck-tractor and the  
22 empty weights of any trailer or combination thereof with which it is to  
23 be operated in combination at any one time plus the weight of the maximum  
24 load to be carried thereon at any one time, and shall notify the  
25 applicant of the amount of payment required to be made. Mileage operated  
26 in noncontracting reciprocity jurisdictions by apportionable vehicles  
27 based in Nebraska shall be applied to the portion of the formula for  
28 determining the Nebraska injurisdiction fleet distance.

29 (c) Temporary authority which permits the operation of a fleet or an  
30 addition to a fleet in this state while the application is being  
31 processed may be issued upon application to the division if necessary to

1 complete processing of the application.

2 (d) Upon completion of such processing and receipt of the  
3 appropriate fees, the division shall issue to the applicant a sufficient  
4 number of distinctive registration certificates which provide a list of  
5 the jurisdictions in which the apportionable vehicle has been  
6 apportioned, the weight for which registered, and such other evidence of  
7 registration for display on the apportionable vehicle as the division  
8 determines appropriate for each of the apportionable vehicles of his or  
9 her fleet, identifying it as a part of an interjurisdiction fleet  
10 proportionately registered. Such registration certificates may be  
11 displayed as a legible paper copy or electronically as authorized by the  
12 department. All fees received as provided in this section shall be  
13 remitted to the State Treasurer for credit to the Motor Carrier Services  
14 Division Distributive Fund.

15 (e) The apportionable vehicles so registered shall be exempt from  
16 all further registration and license fees under the Motor Vehicle  
17 Registration Act for movement or operation in the State of Nebraska  
18 except as provided in section 60-3,203. The proportional registration and  
19 licensing provision of this section shall apply to apportionable vehicles  
20 added to such fleets and operated in this state during the license period  
21 ~~year~~ except with regard to permanent license plates issued under section  
22 60-3,203.

23 (f) The right of applicants to proportional registration under this  
24 section shall be subject to the terms and conditions of any reciprocity  
25 agreement, contract, or consent made by the division.

26 (g) When a nonresident fleet owner has registered his or her  
27 apportionable vehicles, his or her apportionable vehicles shall be  
28 considered as fully registered for both interjurisdiction and  
29 intrajurisdiction commerce when the jurisdiction of base registration for  
30 such fleet accords the same consideration for fleets with a base  
31 registration in Nebraska. Each apportionable vehicle of a fleet

1 registered by a resident of Nebraska shall be considered as fully  
2 registered for both interjurisdiction and intrajurisdiction commerce.

3 (2) Mileage proportions for interjurisdiction fleets not operated in  
4 this state during the preceding year shall be determined by the division  
5 upon the application of the applicant on forms to be supplied by the  
6 division which shall show the operations of the preceding year in other  
7 jurisdictions and estimated operations in Nebraska or, if no operations  
8 were conducted the previous year, a full statement of the proposed method  
9 of operation.

10 (3) Any owner complying with and being granted proportional  
11 registration shall preserve the records on which the application is made  
12 for a period of three years following the current registration period  
13 ~~year~~. Upon request of the division, the owner shall make such records  
14 available to the division at its office for audit as to accuracy of  
15 computation and payments or pay the costs of an audit at the home office  
16 of the owner by a duly appointed representative of the division if the  
17 office where the records are maintained is not within the State of  
18 Nebraska. The division may enter into agreements with agencies of other  
19 jurisdictions administering motor vehicle registration laws for joint  
20 audits of any such owner. All payments received to cover the costs of an  
21 audit shall be remitted by the division to the State Treasurer for credit  
22 to the Motor Carrier Division Cash Fund. No deficiency shall be assessed  
23 and no claim for credit shall be allowed for any license registration  
24 period ~~year~~ for which records on which the application was made are no  
25 longer required to be maintained.

26 (4) If the division claims that a greater amount of fee is due under  
27 this section than was paid, the division shall notify the owner of the  
28 additional amount claimed to be due. The owner may accept such claim and  
29 pay the amount due, or he or she may dispute the claim and submit to the  
30 division any information which he or she may have in support of his or  
31 her position. If the dispute cannot otherwise be resolved within the



1 division, the owner may petition for an appeal of the matter. The  
2 director shall appoint a hearing officer who shall hear the dispute and  
3 issue a written decision. Any appeal shall be in accordance with the  
4 Administrative Procedure Act. Upon expiration of the time for perfecting  
5 an appeal if no appeal is taken or upon final judicial determination if  
6 an appeal is taken, the division shall deny the owner the right to  
7 further registration for a fleet license until the amount finally  
8 determined to be due, together with any costs assessed against the owner,  
9 has been paid.

10 (5) Every applicant who licenses any apportionable vehicles under  
11 this section and section 60-3,203 shall have his or her registration  
12 certificates issued only after all fees under such sections are paid and,  
13 if applicable, proof has been furnished of payment, in the form  
14 prescribed by the director as directed by the United States Secretary of  
15 the Treasury, of the federal heavy vehicle use tax imposed by 26 U.S.C.  
16 4481 of the Internal Revenue Code as defined in section 49-801.01.

17 (6)(a) In the event of the transfer of ownership of any registered  
18 apportionable vehicle, (b) in the case of loss of possession because of  
19 fire, natural disaster, theft, or wrecking, junking, or dismantling of  
20 any registered apportionable vehicle, (c) when a salvage branded  
21 certificate of title is issued for any registered apportionable vehicle,  
22 (d) whenever a type or class of registered apportioned vehicle is  
23 subsequently declared by legislative act or court decision to be illegal  
24 or ineligible to be operated or towed on the public roads and no longer  
25 subject to registration fees and taxes, (e) upon trade-in or surrender of  
26 a registered apportionable vehicle under a lease, or (f) in case of a  
27 change in the situs of a registered apportionable vehicle to a location  
28 outside of this state, its registration shall expire, except that if the  
29 registered owner or lessee applies to the division after such transfer or  
30 loss of possession and accompanies the application with a fee of one  
31 dollar and fifty cents, he or she may have any remaining credit of

1 vehicle fees and taxes from the previously registered apportionable  
2 vehicle applied toward payment of any vehicle fees and taxes due and  
3 owing on another registered apportionable vehicle. If such registered  
4 apportionable vehicle has a greater gross vehicle weight than that of the  
5 previously registered apportionable vehicle, the registered owner or  
6 lessee of the registered apportionable vehicle shall additionally pay  
7 only the registration fee for the increased gross vehicle weight for the  
8 remaining months of the registration period ~~year~~ based on the factors  
9 determined by the division in the original fleet application.

10 (7) Whenever a Nebraska-based fleet owner files an application with  
11 the division to delete a registered apportionable vehicle from a fleet of  
12 registered apportionable vehicles (a) because of a transfer of ownership  
13 of the registered apportionable vehicle, (b) because of loss of  
14 possession due to fire, natural disaster, theft, or wrecking, junking, or  
15 dismantling of the registered apportionable vehicle, (c) because a  
16 salvage branded certificate of title is issued for the registered  
17 apportionable vehicle, (d) because a type or class of registered  
18 apportioned vehicle is subsequently declared by legislative act or court  
19 decision to be illegal or ineligible to be operated or towed on the  
20 public roads and no longer subject to registration fees and taxes, (e)  
21 because of a trade-in or surrender of the registered apportionable  
22 vehicle under a lease, or (f) because of a change in the situs of the  
23 registered apportionable vehicle to a location outside of this state, the  
24 registered owner may, by returning the registration certificate or  
25 certificates and such other evidence of registration used by the division  
26 or, if such certificate or certificates or such other evidence of  
27 registration is unavailable, then by making an affidavit to the division  
28 of such transfer or loss, receive a refund of that portion of the unused  
29 registration fee based upon the number of unexpired months remaining in  
30 the registration period ~~year~~ from the date of transfer or loss. No refund  
31 shall be allowed for any fees paid under section 60-3,203. When such

1 apportionable vehicle is transferred or lost within the same month as  
2 acquired, no refund shall be allowed for such month. Such refund may be  
3 in the form of a credit against any registration fees that have been  
4 incurred or are, at the time of the refund, being incurred by the  
5 registered apportionable vehicle owner. The Nebraska-based fleet owner  
6 shall make a claim for a refund under this subsection within the  
7 registration period or shall be deemed to have forfeited his or her right  
8 to the refund.

