

LEGISLATURE OF NEBRASKA
ONE HUNDRED SEVENTH LEGISLATURE
SECOND SESSION

LEGISLATIVE BILL 750

Introduced by Friesen, 34.

Read first time January 05, 2022

Committee: Transportation and Telecommunications

1 A BILL FOR AN ACT relating to motor vehicles; to amend sections 60-144,
2 60-149, 60-151, 60-392, 60-3,102, 60-3,119, 60-3,122, 60-3,122.02,
3 60-3,122.03, 60-3,123, 60-3,124, 60-3,125, 60-3,126, 60-3,128,
4 60-3,130.02, 60-3,135.01, 60-3,198, 60-3,203, 60-3,221, 60-3,226,
5 60-3,232, 60-3,233, 60-3,237, 60-3,241, 60-3,243, 60-3,245,
6 60-3,247, 60-3,249, 60-3,251, 60-3,253, 60-462, 60-463, 60-481,
7 60-490, 60-4,122, 60-4,124, 60-4,130.03, 60-4,130.04, 60-4,139.01,
8 60-4,149.01, 60-4,174, 60-4,183, 60-4,188, 66-1401, and 66-1421,
9 Reissue Revised Statutes of Nebraska, and section 30-2715.01,
10 Revised Statutes Cumulative Supplement, 2020; to change provisions
11 relating to transfer-on-death certificates of title as prescribed,
12 the Motor Vehicle Certificate of Title Act, the Motor Vehicle
13 Registration Act, the Motor Vehicle Operator's License Act, and the
14 International Fuel Tax Agreement Act; to provide for a postage and
15 handling fee as prescribed; to define a term; to eliminate obsolete
16 provisions; to harmonize provisions; and to repeal the original
17 sections.
18 Be it enacted by the people of the State of Nebraska,

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

3 30-2715.01 (1) Subject to section 30-2333, a person who owns any of
4 the following for which a certificate of title may be issued pursuant to
5 the Motor Vehicle Certificate of Title Act or the State Boat Act may use
6 a transfer-on-death certificate of title as prescribed in this section: A
7 a ~~motor~~ vehicle or a motorboat. Such person may provide for the transfer
8 of such property vehicle upon his or her death or the death of the last
9 survivor of a joint tenancy with right of survivorship by including in
10 the certificate of title a designation of beneficiary or beneficiaries to
11 whom such property the vehicle will be transferred on the death of the
12 owner or the last survivor, subject to the rights of all lienholders,
13 whether created before, simultaneously with, or after the creation of the
14 transfer-on-death interest. A trust may be the beneficiary of a transfer-
15 on-death certificate of title. The certificate of title shall include the
16 name of the owner, the name of any tenant-in-common owner or the name of
17 any joint-tenant-with-right-of-survivorship owner, followed in substance
18 by the words transfer on death to (name of beneficiary or beneficiaries
19 or name of trustee if a trust is to be the beneficiary). The abbreviation
20 TOD may be used instead of the words transfer on death to.

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

28 (3) Ownership of property a motor vehicle which has a designation of
29 beneficiary as provided in subsection (1) of this section and for which
30 an application for a subsequent certificate of title has not been filed
31 shall vest in the designated beneficiary or beneficiaries on the death of

1 the owner or the last of the joint-tenant-with-right-of-survivorship
2 owners, subject to the rights of all lienholders.

3 Sec. 2. Section 60-144, Reissue Revised Statutes of Nebraska, is
4 amended to read:

5 60-144 (1)(a)(i) Except as provided in subdivisions (b), (c), and
6 (d) of this subsection, the county treasurer shall be responsible for
7 issuing and filing certificates of title for vehicles, and each county
8 shall issue and file such certificates of title using the Vehicle Title
9 and Registration System which shall be provided and maintained by the
10 department. Application for a certificate of title shall be made upon a
11 form prescribed by the department. All applications shall be accompanied
12 by the appropriate fee or fees.

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

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

30 (c) The department shall issue and file certificates of title for
31 state-owned vehicles. Application for a certificate of title shall be

1 made upon a form prescribed by the department. All applications shall be
2 accompanied by the appropriate fee or fees.

3 (d) The department shall issue certificates of title pursuant to
4 subsection (2) of section 60-142.01 and section 60-142.06. Application
5 for a certificate of title shall be made upon a form prescribed by the
6 department. All applications shall be accompanied by the appropriate fee
7 or fees.

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

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

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

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

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

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

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

30 (6) All applicants registering a vehicle pursuant to section
31 60-3,198 shall file the application for a certificate of title with the

1 Division of Motor Carrier Services of the department. The division shall
2 deliver the certificate to the applicant if there are no liens on the
3 vehicle. If there are one or more liens on the vehicle, the certificate
4 of title shall be handled as provided in section 60-164. All certificates
5 of title issued by the division shall be issued in the manner prescribed
6 for the county treasurer in section 60-152.

7 Sec. 3. Section 60-149, Reissue Revised Statutes of Nebraska, is
8 amended to read:

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

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

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

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

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

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

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

29 (vi) Evidence of ownership as provided for in section 30-24,125,
30 sections 52-601.01 to 52-605, sections 60-1901 to 60-1911, or sections
31 60-2401 to 60-2411;

1 (vii) Documentation prescribed in section 60-142.01, 60-142.02,
2 60-142.04, 60-142.05, 60-142.09, or 60-142.11 or documentation of
3 compliance with section 76-1607;

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

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

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

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

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

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

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

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

31 (iv) Evidence of ownership as provided for in section 30-24,125,

1 sections 52-601.01 to 52-605, sections 60-1901 to 60-1911, or sections
2 60-2401 to 60-2411, or documentation of compliance with section 76-1607;
3 or

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

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

12 (3) For purposes of this section, certificate of title includes a
13 salvage certificate, a salvage branded certificate of title, or any other
14 document of ownership issued by another state or jurisdiction for a
15 salvage vehicle. Only a salvage branded certificate of title shall be
16 issued to any vehicle conveyed upon a salvage certificate, a salvage
17 branded certificate of title, or any other document of ownership issued
18 by another state or jurisdiction for a salvage vehicle. A previously
19 salvage branded certificate of title may be issued if, prior to
20 application, the applicant's vehicle has been repaired and inspected as
21 provided in section 60-146.