9 (8) In case of addition to the registered fleet during the  
10 registration period year, the owner engaged in operating the fleet shall  
11 pay the proportionate registration fee from the date the vehicle was  
12 placed into service or, if the vehicle was previously registered, the  
13 date the prior registration expired or the date Nebraska became the base  
14 jurisdiction for the fleet, whichever is first, for the remaining balance  
15 of the registration period year. The fee for any permanent license plate  
16 issued for such addition pursuant to section 60-3,203 shall be the full  
17 fee required by such section, regardless of the number of months  
18 remaining in the license period year.

19 (9) In lieu of registration under subsections (1) through (8) of  
20 this section, the title holder of record may apply to the division for  
21 special registration, to be known as an unladen-weight registration, for  
22 any commercial motor vehicle or combination of vehicles which have been  
23 registered to a Nebraska-based fleet owner within the current or previous  
24 registration period year. Such registration shall be valid only for a  
25 period of thirty days and shall give no authority to operate the vehicle  
26 except when empty. The fee for such registration shall be twenty dollars  
27 for each vehicle, which fee shall be remitted to the State Treasurer for  
28 credit to the Highway Trust Fund. The issuance of such permits shall be  
29 governed by section 60-3,179.

30 (10) Any person may, in lieu of registration under subsections (1)  
31 through (8) of this section or for other jurisdictions as approved by the

1 director, purchase a trip permit for any nonresident truck, truck-  
2 tractor, bus, or truck or truck-tractor combination. A trip permit shall  
3 be issued before any person required to obtain a trip permit enters this  
4 state with such vehicle. The trip permit shall be issued by the director  
5 through Internet sales from the department's website. The trip permit  
6 shall be valid for a period of seventy-two hours. The fee for the trip  
7 permit shall be twenty-five dollars for each truck, truck-tractor, bus,  
8 or truck or truck-tractor combination. The fee collected by the director  
9 shall be remitted to the State Treasurer for credit to the Highway Cash  
10 Fund.

11 Sec. 23. Section 60-3,203, Reissue Revised Statutes of Nebraska, is  
12 amended to read:

13 60-3,203 (1)(a) ~~(1)~~ Upon application and payment of the fees  
14 required pursuant to this section and section 60-3,198, the Division of  
15 Motor Carrier Services of the department shall issue to the owner of any  
16 fleet of apportionable commercial vehicles with a base registration in  
17 Nebraska a permanent license plate for each truck, truck-tractor, and  
18 trailer in the fleet. The application shall be accompanied by a fee of  
19 three dollars for each truck or truck-tractor and six dollars per  
20 trailer. The application shall be on a form developed by the division.

21 (b) The department may deliver the plates and registration  
22 certificate to the applicant by United States mail. The department may  
23 charge a postage and handling fee in an amount not more than necessary to  
24 recover the cost of postage and handling for the specific items mailed to  
25 the registrant.

26 (c) The department shall remit fees collected pursuant to this  
27 subsection to the State Treasurer for credit to the Motor Carrier  
28 Division Cash Fund.

29 (2) Fleets of apportionable vehicles license plates shall display a  
30 distinctive license plate provided by the department pursuant to this  
31 section.

1           (3) Any license plate issued pursuant to this section shall remain  
2 affixed to the front of the truck or truck-tractor or to the rear of the  
3 trailer or semitrailer as long as the apportionable vehicle is registered  
4 pursuant to section 60-3,198 by the owner making the original application  
5 pursuant to subsection (1) of this section. Upon transfer of ownership of  
6 the truck, truck-tractor, or trailer or transfer of ownership of the  
7 fleet or at any time the truck, truck-tractor, or trailer is no longer  
8 registered pursuant to section 60-3,198, the license plate shall cease to  
9 be active and shall be processed according to the rules and regulations  
10 of the department.

11           (4) The renewal fee for each permanent plate shall be two dollars  
12 and shall be assessed and collected in each license period ~~year~~ after the  
13 period ~~year~~ in which the permanent license plates are initially issued at  
14 the time all other renewal fees are collected pursuant to section  
15 60-3,198 unless a truck, truck-tractor, or trailer has been deleted from  
16 the fleet registration.

17           (5)(a) If a permanent license plate is lost or destroyed, the owner  
18 shall submit an affidavit to that effect to the division prior to any  
19 deletion of the truck, truck-tractor, or trailer from the fleet  
20 registration. If the truck, truck-tractor, or trailer is not deleted from  
21 the fleet registration, a replacement permanent license plate may be  
22 issued upon payment of a fee of three dollars for each truck or truck-  
23 tractor and six dollars per trailer.

24           (b) If the registration certificate for any fleet vehicle is lost or  
25 stolen, the division shall collect a fee of one dollar for replacement of  
26 such certificate.

27           (6) If a truck, truck-tractor, or trailer for which a permanent  
28 license plate has been issued pursuant to this section is deleted from  
29 the fleet registration due to loss of possession by the registrant, the  
30 plate shall be returned to the division.

31           (7) The registrant shall be liable for the full amount of the

1 registration fee due for any truck, truck-tractor, or trailer not deleted  
2 from the fleet registration renewal.

3 (8) All fees collected pursuant to this section other than those  
4 collected pursuant to subdivisions (1)(b) and (c) of this section shall  
5 be remitted to the State Treasurer for credit to the Highway Cash Fund.

6 Sec. 24. Section 60-3,221, Reissue Revised Statutes of Nebraska, is  
7 amended to read:

8 60-3,221 (1) Except as otherwise provided in the Motor Vehicle  
9 Registration Act:

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

11 (i) Passenger car;

12 (ii) Commercial motor vehicle or apportionable vehicle;

13 (iii) Farm truck;

14 (iv) Local truck;

15 (v) Minitruck;

16 (vi) Recreational vehicle;~~or~~

17 (vii) Bus; or

18 (viii) Former military vehicle;

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

20 (i) A properly registered passenger car;

21 (ii) A properly registered commercial motor vehicle or apportionable  
22 vehicle;

23 (iii) A properly registered farm truck;

24 (iv) A properly registered local truck;

25 (v) A properly registered minitruck;

26 (vi) A properly registered recreational vehicle;

27 (vii) A properly registered motor vehicle which is engaged in soil  
28 and water conservation pursuant to section 60-3,149;

29 (viii) A properly registered well-boring apparatus;

30 (ix) A dealer-plated vehicle;

31 (x) A personal-use dealer-plated vehicle;

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

1 (f) A pole and cable reel trailer shall only be towed by a properly  
2 registered:

3 (i) Commercial motor vehicle or apportionable vehicle;

4 (ii) Local truck; or

5 (iii) Public power district motor vehicle or, beginning January 1,  
6 2023, metropolitan utilities district motor vehicle;

7 (g) A dealer-plated trailer shall only be towed by:

8 (i) A dealer-plated vehicle;

9 (ii) A properly registered passenger car;

10 (iii) A properly registered commercial motor vehicle or  
11 apportionable vehicle;

12 (iv) A properly registered farm truck;

13 (v) A properly registered minitruck;~~or~~

14 (vi) A personal-use dealer-plated vehicle; or

15 (vii) A properly registered former military vehicle;

16 (h) Trailers registered pursuant to section 60-3,198 as part of an  
17 apportioned fleet shall only be towed by:

18 (i) A properly registered motor vehicle which is engaged in soil and  
19 water conservation pursuant to section 60-3,149;

20 (ii) A properly registered local truck;

21 (iii) A properly registered well-boring apparatus;

22 (iv) A properly registered commercial motor vehicle or apportionable  
23 vehicle;

24 (v) A dealer-plated vehicle;

25 (vi) A personal-use dealer-plated vehicle;

26 (vii) A properly registered bus; or

27 (viii) A properly registered farm truck; and

28 (i) A trailer registered as a historical vehicle pursuant to  
29 sections 60-3,130 to 60-3,134 shall only be towed by:

30 (i) A motor vehicle properly registered as a historical vehicle  
31 pursuant to sections 60-3,130 to 60-3,134;



- 1 (ii) A properly registered passenger car;
- 2 (iii) A properly registered commercial motor vehicle or
- 3 apportionable vehicle; or
- 4 (iv) A properly registered local truck.