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

25 (5)(a) If an affidavit is submitted under subdivision (1)(b)(ix) of
26 this section, the holder of a motor vehicle auction dealer's license
27 shall certify that (i) it has made at least two written attempts and has
28 been unable to obtain the properly endorsed certificate of title to the
29 property noted in the affidavit from the owner and (ii) thirty days have
30 expired after the mailing of a written notice regarding the intended
31 disposition of the property noted in the affidavit by certified mail,

1 return receipt requested, to the last-known address of the owner and to
2 any lien or security interest holder of record of the property noted in
3 the affidavit.

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

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

17 Sec. 4. Section 60-151, Reissue Revised Statutes of Nebraska, is
18 amended to read:

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

28 ~~(2) This subsection applies beginning on an implementation date~~
29 ~~designated by the director. The director shall designate an~~
30 ~~implementation date which is on or before January 1, 2021. If the~~
31 purchaser of a vehicle does not obtain a certificate of title in

1 accordance with subsection (1) of this section within thirty days after
2 the sale of the vehicle, the seller of such vehicle may request the
3 department to update the electronic certificate of title record. The
4 department shall update such record upon receiving evidence of a sale
5 satisfactory to the director.

6 Sec. 5. Section 60-392, Reissue Revised Statutes of Nebraska, is
7 amended to read:

8 60-392 (1) Except as provided otherwise in this section,
9 registration ~~Registration~~ may be renewed annually in a manner designated
10 by the department and upon payment of the same fee as provided for the
11 original registration. On making an application for renewal, the
12 registration certificate for the preceding registration period or renewal
13 notice or other evidence designated by the department shall be presented
14 with the application. A person may renew an ~~his or her~~ annual
15 registration up to thirty days prior to the date of expiration.

16 (2) The certificate of registration and license plates issued by the
17 department shall be valid during the registration period for which they
18 are issued, and when validation decals issued pursuant to section
19 60-3,101 have been affixed to the license plates, the plates shall also
20 be valid for the registration period designated by such validation
21 decals. If a person renews an ~~his or her~~ annual registration up to thirty
22 days prior to the date of expiration, the registration shall be valid for
23 such time period as well.

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

29 (4) Subsections (1) through (3) of this section do not apply to
30 dealer's license plates, repossession plates, and transporter plates as
31 provided in sections 60-373, 60-375, 60-378, and 60-379, which plates

1 shall be issued for a calendar year.

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

12 Sec. 6. Section 60-3,102, Reissue Revised Statutes of Nebraska, is
13 amended to read:

14 60-3,102 (1) Except as provided in subsection (2) of this section,
15 whenever new license plates, including duplicate or replacement license
16 plates, are issued to any person, a fee per plate shall be charged in
17 addition to all other required fees. The license plate fee shall be
18 determined by the department and shall only cover the cost of the license
19 plate and validation decals but shall not exceed three dollars and fifty
20 cents. All fees collected pursuant to this section shall be remitted to
21 the State Treasurer for credit to the Highway Trust Fund.

22 (2) ~~No Beginning January 1, 2021, no~~ license plate fee under this
23 section shall be charged for license plates issued pursuant to section
24 60-3,122, 60-3,122.02, 60-3,123, 60-3,124, or 60-3,125.

25 Sec. 7. Section 60-3,119, Reissue Revised Statutes of Nebraska, is
26 amended to read:

27 60-3,119 (1) Application for personalized message license plates
28 shall be made to the department. The department shall make available
29 through each county treasurer forms to be used for such applications.

30 (2) Each initial application shall be accompanied by a fee of forty
31 dollars. The fees shall be remitted to the State Treasurer. ~~The Until~~

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

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

16 Sec. 8. Section 60-3,122, Reissue Revised Statutes of Nebraska, is
17 amended to read:

18 60-3,122 (1) Any person may, in addition to the application required
19 by section 60-385, apply to the department for license plates designed by
20 the department to indicate that he or she is a survivor of the Japanese
21 attack on Pearl Harbor if he or she:

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

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

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

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

31 (2) Pearl Harbor license plates shall be issued upon the applicant

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

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

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

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

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

31 Sec. 9. Section 60-3,122.02, Reissue Revised Statutes of Nebraska,

1 is amended to read:

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

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

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

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

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

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

31 (b) The county treasurer or the department may issue temporary

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

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

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

25 Sec. 10. Section 60-3,122.03, Reissue Revised Statutes of Nebraska,
26 is amended to read:

27 60-3,122.03 (1) The department shall design license plates to be
28 known as Military Honor Plates.

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

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

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

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

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

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

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

1 type of plate when it is designed. The department may adopt and
2 promulgate rules and regulations to carry out this section and section
3 60-3,122.04.

4 (7) One type of Military Honor Plates shall be alphanumeric plates.

5 The department shall:

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

7 (b) Not use a county designation.

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

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

17 Sec. 11. Section 60-3,123, Reissue Revised Statutes of Nebraska, is
18 amended to read:

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

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

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

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

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

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

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

29 Sec. 12. Section 60-3,124, Reissue Revised Statutes of Nebraska, is
30 amended to read:

31 60-3,124 (1) Any person who is a veteran of the United States Armed

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

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

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

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

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

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

13 Sec. 13. Section 60-3,125, Reissue Revised Statutes of Nebraska, is
14 amended to read:

15 60-3,125 (1) Any person may, in addition to the application required
16 by section 60-385, apply to the department for license plates designed by
17 the department to indicate that the applicant has received from the
18 federal government an award of a Purple Heart. The inscription of the
19 plates shall be designed so as to include a facsimile of the award and
20 beneath any numerical designation upon the plates pursuant to section
21 60-370 the words Purple Heart separately on one line and the words Combat
22 Wounded on the line below.

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

1 60-3,198 shall not be so licensed.

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

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

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

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

26 Sec. 14. Section 60-3,126, Reissue Revised Statutes of Nebraska, is
27 amended to read:

28 60-3,126 (1) Any person who holds an unrevoked and unexpired amateur
29 radio station license issued by the Federal Communications Commission and
30 is the owner of a motor vehicle, trailer, or semitrailer, except for
31 motor vehicles and trailers registered under section 60-3,198, may, in

1 addition to the application required by section 60-385, apply to the
2 department for license plates upon which shall be inscribed the official
3 amateur radio call letters of such applicant.

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

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

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

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

31 Sec. 15. Section 60-3,128, Reissue Revised Statutes of Nebraska, is

1 amended to read:

2 60-3,128 (1) A person may apply to the department for Nebraska
3 Cornhusker Spirit Plates in lieu of regular license plates on an
4 application prescribed and provided by the department for any motor
5 vehicle, trailer, or semitrailer, except for motor vehicles or trailers
6 registered under section 60-3,198. An applicant receiving a spirit plate
7 for a farm truck with a gross weight of over sixteen tons or for a
8 commercial motor vehicle registered for a gross weight of five tons or
9 over shall affix the appropriate tonnage decal to the spirit plate. The
10 department shall make forms available for such applications through the
11 county treasurers. Each application for initial issuance or renewal of
12 spirit plates shall be accompanied by a fee of seventy dollars. Fees
13 collected pursuant to this subsection shall be remitted to the State
14 Treasurer. The State Treasurer shall credit sixty percent of the fees for
15 initial issuance and renewal of spirit plates to the Department of Motor
16 Vehicles Cash Fund and forty percent of the fees to the Highway Trust
17 Fund.

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

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

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

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

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

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

27 Sec. 16. Section 60-3,130.02, Reissue Revised Statutes of Nebraska,
28 is amended to read:

29 60-3,130.02 (1) An initial processing fee of ten dollars shall be
30 submitted with an application under section 60-3,130 to defray the costs
31 of issuing the first plate to each collector and to establish a distinct

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

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

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

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

17 60-3,135.01 (1) The department shall either modify an existing plate
18 design or design license plates to identify special interest motor
19 vehicles, to be known as special interest motor vehicle license plates.
20 The department, in designing such special interest motor vehicle license
21 plates, shall include the words special interest and limit the
22 manufacturing cost of each plate to an amount less than or equal to the
23 amount charged for license plates pursuant to section 60-3,102. The
24 department shall choose the design of the plate. The department shall
25 make applications available for this type of plate when it is designed.

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

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

29 (b) Not use a county designation.

30 (3) One type of special interest motor vehicle license plate shall
31 be personalized message plates. Such plates shall be issued subject to

1 the same conditions specified for personalized message license plates in
2 section 60-3,118.

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

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

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

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

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

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

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

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

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

29 (11) It shall be unlawful to own or operate a motor vehicle with
30 special interest motor vehicle license plates in violation of this
31 section. Upon conviction of a violation of any provision of this section,

1 a person shall be guilty of a Class V misdemeanor.

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

6 Sec. 18. Section 60-3,198, Reissue Revised Statutes of Nebraska, is
7 amended to read:

8 60-3,198 (1)(a) Any owner engaged in operating a fleet of
9 apportionable vehicles in this state in interjurisdiction commerce may,
10 in lieu of registration of such apportionable vehicles under the general
11 provisions of the Motor Vehicle Registration Act, register and license
12 such fleet for operation in this state by filing a statement and the
13 application required by section 60-3,203 with the Division of Motor
14 Carrier Services of the department. The statement shall be in such form
15 and contain such information as the division requires, declaring the
16 total mileage operated by such vehicles in all jurisdictions and in this
17 state during the preceding year and describing and identifying each such
18 apportionable vehicle to be operated in this state during the ensuing
19 license period year.

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

1 Nebraska injurisdiction fleet distance.

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

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

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

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

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

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

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

1 registered for both interjurisdiction and intrajurisdiction commerce.

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

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

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

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

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

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

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

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

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

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

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

29 (10) Any person may, in lieu of registration under subsections (1)
30 through (8) of this section or for other jurisdictions as approved by the
31 director, purchase a trip permit for any nonresident truck, truck-

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

10 Sec. 19. Section 60-3,203, Reissue Revised Statutes of Nebraska, is
11 amended to read:

12 60-3,203 (1)(a) ~~(1)~~ Upon application and payment of the fees
13 required pursuant to this section and section 60-3,198, the Division of
14 Motor Carrier Services of the department shall issue to the owner of any
15 fleet of apportionable commercial vehicles with a base registration in
16 Nebraska a permanent license plate for each truck, truck-tractor, and
17 trailer in the fleet. The application shall be accompanied by a fee of
18 three dollars for each truck or truck-tractor and six dollars per
19 trailer. The application shall be on a form developed by the division.

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

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

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

31 (3) Any license plate issued pursuant to this section shall remain

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

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

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

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

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

30 (7) The registrant shall be liable for the full amount of the
31 registration fee due for any truck, truck-tractor, or trailer not deleted

1 from the fleet registration renewal.