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

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

10 Sec. 25. Section 60-3,226, Reissue Revised Statutes of Nebraska, is  
11 amended to read:

12 60-3,226 (1) The department shall design license plates to be known  
13 as Mountain Lion Conservation Plates. The department shall create designs  
14 reflecting support for the conservation of the mountain lion population.  
15 The design shall be selected on the basis of limiting the manufacturing  
16 cost of each plate to an amount less than or equal to the amount charged  
17 for license plates pursuant to section 60-3,102. ~~The department shall~~  
18 ~~make applications available for this type of plate by October 1, 2016.~~  
19 The department may adopt and promulgate rules and regulations to carry  
20 out this section and section 60-3,227.

21 (2) One type of Mountain Lion Conservation Plates shall be  
22 alphanumeric plates. The department shall:

- 23 (a) Assign a designation up to five characters; and
- 24 (b) Not use a county designation.

25 (3) One type of Mountain Lion Conservation Plates shall be  
26 personalized message plates. Such plates shall be issued subject to the  
27 same conditions specified for personalized message license plates in  
28 section 60-3,118, except that a maximum of five characters may be used.

29 (4) The department shall cease to issue Mountain Lion Conservation  
30 Plates beginning with the next license plate issuance cycle after the  
31 license plate issuance cycle that begins in 2023 pursuant to section

1 60-3,101 if the total number of registered vehicles that obtained such  
2 plates is less than five hundred per year within any prior consecutive  
3 two-year period.

4 Sec. 26. Section 60-3,232, Reissue Revised Statutes of Nebraska, is  
5 amended to read:

6 60-3,232 (1) The department shall design license plates to be known  
7 as Choose Life License Plates. The department shall create designs  
8 reflecting support for the protection of Nebraska's children. The design  
9 shall be selected on the basis of limiting the manufacturing cost of each  
10 plate to an amount less than or equal to the amount charged for license  
11 plates pursuant to section 60-3,102. ~~The department shall make~~  
12 ~~applications available for this type of plate beginning January 1, 2018.~~  
13 The department may adopt and promulgate rules and regulations to carry  
14 out this section and section 60-3,233.

15 (2) One type of Choose Life License Plates shall be alphanumeric  
16 plates. The department shall:

17 (a) Assign a designation up to five characters; and

18 (b) Not use a county designation.

19 (3) One type of Choose Life License Plates shall be personalized  
20 message plates. Such plates shall be issued subject to the same  
21 conditions specified for personalized message license plates in section  
22 60-3,118, except that a maximum of five characters may be used.

23 (4) The department shall cease to issue Choose Life License Plates  
24 beginning with the next license plate issuance cycle after the license  
25 plate issuance cycle that begins in 2023 pursuant to section 60-3,101 if  
26 the total number of registered vehicles that obtained such plates is less  
27 than five hundred per year within any prior consecutive two-year period.

28 Sec. 27. Section 60-3,233, Reissue Revised Statutes of Nebraska, is  
29 amended to read:

30 60-3,233 (1) A person may apply to the department for Choose Life  
31 License Plates in lieu of regular license plates on an application

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

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

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

31 (3)(a) When the department receives an application for Choose Life

1 License Plates, the department shall deliver the plates and registration  
2 certificate to the applicant by United States mail or to the county  
3 treasurer of the county in which the motor vehicle or trailer is  
4 registered and the delivery of the plates and registration certificate  
5 shall be made through a secure process and system. The department may  
6 charge a postage and handling fee in an amount not more than necessary to  
7 recover the cost of postage and handling for the specific items mailed to  
8 the registrant. The department shall remit the fee to the State Treasurer  
9 for credit to the Department of Motor Vehicles Cash Fund. The county  
10 treasurer shall issue Choose Life License Plates in lieu of regular  
11 license plates when the applicant complies with the other provisions of  
12 the Motor Vehicle Registration Act for registration of the motor vehicle  
13 or trailer. If Choose Life License Plates are lost, stolen, or mutilated,  
14 the licensee shall be issued replacement license plates upon request  
15 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 (4) The owner of a motor vehicle or trailer bearing Choose Life  
29 License Plates may apply to the county treasurer to have such plates  
30 transferred to a motor vehicle other than the vehicle for which such  
31 plates were originally purchased if such vehicle is owned by the owner of

1 the plates. The owner may have the unused portion of the fee for the  
2 plates credited to the other vehicle which will bear the plates at the  
3 rate of eight and one-third percent per month for each full month left in  
4 the registration period. Application for such transfer shall be  
5 accompanied by a fee of three dollars. Fees collected pursuant to this  
6 subsection shall be remitted to the State Treasurer for credit to the  
7 Department of Motor Vehicles Cash Fund.

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

20 Sec. 28. Section 60-3,237, Reissue Revised Statutes of Nebraska, is  
21 amended to read:

22 60-3,237 (1) The department shall design license plates to be known  
23 as Wildlife Conservation Plates. The department shall create no more than  
24 three designs reflecting support for the conservation of Nebraska  
25 wildlife, including sandhill cranes, bighorn sheep, and ornate box  
26 turtles. Each design shall be selected on the basis of limiting the  
27 manufacturing cost of each plate to an amount less than or equal to the  
28 amount charged for license plates pursuant to section 60-3,102. The  
29 ~~department shall make applications available for this type of plate by~~  
30 ~~January 1, 2021.~~ The department may adopt and promulgate rules and  
31 regulations to carry out this section and section 60-3,238.

1 (2) One type of Wildlife Conservation Plates shall be alphanumeric  
2 plates. The department shall:

3 (a) Assign a designation up to five characters; and

4 (b) Not use a county designation.

5 (3) One type of Wildlife Conservation Plates shall be personalized  
6 message plates. Such plates shall be issued subject to the same  
7 conditions specified for personalized message license plates in section  
8 60-3,118, except that a maximum of five characters may be used.

9 (4) The department shall cease to issue Wildlife Conservation Plates  
10 beginning with the next license plate issuance cycle after the license  
11 plate issuance cycle that begins in 2023 pursuant to section 60-3,101 if  
12 the total number of registered vehicles that obtained such plates is less  
13 than five hundred per year within any prior consecutive two-year period.

14 Sec. 29. Section 60-3,241, Reissue Revised Statutes of Nebraska, is  
15 amended to read:

16 60-3,241 (1) The department shall design license plates to be known  
17 as Sammy's Superheroes license plates for childhood cancer awareness. The  
18 design shall include a blue handprint over a yellow ribbon and the words  
19 "childhood cancer awareness". The design shall be selected on the basis  
20 of limiting the manufacturing cost of each plate to an amount less than  
21 or equal to the amount charged for license plates pursuant to section  
22 60-3,102. ~~The department shall make applications available for this type~~  
23 ~~of plate beginning January 1, 2021.~~ The department may adopt and  
24 promulgate rules and regulations to carry out this section and section  
25 60-3,242.

26 (2) One type of Sammy's Superheroes license plates for childhood  
27 cancer awareness shall be alphanumeric plates. The department shall:

28 (a) Assign a designation up to five characters; and

29 (b) Not use a county designation.

30 (3) One type of Sammy's Superheroes license plates for childhood  
31 cancer awareness shall be personalized message plates. Such plates shall

1 be issued subject to the same conditions specified for personalized  
2 message license plates in section 60-3,118, except that a maximum of five  
3 characters may be used.

4 (4) The department shall cease to issue Sammy's Superheroes license  
5 plates for childhood cancer awareness beginning with the next license  
6 plate issuance cycle after the license plate issuance cycle that begins  
7 in 2023 pursuant to section 60-3,101 if the total number of registered  
8 vehicles that obtained such plates is less than five hundred per year  
9 within any prior consecutive two-year period.

10 Sec. 30. Section 60-3,243, Reissue Revised Statutes of Nebraska, is  
11 amended to read:

12 60-3,243 (1) The department shall design license plates to be known  
13 as Support Our Troops Plates. The department shall create a design  
14 reflecting support for troops from all branches of the armed forces. The  
15 design shall be selected on the basis of limiting the manufacturing cost  
16 of each plate to an amount less than or equal to the amount charged for  
17 license plates pursuant to section 60-3,102. ~~The department shall make~~  
18 ~~applications available for this type of plate by January 1, 2021.~~ The  
19 department may adopt and promulgate rules and regulations to carry out  
20 this section and section 60-3,244.