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

5 Sec. 20. Section 60-3,221, Reissue Revised Statutes of Nebraska, is
6 amended to read:

7 60-3,221 (1) Except as otherwise provided in the Motor Vehicle
8 Registration Act:

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

10 (i) Passenger car;

11 (ii) Commercial motor vehicle or apportionable vehicle;

12 (iii) Farm truck;

13 (iv) Local truck;

14 (v) Minitruck;

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

16 (vii) Bus; or

17 (viii) Former military vehicle;

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

19 (i) A properly registered passenger car;

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

22 (iii) A properly registered farm truck;

23 (iv) A properly registered local truck;

24 (v) A properly registered minitruck;

25 (vi) A properly registered recreational vehicle;

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

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

29 (ix) A dealer-plated vehicle;

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

31 (xi) A properly registered bus;~~or~~

1 (xii) A properly registered public power district motor vehicle or,
2 beginning January 1, 2023, a properly registered metropolitan utilities
3 district motor vehicle; or

4 (xiii) A properly registered former military vehicle;

5 (c) A farm trailer shall only be towed by a properly registered:

6 (i) Passenger car;

7 (ii) Commercial motor vehicle;

8 (iii) Farm truck; ~~or~~

9 (iv) Minitruck; or

10 (v) Former military vehicle;

11 (d) A commercial trailer shall only be towed by:

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

14 (ii) A properly registered local truck;

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

16 (iv) A properly registered commercial motor vehicle or apportionable
17 vehicle;

18 (v) A dealer-plated vehicle;

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

20 (vii) A properly registered bus;

21 (viii) A properly registered farm truck; or

22 (ix) A properly registered public power district motor vehicle or,
23 beginning January 1, 2023, a properly registered metropolitan utilities
24 district motor vehicle;

25 (e) A fertilizer trailer shall only be towed by a properly
26 registered:

27 (i) Passenger car;

28 (ii) Commercial motor vehicle or apportionable vehicle;

29 (iii) Farm truck; or

30 (iv) Local truck;

31 (f) A pole and cable reel trailer shall only be towed by a properly

1 registered:

2 (i) Commercial motor vehicle or apportionable vehicle;

3 (ii) Local truck; or

4 (iii) Public power district motor vehicle or, beginning January 1,

5 2023, metropolitan utilities district motor vehicle;

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

7 (i) A dealer-plated vehicle;

8 (ii) A properly registered passenger car;

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

11 (iv) A properly registered farm truck;

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

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

14 (vii) A properly registered former military vehicle;

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

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

19 (ii) A properly registered local truck;

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

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

23 (v) A dealer-plated vehicle;

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

25 (vii) A properly registered bus; or

26 (viii) A properly registered farm truck; and

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

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

31 (ii) A properly registered passenger car;

1 (iii) A properly registered commercial motor vehicle or
2 apportionable vehicle; or

3 (iv) A properly registered local truck.

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

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

9 Sec. 21. Section 60-3,226, Reissue Revised Statutes of Nebraska, is
10 amended to read:

11 60-3,226 (1) The department shall design license plates to be known
12 as Mountain Lion Conservation Plates. The department shall create designs
13 reflecting support for the conservation of the mountain lion population.
14 The design shall be selected on the basis of limiting the manufacturing
15 cost of each plate to an amount less than or equal to the amount charged
16 for license plates pursuant to section 60-3,102. ~~The department shall~~
17 ~~make applications available for this type of plate by October 1, 2016.~~
18 The department may adopt and promulgate rules and regulations to carry
19 out this section and section 60-3,227.

20 (2) One type of Mountain Lion Conservation 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 Mountain Lion Conservation 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 Mountain Lion Conservation
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. 22. Section 60-3,232, Reissue Revised Statutes of Nebraska, is
4 amended to read:

5 60-3,232 (1) The department shall design license plates to be known
6 as Choose Life License Plates. The department shall create designs
7 reflecting support for the protection of Nebraska's children. The design
8 shall be selected on the basis of limiting the manufacturing cost of each
9 plate to an amount less than or equal to the amount charged for license
10 plates pursuant to section 60-3,102. ~~The department shall make~~
11 ~~applications available for this type of plate beginning January 1, 2018.~~
12 The department may adopt and promulgate rules and regulations to carry
13 out this section and section 60-3,233.

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

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

17 (b) Not use a county designation.

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

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

27 Sec. 23. Section 60-3,233, Reissue Revised Statutes of Nebraska, is
28 amended to read:

29 60-3,233 (1) A person may apply to the department for Choose Life
30 License Plates in lieu of regular license plates on an application
31 prescribed and provided by the department for any motor vehicle or

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

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

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

30 (3)(a) When the department receives an application for Choose Life
31 License Plates, the department shall deliver the plates and registration

1 certificate to the applicant by United States mail or to the county
2 treasurer of the county in which the motor vehicle or trailer is
3 registered and the delivery of the plates and registration certificate
4 shall be made through a secure process and system. The department may
5 charge a postage and handling fee in an amount not more than necessary to
6 recover the cost of postage and handling for the specific items mailed to
7 the registrant. The department shall remit the fee to the State Treasurer
8 for credit to the Department of Motor Vehicles Cash Fund. The county
9 treasurer shall issue Choose Life License Plates in lieu of regular
10 license plates when the applicant complies with the other provisions of
11 the Motor Vehicle Registration Act for registration of the motor vehicle
12 or trailer. If Choose Life License Plates are lost, stolen, or mutilated,
13 the licensee shall be issued replacement license plates upon request
14 pursuant to section 60-3,157.

15 ~~(b) This subdivision 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 subdivision. 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 (4) The owner of a motor vehicle or trailer bearing Choose Life
28 License Plates may apply to the county treasurer to have such plates
29 transferred to a motor vehicle other than the vehicle for which such
30 plates were originally purchased if such vehicle is owned by the owner of
31 the plates. The owner may have the unused portion of the fee for the

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

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

19 Sec. 24. Section 60-3,237, Reissue Revised Statutes of Nebraska, is
20 amended to read:

21 60-3,237 (1) The department shall design license plates to be known
22 as Wildlife Conservation Plates. The department shall create no more than
23 three designs reflecting support for the conservation of Nebraska
24 wildlife, including sandhill cranes, bighorn sheep, and ornate box
25 turtles. Each design shall be selected on the basis of limiting the
26 manufacturing cost of each plate to an amount less than or equal to the
27 amount charged for license plates pursuant to section 60-3,102. The
28 ~~department shall make applications available for this type of plate by~~
29 ~~January 1, 2021.~~ The department may adopt and promulgate rules and
30 regulations to carry out this section and section 60-3,238.

31 (2) One type of Wildlife Conservation Plates shall be alphanumeric

1 plates. The department shall:

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

3 (b) Not use a county designation.

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

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

13 Sec. 25. Section 60-3,241, Reissue Revised Statutes of Nebraska, is
14 amended to read:

15 60-3,241 (1) The department shall design license plates to be known
16 as Sammy's Superheroes license plates for childhood cancer awareness. The
17 design shall include a blue handprint over a yellow ribbon and the words
18 "childhood cancer awareness". The design shall be selected on the basis
19 of limiting the manufacturing cost of each plate to an amount less than
20 or equal to the amount charged for license plates pursuant to section
21 60-3,102. ~~The department shall make applications available for this type~~
22 ~~of plate beginning January 1, 2021.~~ The department may adopt and
23 promulgate rules and regulations to carry out this section and section
24 60-3,242.

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

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

28 (b) Not use a county designation.

29 (3) One type of Sammy's Superheroes license plates for childhood
30 cancer awareness shall be personalized message plates. Such plates shall
31 be issued subject to the same conditions specified for personalized

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

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

9 Sec. 26. Section 60-3,243, Reissue Revised Statutes of Nebraska, is
10 amended to read:

11 60-3,243 (1) The department shall design license plates to be known
12 as Support Our Troops Plates. The department shall create a design
13 reflecting support for troops from all branches of the armed forces. The
14 design shall be selected on the basis of limiting the manufacturing cost
15 of each plate to an amount less than or equal to the amount charged for
16 license plates pursuant to section 60-3,102. ~~The department shall make~~
17 ~~applications available for this type of plate by January 1, 2021.~~ The
18 department may adopt and promulgate rules and regulations to carry out
19 this section and section 60-3,244.

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

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

1 than five hundred per year within any prior consecutive two-year period.

2 Sec. 27. Section 60-3,245, Reissue Revised Statutes of Nebraska, is
3 amended to read:

4 60-3,245 (1) The department shall design license plates to be known
5 as Donate Life Plates. The design shall support organ and tissue
6 donation, registration as a donor on the Donor Registry of Nebraska, and
7 the federally designated organ procurement organization for Nebraska. The
8 design shall be selected on the basis of limiting the manufacturing cost
9 of each plate to an amount less than or equal to the amount charged for
10 license plates pursuant to section 60-3,102. ~~The department shall make~~
11 ~~applications available for this type of plate beginning January 1, 2021.~~
12 The department may adopt and promulgate rules and regulations to carry
13 out this section and section 60-3,246.

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

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

17 (b) Not use a county designation.

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

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

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

29 60-3,247 (1) The department shall design license plates to be known
30 as Down Syndrome Awareness Plates. The design shall include the words
31 "Down syndrome awareness" inside a heart-shaped yellow and blue ribbon.

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

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

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

10 (b) Not use a county designation.

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

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

21 Sec. 29. Section 60-3,249, Reissue Revised Statutes of Nebraska, is
22 amended to read:

23 60-3,249 (1) The department shall design license plates to be known
24 as Pets for Vets Plates. The design shall support veterans and companion
25 or therapy pet animals. The design shall be selected on the basis of
26 limiting the manufacturing cost of each plate to an amount less than or
27 equal to the amount charged for license plates pursuant to section
28 60-3,102. ~~The department shall make applications available for this type~~
29 ~~of plate beginning January 1, 2021.~~ The department may adopt and
30 promulgate rules and regulations to carry out this section and section
31 60-3,250.

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

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

9 (4) The department shall cease to issue Pets for Vets 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. 30. Section 60-3,251, Reissue Revised Statutes of Nebraska, is
15 amended to read:

16 60-3,251 (1) The department shall design license plates to be known
17 as Support the Arts Plates. The design shall be selected in consultation
18 with the Nebraska Arts Council and shall support the arts in Nebraska.
19 The design shall be selected on the basis of limiting the manufacturing
20 cost of each plate to an amount less than or equal to the amount charged
21 for license plates pursuant to section 60-3,102. ~~The department shall~~
22 ~~make applications available for this type of plate beginning January 1,~~
23 ~~2021.~~ The department may adopt and promulgate rules and regulations to
24 carry out this section and section 60-3,252.

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

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

28 (b) Not use a county designation.

29 (3) One type of Support the Arts Plates shall be personalized
30 message plates. Such plates shall be issued subject to the same
31 conditions specified for personalized message license plates in section

1 60-3,118, except that a maximum of five characters may be used.

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

7 Sec. 31. Section 60-3,253, Reissue Revised Statutes of Nebraska, is
8 amended to read:

9 60-3,253 (1) The department shall design license plates to be known
10 as The Good Life Is Outside Plates. The design shall reflect the
11 importance of safe walking and biking in Nebraska and the value of our
12 recreational trails. The design shall be selected on the basis of
13 limiting the manufacturing cost of each plate to an amount less than or
14 equal to the amount charged for license plates pursuant to section
15 60-3,102. ~~The department shall make applications available for this type~~
16 ~~of plate beginning January 1, 2021.~~ The department may adopt and
17 promulgate rules and regulations to carry out this section and section
18 60-3,254.