21 (2) One type of Support Our Troops Plates shall be alphanumeric  
22 plates. The department shall:

23 (a) Assign a designation up to five characters; and

24 (b) Not use a county designation.

25 (3) One type of Support Our Troops Plates shall be personalized  
26 message plates. Such plates shall be issued subject to the same  
27 conditions specified for personalized message license plates in section  
28 60-3,118, except that a maximum of five characters may be used.

29 (4) The department shall cease to issue Support Our Troops Plates  
30 beginning with the next license plate issuance cycle after the license  
31 plate issuance cycle that begins in 2023 pursuant to section 60-3,101 if

1 the total number of registered vehicles that obtained such plates is less  
2 than five hundred per year within any prior consecutive two-year period.

3 Sec. 31. Section 60-3,245, Reissue Revised Statutes of Nebraska, is  
4 amended to read:

5 60-3,245 (1) The department shall design license plates to be known  
6 as Donate Life Plates. The design shall support organ and tissue  
7 donation, registration as a donor on the Donor Registry of Nebraska, and  
8 the federally designated organ procurement organization for Nebraska. The  
9 design shall be selected on the basis of limiting the manufacturing cost  
10 of each plate to an amount less than or equal to the amount charged for  
11 license plates pursuant to section 60-3,102. ~~The department shall make~~  
12 ~~applications available for this type of plate beginning January 1, 2021.~~  
13 The department may adopt and promulgate rules and regulations to carry  
14 out this section and section 60-3,246.

15 (2) One type of Donate Life Plates shall be alphanumeric plates. The  
16 department shall:

17 (a) Assign a designation up to five characters; and

18 (b) Not use a county designation.

19 (3) One type of Donate Life Plates shall be personalized message  
20 plates. Such plates shall be issued subject to the same conditions  
21 specified for personalized message license plates in section 60-3,118,  
22 except that a maximum of five characters may be used.

23 (4) The department shall cease to issue Donate Life Plates beginning  
24 with the next license plate issuance cycle after the license plate  
25 issuance cycle that begins in 2023 pursuant to section 60-3,101 if the  
26 total number of registered vehicles that obtained such plates is less  
27 than five hundred per year within any prior consecutive two-year period.

28 Sec. 32. Section 60-3,247, Reissue Revised Statutes of Nebraska, is  
29 amended to read:

30 60-3,247 (1) The department shall design license plates to be known  
31 as Down Syndrome Awareness Plates. The design shall include the words



1 "Down syndrome awareness" inside a heart-shaped yellow and blue ribbon.  
2 The design shall be selected on the basis of limiting the manufacturing  
3 cost of each plate to an amount less than or equal to the amount charged  
4 for license plates pursuant to section 60-3,102. ~~The department shall~~  
5 ~~make applications available for this type of plate beginning January 1,~~  
6 ~~2021.~~ The department may adopt and promulgate rules and regulations to  
7 carry out this section and section 60-3,248.

8 (2) One type of Down Syndrome Awareness Plates shall be alphanumeric  
9 plates. The department shall:

10 (a) Assign a designation up to five characters; and

11 (b) Not use a county designation.

12 (3) One type of Down Syndrome Awareness Plates shall be personalized  
13 message plates. Such plates shall be issued subject to the same  
14 conditions specified for personalized message license plates in section  
15 60-3,118, except that a maximum of five characters may be used.

16 (4) The department shall cease to issue Down Syndrome Awareness  
17 Plates beginning with the next license plate issuance cycle after the  
18 license plate issuance cycle that begins in 2023 pursuant to section  
19 60-3,101 if the total number of registered vehicles that obtained such  
20 plates is less than five hundred per year within any prior consecutive  
21 two-year period.

22 Sec. 33. Section 60-3,249, Reissue Revised Statutes of Nebraska, is  
23 amended to read:

24 60-3,249 (1) The department shall design license plates to be known  
25 as Pets for Vets Plates. The design shall support veterans and companion  
26 or therapy pet animals. The design shall be selected on the basis of  
27 limiting the manufacturing cost of each plate to an amount less than or  
28 equal to the amount charged for license plates pursuant to section  
29 60-3,102. ~~The department shall make applications available for this type~~  
30 ~~of plate beginning January 1, 2021.~~ The department may adopt and  
31 promulgate rules and regulations to carry out this section and section

1 60-3,250.

2 (2) One type of Pets for Vets Plates shall be alphanumeric plates.

3 The department shall:

4 (a) Assign a designation up to five characters; and

5 (b) Not use a county designation.

6 (3) One type of Pets for Vets Plates shall be personalized message  
7 plates. Such plates shall be issued subject to the same conditions  
8 specified for personalized message license plates in section 60-3,118,  
9 except that a maximum of five characters may be used.

10 (4) The department shall cease to issue Pets for Vets Plates  
11 beginning with the next license plate issuance cycle after the license  
12 plate issuance cycle that begins in 2023 pursuant to section 60-3,101 if  
13 the total number of registered vehicles that obtained such plates is less  
14 than five hundred per year within any prior consecutive two-year period.

15 Sec. 34. Section 60-3,251, Reissue Revised Statutes of Nebraska, is  
16 amended to read:

17 60-3,251 (1) The department shall design license plates to be known  
18 as Support the Arts Plates. The design shall be selected in consultation  
19 with the Nebraska Arts Council and shall support the arts in Nebraska.  
20 The design shall be selected on the basis of limiting the manufacturing  
21 cost of each plate to an amount less than or equal to the amount charged  
22 for license plates pursuant to section 60-3,102. ~~The department shall~~  
23 ~~make applications available for this type of plate beginning January 1,~~  
24 ~~2021.~~ The department may adopt and promulgate rules and regulations to  
25 carry out this section and section 60-3,252.

26 (2) One type of Support the Arts Plates shall be alphanumeric  
27 plates. The department shall:

28 (a) Assign a designation up to five characters; and

29 (b) Not use a county designation.

30 (3) One type of Support the Arts Plates shall be personalized  
31 message plates. Such plates shall be issued subject to the same

1 conditions specified for personalized message license plates in section  
2 60-3,118, except that a maximum of five characters may be used.

3 (4) The department shall cease to issue Support the Arts Plates  
4 beginning with the next license plate issuance cycle after the license  
5 plate issuance cycle that begins in 2023 pursuant to section 60-3,101 if  
6 the total number of registered vehicles that obtained such plates is less  
7 than five hundred per year within any prior consecutive two-year period.

8 Sec. 35. Section 60-3,253, Reissue Revised Statutes of Nebraska, is  
9 amended to read:

10 60-3,253 (1) The department shall design license plates to be known  
11 as The Good Life Is Outside Plates. The design shall reflect the  
12 importance of safe walking and biking in Nebraska and the value of our  
13 recreational trails. The design shall be selected on the basis of  
14 limiting the manufacturing cost of each plate to an amount less than or  
15 equal to the amount charged for license plates pursuant to section  
16 60-3,102. ~~The department shall make applications available for this type~~  
17 ~~of plate beginning January 1, 2021.~~ The department may adopt and  
18 promulgate rules and regulations to carry out this section and section  
19 60-3,254.

20 (2) One type of The Good Life Is Outside Plates shall be  
21 alphanumeric plates. The department shall:

22 (a) Assign a designation up to five characters; and

23 (b) Not use a county designation.

24 (3) One type of The Good Life Is Outside Plates shall be  
25 personalized message plates. Such plates shall be issued subject to the  
26 same conditions specified for personalized message license plates in  
27 section 60-3,118, except that a maximum of five characters may be used.

28 (4) The department shall cease to issue The Good Life Is Outside  
29 Plates beginning with the next license plate issuance cycle after the  
30 license plate issuance cycle that begins in 2023 pursuant to section  
31 60-3,101 if the total number of registered vehicles that obtained such

1 plates is less than five hundred per year within any prior consecutive  
2 two-year period.

3 Sec. 36. Section 60-462, Reissue Revised Statutes of Nebraska, is  
4 amended to read:

5 60-462 Sections 60-462 to 60-4,189 and section 38 of this act shall  
6 be known and may be cited as the Motor Vehicle Operator's License Act.