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

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

22 (b) Not use a county designation.

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

27 (4) The department shall cease to issue The Good Life Is Outside
28 Plates beginning with the next license plate issuance cycle after the
29 license plate issuance cycle that begins in 2023 pursuant to section
30 60-3,101 if the total number of registered vehicles that obtained such
31 plates is less than five hundred per year within any prior consecutive

1 two-year period.

2 Sec. 32. Section 60-462, Reissue Revised Statutes of Nebraska, is
3 amended to read:

4 60-462 Sections 60-462 to 60-4,189 and section 34 of this act shall
5 be known and may be cited as the Motor Vehicle Operator's License Act.

6 Sec. 33. Section 60-463, Reissue Revised Statutes of Nebraska, is
7 amended to read:

8 60-463 For purposes of the Motor Vehicle Operator's License Act, the
9 definitions found in sections 60-463.01 to 60-478 and section 34 of this
10 act shall be used.

11 Sec. 34. Mobile operator's or driver's license means an operator's
12 or driver's license electronically stored on or accessed via an
13 electronic device.

14 Sec. 35. Section 60-481, Reissue Revised Statutes of Nebraska, is
15 amended to read:

16 60-481 ~~(1) The director pursuant to law shall publish on the~~
17 ~~website of the department a synopsis or~~ summary of the statutory driving
18 rules of this state. Such summary shall contain ~~, together with such~~
19 cautionary and advisory comments as determined by the director, including
20 a description of how to legally operate a motor vehicle in order to avoid
21 arrest.

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

27 Sec. 36. Section 60-490, Reissue Revised Statutes of Nebraska, is
28 amended to read:

29 60-490 (1) Operators' licenses issued to persons required to use
30 bioptic or telescopic lenses as provided in section 60-4,118 shall expire
31 ~~annually on the licensee's birthday for all such licenses issued prior to~~

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

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

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

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

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

1 date.

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

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

9 Sec. 37. Section 60-4,122, Reissue Revised Statutes of Nebraska, is
10 amended to read:

11 60-4,122 (1) Except as otherwise provided in subsections (2), (3),
12 and (8) of this section, no original or renewal operator's license shall
13 be issued to any person until such person has demonstrated his or her
14 ability to operate a motor vehicle safely as provided in section
15 60-4,114.

16 (2) Except as otherwise provided in this section and section
17 60-4,127, any person who renews his or her Class O or Class M license
18 shall demonstrate his or her ability to drive and maneuver a motor
19 vehicle safely as provided in subdivision (3)(b) of section 60-4,114 only
20 at the discretion of department personnel, except that a person required
21 to use bioptic or telescopic lenses shall be required to demonstrate his
22 or her ability to drive and maneuver a motor vehicle safely each time he
23 or she renews his or her license.

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

31 (4) Except for operators' licenses issued to persons required to use

1 bioptic or telescopic lenses, any person who renews his or her operator's
2 license which has been valid for fifteen months or less shall not be
3 required to take any examination required under section 60-4,114.

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

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

17 (b) A physical operator's license described in subdivision (a) of
18 this subsection shall be surrendered to the department.

19 (c) Upon issuing an initial operator's license described in
20 subdivision (a) of this subsection, the department shall notify the state
21 that issued the valid operator's license described in subdivision (a) of
22 this subsection to invalidate such license.

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

30 (8)(a) A qualified licensee as determined by the department who is
31 twenty-one years of age or older, whose license expires prior to his or

1 her seventy-second birthday, and who has a digital image and digital
2 signature preserved in the digital system may renew his or her Class 0 or
3 Class M license twice by electronic means in a manner prescribed by the
4 department using the preserved digital image and digital signature
5 without taking any examination required under section 60-4,114 if such
6 renewal is prior to or within one year after the expiration of the
7 license, if his or her driving record abstract maintained in the records
8 of the department shows that such person's license is not impounded,
9 suspended, revoked, or canceled, and if his or her driving record
10 indicates that he or she is otherwise eligible. Every licensee, including
11 a licensee who is out of the state at the time of renewal, must apply for
12 renewal in person at least once every sixteen years and have a new
13 digital image and digital signature captured.

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

26 (9) Any person who is twenty-one years of age or older and who has
27 been issued a state identification card with a digital image and digital
28 signature may electronically renew his or her state identification card
29 by electronic means in a manner prescribed by the department using the
30 preserved digital image and digital signature. Every person renewing a
31 state identification card under this subsection, including a person who

1 is out of the state at the time of renewal, must apply for renewal in
2 person at least once every sixteen years and have a new digital image and
3 digital signature captured.

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

8 Sec. 38. Section 60-4,124, Reissue Revised Statutes of Nebraska, is
9 amended to read:

10 60-4,124 (1) A person who is younger than sixteen years and three
11 months of age but is older than fourteen years and two months of age may
12 be issued a school permit if such person either resides outside a city of
13 the metropolitan, primary, or first class or attends a school which is
14 outside a city of the metropolitan, primary, or first class and if such
15 person has held an LPE-learner's permit for two months. A school permit
16 shall not be issued until such person has demonstrated that he or she is
17 capable of successfully operating a motor vehicle, moped, or motorcycle
18 and has in his or her possession an issuance certificate authorizing the
19 county treasurer to issue a school permit. In order to obtain an issuance
20 certificate, the applicant shall present (a) proof of successful
21 completion of a department-approved driver safety course which includes
22 behind-the-wheel driving specifically emphasizing (i) the effects of the
23 consumption of alcohol on a person operating a motor vehicle, (ii)
24 occupant protection systems, (iii) risk assessment, and (iv) railroad
25 crossing safety and (b)(i) proof of successful completion of a written
26 examination and driving test administered by a driver safety course
27 instructor or (ii) a certificate in a form prescribed by the department,
28 signed by a parent, guardian, or licensed driver at least twenty-one
29 years of age, verifying that the applicant has completed fifty hours of
30 lawful motor vehicle operation, under conditions that reflect department-
31 approved driver safety course curriculum, with a parent, guardian, or

1 adult at least twenty-one years of age, who has a current Nebraska
2 operator's license or who is licensed in another state. The department
3 may waive the written examination if the applicant has been issued an
4 LPE-learner's permit or LPD-learner's permit and if such permit is valid
5 or has expired no more than one year prior to application. The written
6 examination shall not be waived if the permit being applied for contains
7 a class or endorsement which is different from the class or endorsement
8 of the LPE-learner's permit.

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

11 (a) To and from where he or she attends school, or property used by
12 the school he or she attends for purposes of school events or functions,
13 over the most direct and accessible route by the nearest highway from his
14 or her place of residence to transport such person or any family member
15 who resides with such person to attend duly scheduled courses of
16 instruction and extracurricular or school-related activities at the
17 school he or she attends or on property used by the school he or she
18 attends; or

19 (b) Under the personal supervision of a licensed operator. Such
20 licensed operator shall be at least twenty-one years of age and licensed
21 by this state or another state and shall (i) for all motor vehicles other
22 than autocycles, motorcycles, or mopeds, actually occupy the seat beside
23 the permitholder, (ii) in the case of an autocycle, actually occupy the
24 seat beside or behind the permitholder, or (iii) in the case of a
25 motorcycle, other than an autocycle, or a moped, if the permitholder is
26 within visual contact of and under the supervision of, in the case of a
27 motorcycle, a licensed motorcycle operator or, in the case of a moped, a
28 licensed motor vehicle operator.

29 (3) The holder of a school permit shall not use any type of
30 interactive wireless communication device while operating a motor vehicle
31 on the highways of this state. Enforcement of this subsection shall be

1 accomplished only as a secondary action when the holder of the school
2 permit has been cited or charged with a violation of some other law.

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

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

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

28 (6) Department personnel or the county treasurer shall collect the
29 fee and surcharge prescribed in section 60-4,115 from each successful
30 applicant for a school or LPE-learner's permit. All school permits shall
31 be subject to impoundment or revocation under the terms of section

1 60-496. Any person who violates the terms of a school permit shall be
2 guilty of an infraction and shall not be eligible for another school,
3 farm, LPD-learner's, or LPE-learner's permit until he or she has attained
4 the age of sixteen years.

5 (7) Any person who holds a permit issued under this section and has
6 violated subdivision (3)(b) or (c) of section 28-306, subdivision (3)(b)
7 or (c) of section 28-394, or section 28-1254, 60-6,196, 60-6,197,
8 60-6,197.06, or 60-6,198 shall not be eligible for an ignition interlock
9 permit.

10 Sec. 39. Section 60-4,130.03, Reissue Revised Statutes of Nebraska,
11 is amended to read:

12 60-4,130.03 (1) Any person less than twenty-one years of age who
13 holds an operator's license or a provisional operator's permit and who
14 has accumulated, within any twelve-month period, a total of six or more
15 points on his or her driving record pursuant to section 60-4,182 shall be
16 notified by the Department of Motor Vehicles of that fact and ordered to
17 attend and successfully complete a driver improvement course consisting
18 of at least four ~~eight~~ hours of department-approved instruction. Notice
19 shall be sent by regular United States mail to the last-known address as
20 shown in the records of the department. If such person fails to complete
21 the driver improvement course within three months after the date of
22 notification, he or she shall have his or her operator's license
23 suspended by the department.

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

31 Sec. 40. Section 60-4,130.04, Reissue Revised Statutes of Nebraska,

1 is amended to read:

2 60-4,130.04 Commercial driver safety course instructors shall
3 possess competence as outlined in rules and regulations adopted and
4 promulgated by the Department of Motor Vehicles. Instructors who teach
5 the department-approved driver safety course in a public school or
6 institution and possess competence as outlined in a driver's education
7 endorsement shall be eligible to sign a form prescribed by the department
8 or electronically submit test results to the department showing
9 successful completion of the driver safety course. Each public school or
10 institution offering a department-approved driver safety course shall be
11 required to obtain a certificate and pay the fee pursuant to section
12 60-4,130.05. ~~The Nebraska Safety Center shall offer a department-approved~~
13 ~~driver safety course at least once each year in any county where no~~
14 ~~approved course is offered.~~

15 Sec. 41. Section 60-4,139.01, Reissue Revised Statutes of Nebraska,
16 is amended to read:

17 60-4,139.01 ~~An~~ Beginning September 30, 2005, an applicant for a
18 school bus endorsement shall satisfy the following three requirements:

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

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

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

26 (b) Emergency exits and procedures for safely evacuating passengers
27 in an emergency; and

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

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

1 Sec. 42. Section 60-4,149.01, Reissue Revised Statutes of Nebraska,
2 is amended to read:

3 60-4,149.01 (1) A commercial driver's license examiner shall not
4 require the commercial driver's license knowledge examination, except the
5 hazardous material portion of the examination and any knowledge
6 examinations not previously taken for that class of commercial motor
7 vehicle or endorsement, if the applicant renews his or her commercial
8 driver's license prior to its expiration or within one year after its
9 expiration and if the applicant's driving record abstract maintained in
10 the department's computerized records shows that his or her commercial
11 driver's license is not suspended, revoked, canceled, or disqualified.