7 Sec. 37. Section 60-463, Reissue Revised Statutes of Nebraska, is  
8 amended to read:

9 60-463 For purposes of the Motor Vehicle Operator's License Act, the  
10 definitions found in sections 60-463.01 to 60-478 and section 38 of this  
11 act shall be used.

12 Sec. 38. Mobile operator's or driver's license means an operator's  
13 or driver's license electronically stored on or accessed via an  
14 electronic device.

15 Sec. 39. Section 60-481, Reissue Revised Statutes of Nebraska, is  
16 amended to read:

17 60-481 (1) The director pursuant to law shall publish on the  
18 website of the department a synopsis or summary of the statutory driving  
19 rules of this state. Such summary shall contain , together with such  
20 cautionary and advisory comments as determined by the director, including  
21 a description of how to legally operate a motor vehicle in order to avoid  
22 arrest.

23 (2) The director may provide to him or her seem fit, and shall  
24 deliver a copy of the such synopsis or summary described in subsection  
25 (1) of this section without charge upon request by a member of the public  
26 with each operator's license. Such rules shall contain a summary of the  
27 state's laws for operating a motor vehicle to avoid arrest.

28 Sec. 40. Section 60-490, Reissue Revised Statutes of Nebraska, is  
29 amended to read:

30 60-490 (1) Operators' licenses issued to persons required to use  
31 bioptic or telescopic lenses as provided in section 60-4,118 shall expire

1 ~~annually on the licensee's birthday for all such licenses issued prior to~~  
2 ~~January 1, 2007, and on the licensee's birthday in the second year after~~  
3 ~~issuance, unless specifically restricted to a shorter renewal period as~~  
4 ~~determined under section 60-4,118, for all such licenses issued on or~~  
5 ~~after January 1, 2007.~~

6 (2) Except for state identification cards issued to persons less  
7 than twenty-one years of age, all state identification cards expire on  
8 the cardholder's birthday in the fifth year after issuance. A state  
9 identification card issued to a person who is less than twenty-one years  
10 of age expires on his or her twenty-first birthday or on his or her  
11 birthday in the fifth year after issuance, whichever comes first.

12 (3) Except as otherwise provided in subsection (1) of this section  
13 and section 60-4,147.05 and except for operators' licenses issued to  
14 persons less than twenty-one years of age, operators' licenses issued  
15 pursuant to the Motor Vehicle Operator's License Act expire on the  
16 licensee's birthday in the fifth year after issuance. An operator's  
17 license issued to a person less than twenty-one years of age expires on  
18 his or her twenty-first birthday. Except as otherwise provided in section  
19 60-4,147.05, the Department of Motor Vehicles shall mail out a renewal  
20 notice for each operator's license at least thirty days before the  
21 expiration of the operator's license.

22 (4)(a) The expiration date shall be stated on each operator's  
23 license or state identification card.

24 (b) Except as otherwise provided in section 60-4,147.05, licenses  
25 and state identification cards issued to persons who are twenty-one years  
26 of age or older which expire under this section may be renewed within a  
27 ninety-day period before the expiration date. Any person who is twenty-  
28 one years of age or older and who is the holder of a valid operator's  
29 license or state identification card may renew his or her license or card  
30 prior to the ninety-day period before the expiration date on such license  
31 or card if such applicant furnishes proof that he or she will be absent

1 from the state during the ninety-day period prior to such expiration  
2 date.

3 (c) A person who is twenty years of age may apply for an operator's  
4 license or a state identification card within sixty days prior to his or  
5 her twenty-first birthday. The operator's license or state identification  
6 card may be issued within ten days prior to such birthday.

7 (d) A person who is under twenty years of age and who holds a state  
8 identification card may apply for renewal within a ninety-day period  
9 prior to the expiration date.

10 Sec. 41. Section 60-4,115, Reissue Revised Statutes of Nebraska, is  
11 amended to read:

12 60-4,115 (1) Fees for operators' licenses and state identification  
13 cards shall be collected by department personnel or the county treasurer  
14 and distributed according to the table in subsection (2) of this section,  
15 except for the ignition interlock permit and associated fees as outlined  
16 in subsection (4) of this section and the 24/7 sobriety program permit  
17 and associated fees as outlined in subsection (5) of this section. County  
18 officials shall remit the county portion of the fees collected to the  
19 county treasurer for placement in the county general fund. All other fees  
20 collected shall be remitted to the State Treasurer for credit to the  
21 appropriate fund.

22 (2) The fees provided in this subsection in the following dollar  
23 amounts apply for operators' licenses and state identification cards.

		Department		
		County	of Motor	State
	Document	General	Vehicles	General
		Fund	Cash Fund	Fund
		Fee		
24	State identification card:			
25	Valid for 1 year or less	5.00	2.75	1.25
26	Valid for more than 1 year			1.00

1	but not more than 2 years	10.00	2.75	4.00	3.25
2	Valid for more than 2 years				
3	but not more than 3 years	14.00	2.75	5.25	6.00
4	Valid for more than 3 years				
5	but not more than 4 years	19.00	2.75	8.00	8.25
6	Valid for more than 4 years				
7	for person under 21	24.00	2.75	10.25	11.00
8	Valid for 5 years	24.00	3.50	10.25	10.25
9	Replacement	11.00	2.75	6.00	2.25
10	Class 0 or M operator's				
11	license:				
12	Valid for 1 year or less	5.00	2.75	1.25	1.00
13	Valid for more than 1 year				
14	but not more than 2 years	10.00	2.75	4.00	3.25
15	Valid for more than 2 years				
16	but not more than 3 years	14.00	2.75	5.25	6.00
17	Valid for more than 3 years				
18	but not more than 4 years	19.00	2.75	8.00	8.25
19	Valid for 5 years	24.00	3.50	10.25	10.25
20	Bioptic or telescopic lens				
21	restriction:				
22	Valid for 1 year or less	5.00	0	5.00	0
23	Valid for more than 1 year				
24	but not more than 2 years	10.00	2.75	4.00	3.25
25	Replacement	11.00	2.75	6.00	2.25
26	Add, change, or remove class,				
27	endorsement, or restriction	5.00	0	5.00	0
28	Provisional operator's permit:				
29	Original	15.00	2.75	12.25	0

1	Bioptic or telescopic lens				
2	restriction:				
3	Valid for 1 year or less	5.00	0	5.00	0
4	Valid for more than 1 year				
5	but not more than 2 years	15.00	2.75	12.25	0
6	Replacement	11.00	2.75	6.00	2.25
7	Add, change, or remove class,				
8	endorsement, or restriction	5.00	0	5.00	0
9	LPD-learner's permit:				
10	Original	8.00	.25	5.00	2.75
11	Replacement	11.00	2.75	6.00	2.25
12	Add, change, or remove class,				
13	endorsement, or restriction	5.00	0	5.00	0
14	LPE-learner's permit:				
15	Original	8.00	.25	5.00	2.75
16	Replacement	11.00	2.75	6.00	2.25
17	Add, change, or remove class,				
18	endorsement, or restriction	5.00	0	5.00	0
19	School permit:				
20	Original	8.00	.25	5.00	2.75
21	Replacement	11.00	2.75	6.00	2.25
22	Add, change, or remove class,				
23	endorsement, or restriction	5.00	0	5.00	0
24	Farm permit:				
25	Original or renewal	5.00	.25	0	4.75
26	Replacement	5.00	.25	0	4.75
27	Add, change, or remove class,				
28	endorsement, or restriction	5.00	0	5.00	0
29	Driving permits:				



1	Employment	45.00	0	5.00	40.00
2	Medical hardship	45.00	0	5.00	40.00
3	Replacement	10.00	.25	5.00	4.75
4	Add, change, or remove class,				
5	endorsement, or restriction	5.00	0	5.00	0
6	Commercial driver's license:				
7	Valid for 1 year or less	11.00	1.75	5.00	4.25
8	Valid for more than 1 year				
9	but not more than 2 years	22.00	1.75	5.00	15.25
10	Valid for more than 2 years				
11	but not more than 3 years	33.00	1.75	5.00	26.25
12	Valid for more than 3 years				
13	but not more than 4 years	44.00	1.75	5.00	37.25
14	Valid for 5 years	55.00	1.75	5.00	48.25
15	Bioptic or telescopic lens				
16	restriction:				
17	Valid for one year or less	11.00	1.75	5.00	4.25
18	Valid for more than 1 year				
19	but not more than 2 years	22.00	1.75	5.00	15.25
20	Replacement	11.00	2.75	6.00	2.25
21	Add, change, or remove class,				
22	endorsement, or restriction	10.00	1.75	5.00	3.25
23	CLP-commercial learner's				
24	permit:				
25	Original or renewal	10.00	.25	5.00	4.75
26	Replacement	10.00	.25	5.00	4.75
27	Add, change, or remove class,				
28	endorsement, or restriction	10.00	.25	5.00	4.75
29	Seasonal permit:				