12 (2)(a) If a ~~(2)~~ A nonresident who applies for a commercial driver's
13 license in this state presents a physical or mobile holds a valid
14 commercial driver's license from another state, the department may choose
15 not to require such individual shall not be required to take the
16 commercial driver's license knowledge examination.

17 (b) Subdivision (a) of this subsection shall not apply to , except
18 the hazardous material portion of the examination and any knowledge
19 examinations not previously taken for that class of commercial motor
20 vehicle or endorsement, if the nonresident commercial driver's license
21 holder surrenders his or her valid out-of-state commercial driver's
22 license to licensing staff.

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

25 (d) Upon issuing a commercial driver's license described in
26 subdivision (a) of this subsection, the department shall notify the state
27 that issued the valid commercial driver's license described in
28 subdivision (a) of this subsection to invalidate such license.

29 Sec. 43. Section 60-4,174, Reissue Revised Statutes of Nebraska, is
30 amended to read:

31 60-4,174 ~~(1)~~The director shall adopt and promulgate such rules and

1 regulations for the administration and enforcement of sections 60-4,173
2 to 60-4,179 as are necessary to protect the public. The director or his
3 or her authorized representative shall examine applicants for Driver
4 Training School and Instructor's Licenses, license successful applicants,
5 and inspect school facilities and equipment. The director shall
6 administer and enforce such sections and may call upon the Commissioner
7 of Education for assistance in developing and formulating appropriate
8 rules and regulations.

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

13 Sec. 44. Section 60-4,183, Reissue Revised Statutes of Nebraska, is
14 amended to read:

15 60-4,183 Whenever it comes to the attention of the director that any
16 person has, as disclosed by the records of the director, accumulated a
17 total of twelve or more points within any period of two years, as set out
18 in section 60-4,182, the director shall (1) summarily revoke the
19 operator's license of such person and (2) require such person to attend
20 and successfully complete a driver improvement ~~driver's education and~~
21 ~~training~~ course consisting of at least four hours of instruction approved
22 by the Department of Motor Vehicles.

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

26 Such revocation shall be for a period of six months from the date of
27 the signing of the order of revocation or six months from the date of the
28 release of such person from the jail or a Department of Correctional
29 Services adult correctional facility, whichever is the later, unless a
30 longer period of revocation was directed by the terms of the abstract of
31 the judgment of conviction transmitted to the director by the trial

1 court.

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

5 Sec. 45. Section 60-4,188, Reissue Revised Statutes of Nebraska, is
6 amended to read:

7 60-4,188 Any person who has fewer than twelve points assessed
8 against his or her driving record under section 60-4,182 may voluntarily
9 enroll in a driver improvement ~~driver's education and training~~ course
10 approved by the Department of Motor Vehicles. Upon notification of
11 successful completion of such a course by the conducting organization,
12 the department shall reduce by two the number of points assessed against
13 such person's driving record within the previous two years. This section
14 shall only apply to persons who have successfully completed such driver
15 improvement ~~driver's education and training~~ course prior to committing
16 any traffic offense for which a conviction and point assessment against
17 their driving record would otherwise result in a total of twelve or more
18 points assessed against their record. No person required to enroll in a
19 driver improvement ~~driver's education and training~~ course pursuant to
20 section 60-4,130, 60-4,130.03, or 60-4,183 shall be eligible for a
21 reduction in points assessed against his or her driving record upon the
22 successful completion of such course. If a person has only one point
23 assessed against his or her record within the previous two years, upon
24 notification of successful completion of such a course by the conducting
25 organization, the department shall reduce one point from such person's
26 driving record. Such reduction shall be allowed only once within a five-
27 year period. Notification of completion of an approved driver improvement
28 ~~driver's education and training~~ course shall be sent to the department,
29 upon successful completion thereof, by the conducting organization. Such
30 course shall consist of at least four hours of instruction and shall
31 follow such other guidelines as are established by the department.

1 Sec. 46. Section 66-1401, Reissue Revised Statutes of Nebraska, is
2 amended to read:

3 66-1401 Sections 66-1401 to 66-1427 and section 48 of this act shall
4 be known and may be cited as the International Fuel Tax Agreement Act.

5 Sec. 47. Section 66-1421, Reissue Revised Statutes of Nebraska, is
6 amended to read:

7 66-1421 (1)(a) No penalty shall be imposed upon any person who
8 voluntarily reports an underpayment of tax by filing an amended return if
9 the original return is filed on time.

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

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

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

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

26 Sec. 48. All taxes, interest, and penalties collected pursuant to
27 the International Fuel Tax Agreement Act shall be remitted to the State
28 Treasurer for credit to the Highway Trust Fund, except as otherwise
29 provided under the act or an agreement entered into pursuant to the act.

30 Sec. 49. Original sections 60-144, 60-149, 60-151, 60-392,
31 60-3,102, 60-3,119, 60-3,122, 60-3,122.02, 60-3,122.03, 60-3,123,

1 60-3,124, 60-3,125, 60-3,126, 60-3,128, 60-3,130.02, 60-3,135.01,
2 60-3,198, 60-3,203, 60-3,221, 60-3,226, 60-3,232, 60-3,233, 60-3,237,
3 60-3,241, 60-3,243, 60-3,245, 60-3,247, 60-3,249, 60-3,251, 60-3,253,
4 60-462, 60-463, 60-481, 60-490, 60-4,122, 60-4,124, 60-4,130.03,
5 60-4,130.04, 60-4,139.01, 60-4,149.01, 60-4,174, 60-4,183, 60-4,188,
6 66-1401, and 66-1421, Reissue Revised Statutes of Nebraska, and section
7 30-2715.01, Revised Statutes Cumulative Supplement, 2020, are repealed.