1	Original or renewal	10.00	.25	5.00	4.75
2	Replacement	10.00	.25	5.00	4.75
3	Add, change, or remove class,				
4	endorsement, or restriction	10.00	.25	5.00	4.75

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

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

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

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

25 (5)(a) The fee for a 24/7 sobriety program permit shall be forty-  
26 five dollars. Twenty-five dollars of the fee shall be remitted to the  
27 State Treasurer for credit to the Department of Motor Vehicles Cash Fund.  
28 Fifteen dollars of the fee shall be remitted to the State Treasurer for  
29 credit to the General Fund. Five dollars of the fee shall be remitted to  
30 the county treasurer ~~State Treasurer~~ for credit to the county general

1 ~~fund of the participant's county of residence.~~

2 (b) The fee for a replacement 24/7 sobriety program permit shall be  
3 eleven dollars. Two dollars and seventy-five cents of the fee shall be  
4 remitted to the county treasurer for credit to the county general fund ~~of~~  
5 ~~the participant's county of residence.~~ Six dollars of the fee shall be  
6 remitted to the State Treasurer for credit to the Department of Motor  
7 Vehicles Cash Fund. Two dollars and twenty-five cents of the fee shall be  
8 remitted to the State Treasurer for credit to the General Fund.

9 (c) The fee for adding, changing, or removing a class, endorsement,  
10 or restriction on a 24/7 sobriety program permit shall be five dollars.  
11 The fee shall be remitted to the State Treasurer for credit to the  
12 Department of Motor Vehicles Cash Fund.

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

23 Sec. 42. Section 60-4,122, Reissue Revised Statutes of Nebraska, is  
24 amended to read:

25 60-4,122 (1) Except as otherwise provided in subsections (2), (3),  
26 and (8) of this section, no original or renewal operator's license shall  
27 be issued to any person until such person has demonstrated his or her  
28 ability to operate a motor vehicle safely as provided in section  
29 60-4,114.

30 (2) Except as otherwise provided in this section and section  
31 60-4,127, any person who renews his or her Class O or Class M license

1 shall demonstrate his or her ability to drive and maneuver a motor  
2 vehicle safely as provided in subdivision (3)(b) of section 60-4,114 only  
3 at the discretion of department personnel, except that a person required  
4 to use bioptic or telescopic lenses shall be required to demonstrate his  
5 or her ability to drive and maneuver a motor vehicle safely each time he  
6 or she renews his or her license.

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

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

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

24 ~~(6)(a) If a (6) A nonresident who applies for an initial operator's~~  
25 ~~license in this state presents a physical or mobile and who holds a valid~~  
26 ~~operator's license from the individual's another state which is his or~~  
27 ~~her state of residence, the department may choose not to require such~~  
28 ~~individual may not be required to demonstrate his or her knowledge of the~~  
29 ~~motor vehicle laws of this state if he or she surrenders to the~~  
30 ~~department his or her valid out-of-state operator's license.~~

31 (b) A physical operator's license described in subdivision (a) of

1 this subsection shall be surrendered to the department.

2 (c) Upon issuing an initial operator's license described in  
3 subdivision (a) of this subsection, the department shall notify the state  
4 that issued the valid operator's license described in subdivision (a) of  
5 this subsection to invalidate such license.

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

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

28 (b) In order to allow for an orderly progression through the various  
29 types of operators' licenses issued to persons under twenty-one years of  
30 age, a qualified holder of an operator's license who is under twenty-one  
31 years of age and who has a digital image and digital signature preserved

1 in the digital system may apply for an operator's license by electronic  
2 means in a manner prescribed by the department using the preserved  
3 digital image and digital signature if the applicant has passed any  
4 required examinations prior to application, if his or her driving record  
5 abstract maintained in the records of the department shows that such  
6 person's operator's license is not impounded, suspended, revoked, or  
7 canceled, and if his or her driving record indicates that he or she is  
8 otherwise eligible.

9 (9) Any person who is twenty-one years of age or older and who has  
10 been issued a state identification card with a digital image and digital  
11 signature may electronically renew his or her state identification card  
12 by electronic means in a manner prescribed by the department using the  
13 preserved digital image and digital signature. Every person renewing a  
14 state identification card under this subsection, including a person who  
15 is out of the state at the time of renewal, must apply for renewal in  
16 person at least once every sixteen years and have a new digital image and  
17 digital signature captured.

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

22 Sec. 43. Section 60-4,124, Reissue Revised Statutes of Nebraska, is  
23 amended to read:

24 60-4,124 (1) A person who is younger than sixteen years and three  
25 months of age but is older than fourteen years and two months of age may  
26 be issued a school permit if such person either resides outside a city of  
27 the metropolitan, primary, or first class or attends a school which is  
28 outside a city of the metropolitan, primary, or first class and if such  
29 person has held an LPE-learner's permit for two months. A school permit  
30 shall not be issued until such person has demonstrated that he or she is  
31 capable of successfully operating a motor vehicle, moped, or motorcycle

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

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

25 (a) To and from where he or she attends school, or property used by  
26 the school he or she attends for purposes of school events or functions,  
27 over the most direct and accessible route by the nearest highway from his  
28 or her place of residence to transport such person or any family member  
29 who resides with such person to attend duly scheduled courses of  
30 instruction and extracurricular or school-related activities at the  
31 school he or she attends or on property used by the school he or she

1 attends; or

2 (b) Under the personal supervision of a licensed operator. Such  
3 licensed operator shall be at least twenty-one years of age and licensed  
4 by this state or another state and shall (i) for all motor vehicles other  
5 than autocycles, motorcycles, or mopeds, actually occupy the seat beside  
6 the permitholder, (ii) in the case of an autocycle, actually occupy the  
7 seat beside or behind the permitholder, or (iii) in the case of a  
8 motorcycle, other than an autocycle, or a moped, if the permitholder is  
9 within visual contact of and under the supervision of, in the case of a  
10 motorcycle, a licensed motorcycle operator or, in the case of a moped, a  
11 licensed motor vehicle operator.

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

17 (4) A person who is younger than sixteen years of age but is over  
18 fourteen years of age may be issued an LPE-learner's permit, which permit  
19 shall be valid for a period of six ~~three~~ months. An LPE-learner's permit  
20 shall not be issued until such person successfully completes a written  
21 examination prescribed by the department and demonstrates that he or she  
22 has sufficient powers of eyesight to safely operate a motor vehicle,  
23 moped, or motorcycle or an autocycle.

24 (5)(a) While holding the LPE-learner's permit, the person may  
25 operate a motor vehicle on the highways of this state if (i) for all  
26 motor vehicles other than autocycles, motorcycles, or mopeds, he or she  
27 has seated next to him or her a person who is a licensed operator, (ii)  
28 in the case of an autocycle, he or she has seated next to or behind him  
29 or her a person who is a licensed operator, or (iii) in the case of a  
30 motorcycle, other than an autocycle, or a moped, he or she is within  
31 visual contact of and is under the supervision of a person who, in the



1 case of a motorcycle, is a licensed motorcycle operator or, in the case  
2 of a moped, is a licensed motor vehicle operator. Such licensed motor  
3 vehicle or motorcycle operator shall be at least twenty-one years of age  
4 and licensed by this state or another state.

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

11 (6) Department personnel or the county treasurer shall collect the  
12 fee and surcharge prescribed in section 60-4,115 from each successful  
13 applicant for a school or LPE-learner's permit. All school permits shall  
14 be subject to impoundment or revocation under the terms of section  
15 60-496. Any person who violates the terms of a school permit shall be  
16 guilty of an infraction and shall not be eligible for another school,  
17 farm, LPD-learner's, or LPE-learner's permit until he or she has attained  
18 the age of sixteen years.

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

24 Sec. 44. Section 60-4,130.03, Reissue Revised Statutes of Nebraska,  
25 is amended to read:

26 60-4,130.03 (1) Any person less than twenty-one years of age who  
27 holds an operator's license or a provisional operator's permit and who  
28 has accumulated, within any twelve-month period, a total of six or more  
29 points on his or her driving record pursuant to section 60-4,182 shall be  
30 notified by the Department of Motor Vehicles of that fact and ordered to  
31 attend and successfully complete a driver improvement course consisting

1 of at least ~~four~~ eight hours of department-approved instruction. Notice  
2 shall be sent by regular United States mail to the last-known address as  
3 shown in the records of the department. If such person fails to complete  
4 the driver improvement course within three months after the date of  
5 notification, he or she shall have his or her operator's license  
6 suspended by the department.

7 (2) The director shall issue an order summarily suspending an  
8 operator's license until the licensee turns twenty-one years of age. Such  
9 order shall be sent by regular United States mail to the last-known  
10 address as shown in the records of the department. Such person shall not  
11 have his or her operator's license reinstated until he or she (a) has  
12 successfully completed the driver improvement course or has attained the  
13 age of twenty-one years and (b) has complied with section 60-4,100.01.

14 Sec. 45. Section 60-4,130.04, Reissue Revised Statutes of Nebraska,  
15 is amended to read:

16 60-4,130.04 Commercial driver safety course instructors shall  
17 possess competence as outlined in rules and regulations adopted and  
18 promulgated by the Department of Motor Vehicles. Instructors who teach  
19 the department-approved driver safety course in a public school or  
20 institution and possess competence as outlined in a driver's education  
21 endorsement shall be eligible to sign a form prescribed by the department  
22 or electronically submit test results to the department showing  
23 successful completion of the driver safety course. Each public school or  
24 institution offering a department-approved driver safety course shall be  
25 required to obtain a certificate and pay the fee pursuant to section  
26 60-4,130.05. ~~The Nebraska Safety Center shall offer a department-approved~~  
27 ~~driver safety course at least once each year in any county where no~~  
28 ~~approved course is offered.~~

29 Sec. 46. Section 60-4,139.01, Reissue Revised Statutes of Nebraska,  
30 is amended to read:

31 60-4,139.01 ~~An Beginning September 30, 2005,~~ an applicant for a

1 school bus endorsement shall satisfy the following three requirements:

2 (1) Pass the knowledge and skills test for obtaining a passenger  
3 vehicle endorsement;

4 (2) Have knowledge covering at least the following three topics:

5 (a) Loading and unloading children, including the safe operation of  
6 stop signal devices, external mirror systems, flashing lights, and other  
7 warning and passenger safety devices required for school buses by state  
8 or federal law or regulation;

9 (b) Emergency exits and procedures for safely evacuating passengers  
10 in an emergency; and

11 (c) State and federal laws and regulations related to safely  
12 traversing highway-rail grade crossings; and

13 (3) Take a driving skills test in a school bus of the same vehicle  
14 group as the school bus the applicant will drive.

15 Sec. 47. Section 60-4,149.01, Reissue Revised Statutes of Nebraska,  
16 is amended to read:

17 60-4,149.01 (1) A commercial driver's license examiner shall not  
18 require the commercial driver's license knowledge examination, except the  
19 hazardous material portion of the examination and any knowledge  
20 examinations not previously taken for that class of commercial motor  
21 vehicle or endorsement, if the applicant renews his or her commercial  
22 driver's license prior to its expiration or within one year after its  
23 expiration and if the applicant's driving record abstract maintained in  
24 the department's computerized records shows that his or her commercial  
25 driver's license is not suspended, revoked, canceled, or disqualified.

26 (2)(a) If a (2) A nonresident who applies for a commercial driver's  
27 license in this state presents a physical or mobile holds a valid  
28 commercial driver's license from another state, the department may choose  
29 not to require such individual shall not be required to take the  
30 commercial driver's license knowledge examination.

31 (b) Subdivision (a) of this subsection shall not apply to , except

1 the hazardous material portion of the examination and any knowledge  
2 examinations not previously taken for that class of commercial motor  
3 vehicle or endorsement, ~~if the nonresident commercial driver's license~~  
4 ~~holder surrenders his or her valid out-of-state commercial driver's~~  
5 ~~license to licensing staff.~~

6 (c) A physical commercial driver's license described in subdivision  
7 (a) of this subsection shall be surrendered to the department.

8 (d) Upon issuing a commercial driver's license described in  
9 subdivision (a) of this subsection, the department shall notify the state  
10 that issued the valid commercial driver's license described in  
11 subdivision (a) of this subsection to invalidate such license.

12 Sec. 48. Section 60-4,174, Reissue Revised Statutes of Nebraska, is  
13 amended to read:

14 60-4,174 ~~(1)~~ The director shall adopt and promulgate such rules and  
15 regulations for the administration and enforcement of sections 60-4,173  
16 to 60-4,179 as are necessary to protect the public. The director or his  
17 or her authorized representative shall examine applicants for Driver  
18 Training School and Instructor's Licenses, license successful applicants,  
19 and inspect school facilities and equipment. The director shall  
20 administer and enforce such sections and may call upon the Commissioner  
21 of Education for assistance in developing and formulating appropriate  
22 rules and regulations.

23 ~~(2) Rules and regulations which have been adopted and promulgated~~  
24 ~~pursuant to this section prior to July 18, 2008, shall remain in effect~~  
25 ~~and be applicable to all driver training schools and instructors until~~  
26 ~~such time as new rules and regulations are adopted and promulgated.~~

27 Sec. 49. Section 60-4,183, Reissue Revised Statutes of Nebraska, is  
28 amended to read:

29 60-4,183 Whenever it comes to the attention of the director that any  
30 person has, as disclosed by the records of the director, accumulated a  
31 total of twelve or more points within any period of two years, as set out

1 in section 60-4,182, the director shall (1) summarily revoke the  
2 operator's license of such person and (2) require such person to attend  
3 and successfully complete a driver improvement ~~driver's education and~~  
4 ~~training~~ course consisting of at least four hours of instruction approved  
5 by the Department of Motor Vehicles.

6 Such instruction shall be successfully completed before the  
7 operator's license may be reinstated. Each person who attends such  
8 instruction shall pay the cost of such course.

9 Such revocation shall be for a period of six months from the date of  
10 the signing of the order of revocation or six months from the date of the  
11 release of such person from the jail or a Department of Correctional  
12 Services adult correctional facility, whichever is the later, unless a  
13 longer period of revocation was directed by the terms of the abstract of  
14 the judgment of conviction transmitted to the director by the trial  
15 court.

16 Any motor vehicle except a commercial motor vehicle may be operated  
17 under an employment driving permit as provided by section 60-4,129 or a  
18 medical hardship driving permit as provided by section 60-4,130.01.

19 Sec. 50. Section 60-4,188, Reissue Revised Statutes of Nebraska, is  
20 amended to read:

21 60-4,188 Any person who has fewer than twelve points assessed  
22 against his or her driving record under section 60-4,182 may voluntarily  
23 enroll in a driver improvement ~~driver's education and training~~ course  
24 approved by the Department of Motor Vehicles. Upon notification of  
25 successful completion of such a course by the conducting organization,  
26 the department shall reduce by two the number of points assessed against  
27 such person's driving record within the previous two years. This section  
28 shall only apply to persons who have successfully completed such driver  
29 improvement ~~driver's education and training~~ course prior to committing  
30 any traffic offense for which a conviction and point assessment against  
31 their driving record would otherwise result in a total of twelve or more

1 points assessed against their record. No person required to enroll in a  
2 driver improvement ~~driver's education and training~~ course pursuant to  
3 section 60-4,130, 60-4,130.03, or 60-4,183 shall be eligible for a  
4 reduction in points assessed against his or her driving record upon the  
5 successful completion of such course. If a person has only one point  
6 assessed against his or her record within the previous two years, upon  
7 notification of successful completion of such a course by the conducting  
8 organization, the department shall reduce one point from such person's  
9 driving record. Such reduction shall be allowed only once within a five-  
10 year period. Notification of completion of an approved driver improvement  
11 ~~driver's education and training~~ course shall be sent to the department,  
12 upon successful completion thereof, by the conducting organization. Such  
13 course shall consist of at least four hours of instruction and shall  
14 follow such other guidelines as are established by the department.

15 Sec. 51. Section 60-699, Reissue Revised Statutes of Nebraska, is  
16 amended to read:

17 60-699 (1) The operator of any vehicle involved in an accident  
18 resulting in injuries or death to any person or damage to the property of  
19 any one person, including such operator, to an apparent extent that  
20 equals or exceeds one thousand five hundred dollars shall within ten days  
21 forward a report of such accident to the Department of Transportation.  
22 Such report shall not be required if the accident is investigated by a  
23 peace officer. If the operator is physically incapable of making the  
24 report, the owner of the motor vehicle involved in the accident shall,  
25 within ten days from the time he or she learns of the accident, report  
26 the matter in writing to the Department of Transportation. The Department  
27 of Transportation or Department of Motor Vehicles may require operators  
28 involved in accidents to file supplemental reports of accidents upon  
29 forms furnished by it whenever the original report is insufficient in the  
30 opinion of either department. The operator or the owner of the motor  
31 vehicle shall make such other and additional reports relating to the

1 accident as either department requires. Such records shall be retained  
2 for the period of time specified by the State Records Administrator  
3 pursuant to the Records Management Act.

4 (2) The report of accident required by this section shall be in two  
5 parts. Part I shall be in such form as the Department of Transportation  
6 may prescribe and shall disclose full information concerning the  
7 accident. Part II shall be in such form as the Department of Motor  
8 Vehicles may prescribe and shall disclose sufficient information to  
9 disclose whether or not the financial responsibility requirements of the  
10 Motor Vehicle Safety Responsibility Act are met through the carrying of  
11 liability insurance.

12 (3) Upon receipt of a report of accident, the Department of  
13 Transportation shall determine the reportability and classification of  
14 the accident and enter all information into a computerized database. Upon  
15 completion, the Department of Transportation shall electronically send  
16 Part II of the report to the Department of Motor Vehicles for purposes of  
17 section 60-506.01.

18 (4) Such reports shall be without prejudice. Except as provided in  
19 section 84-712.05, a report regarding an accident made by a peace  
20 officer, made to or filed with a peace officer in the peace officer's  
21 office or department, or filed with or made by or to any other law  
22 enforcement agency of the state shall be open to public inspection, but  
23 an accident report filed by the operator or owner of a motor vehicle  
24 pursuant to this section shall not be open to public inspection. Date of  
25 birth information, excluding the year of birth, and operator's license  
26 number information of an operator or owner included in any report  
27 required under this section shall be confidential and shall not be a  
28 public record under section 84-712.01. Year of birth or age information  
29 of an operator or owner included in any report required under this  
30 section shall not be confidential and shall be a public record under  
31 section 84-712.01. Nothing in this section prohibits a peace officer or a

1 law enforcement agency from disclosing the age of an operator or owner  
2 included in any report required under this section. The fact that a  
3 report by an operator or owner has been so made shall be admissible in  
4 evidence solely to prove compliance with this section, but no such report  
5 or any part of or statement contained in the report shall be admissible  
6 in evidence for any other purpose in any trial, civil or criminal,  
7 arising out of such accidents nor shall the report be referred to in any  
8 way or be any evidence of the negligence or due care of either party at  
9 the trial of any action at law to recover damages.

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

13 Sec. 52. Section 66-1401, Reissue Revised Statutes of Nebraska, is  
14 amended to read:

15 66-1401 Sections 66-1401 to 66-1427 and section 54 of this act shall  
16 be known and may be cited as the International Fuel Tax Agreement Act.

17 Sec. 53. Section 66-1421, Reissue Revised Statutes of Nebraska, is  
18 amended to read:

19 66-1421 (1)(a) No penalty shall be imposed upon any person who  
20 voluntarily reports an underpayment of tax by filing an amended return if  
21 the original return is filed on time.

22 (b) Except as provided in subsection (3) of this section, interest  
23 shall not be waived on any additional tax due as reported on any amended  
24 return, and such interest shall be computed from the date such tax was  
25 due.

26 (2) The department may in its discretion waive all or any portion of  
27 the penalties incurred upon sufficient showing by the taxpayer that the  
28 failure to file or pay is not due to negligence, intentional disregard of  
29 the law, rules, or regulations, intentional evasion of the tax, or fraud  
30 committed with intent to evade the tax or that such penalties should  
31 otherwise be waived.



1 (3) The department may in its discretion waive any and all interest  
2 incurred upon sufficient showing by the taxpayer that such interest  
3 should be waived.

4 ~~(4) All penalties collected by the department under this section~~  
5 ~~shall be remitted to the State Treasurer for credit to the Highway Trust~~  
6 ~~Fund.~~

7 Sec. 54. All taxes, interest, and penalties collected pursuant to  
8 the International Fuel Tax Agreement Act shall be remitted to the State  
9 Treasurer for credit to the Highway Trust Fund, except as otherwise  
10 provided under the act or an agreement entered into pursuant to the act.

11 Sec. 55. Section 75-126, Reissue Revised Statutes of Nebraska, is  
12 amended to read:

13 75-126 (1) Except as otherwise provided in this section, no common  
14 carrier shall:

15 (a) Charge, demand, collect, or receive from any person a greater or  
16 lesser compensation for any services rendered than it charges, demands,  
17 collects, or receives from any other person for doing a like or  
18 contemporaneous service unless required under section 86-465;

19 (b) Make or give any undue or unreasonable preference or advantage  
20 to any particular person;

21 (c) Subject any type of traffic to any undue or unreasonable  
22 prejudice, delay, or disadvantage in any respect whatsoever;

23 (d) Charge or receive any greater compensation in the aggregate for  
24 the transportation of a like kind of property or passengers for a shorter  
25 than for a longer distance over the same line or route, except as the  
26 commission may prescribe in special cases to prevent manifest injuries,  
27 except that no manifest injustice shall be imposed upon any person at  
28 intermediate points. This section shall not prevent the commission from  
29 making group or emergency rates;

30 (e) Demand, charge, or collect, by any device whatsoever, a lesser  
31 or greater compensation for any service rendered than that filed with or

1 prescribed by the commission; or

2 (f) Change any rate, schedule, or classification in any manner  
3 whatsoever before application has been made to the commission and  
4 permission granted for that purpose, except as otherwise provided in  
5 section 86-155.

6 (2) This section shall not prohibit any common carrier from, and a  
7 common carrier shall not be subject to any fine, penalty, or forfeiture  
8 for, performing services free or at reduced rates to:

9 (a) The United States, the State of Nebraska, or any governmental  
10 subdivision thereof;

11 (b) The employees, both present and retired, of such common carrier;

12 (c) Any person when the object is to provide relief in case of any  
13 disaster;

14 (d) Any person who transports property for charitable purposes;

15 (e) Ministers and others giving their entire time to religious or  
16 charitable work; ~~or~~

17 (f) Any person who is legally blind or visually handicapped; or ~~or~~

18 (g) Any person who is sixty-five years of age or older.

19 Sec. 56. Original sections 39-1337, 60-144, 60-149, 60-151, 60-392,  
20 60-3,101, 60-3,102, 60-3,119, 60-3,122, 60-3,122.02, 60-3,122.03,  
21 60-3,123, 60-3,124, 60-3,125, 60-3,126, 60-3,128, 60-3,130.02,  
22 60-3,135.01, 60-3,198, 60-3,203, 60-3,221, 60-3,226, 60-3,232, 60-3,233,  
23 60-3,237, 60-3,241, 60-3,243, 60-3,245, 60-3,247, 60-3,249, 60-3,251,  
24 60-3,253, 60-462, 60-463, 60-481, 60-490, 60-4,115, 60-4,122, 60-4,124,  
25 60-4,130.03, 60-4,130.04, 60-4,139.01, 60-4,149.01, 60-4,174, 60-4,183,  
26 60-4,188, 60-699, 66-1401, 66-1421, and 75-126, Reissue Revised Statutes  
27 of Nebraska, and sections 30-2715.01, 39-1302, and 39-1320, Revised  
28 Statutes Cumulative Supplement, 2020, are repealed.