A BILL FOR AN ACT relating to government; to amend sections 32-308, 32-914, 32-941, 32-942, 32-943, 32-944, 32-948, 32-950, 60-484, 60-4,130, 60-4,130.02, 60-4,144, and 71-612, Reissue Revised Statutes of Nebraska, and sections 32-101, 32-202, 32-907, 32-915, 32-947, 32-960, 32-1002, and 60-4,115, Revised Statutes Cumulative Supplement, 2022; to change provisions relating to registering to vote and voting; to provide duties for the Secretary of State and election officials; to eliminate the fee for certain state identification cards and certified copies of birth certificates; to harmonize provisions; and to repeal the original sections.

Be it enacted by the people of the State of Nebraska,
Section 1. Section 32-101, Revised Statutes Cumulative Supplement, 2022, is amended to read:

32-101 Sections 32-101 to 32-1551 and sections 5, 6, and 9 of this act shall be known and may be cited as the Election Act.

Sec. 2. Section 32-202, Revised Statutes Cumulative Supplement, 2022, is amended to read:

32-202 In addition to any other duties prescribed by law, the Secretary of State shall:

(1) Supervise the conduct of primary and general elections in this state;

(2) Provide training and support for election commissioners, county clerks, and other election officials in providing for day-to-day operations of the office, registration of voters, and the conduct of elections;

(3) Enforce the Election Act;

(4) With the assistance and advice of the Attorney General, make uniform interpretations of the act;

(5) Provide periodic training for the agencies and their agents and contractors in carrying out their duties under sections 32-308 to 32-310;

(6) Develop and print forms for use as required by sections 32-308, 32-310, 32-320, 32-329, 32-947, 32-956, and 32-958;

(7) Contract with the Department of Administrative Services for storage and distribution of the forms;

(8) Require reporting to ensure compliance with sections 32-308 to 32-310;

(9) Prepare and transmit reports as required by the National Voter Registration Act of 1993, 52 U.S.C. 20501 et seq.;

(10) Develop and print a manual describing the requirements of the initiative and referendum process and distribute the manual to election commissioners and county clerks for distribution to the public upon request;
(11) Develop and print pamphlets described in section 32-1405.01;

(12) Adopt and promulgate rules and regulations as necessary for
elections conducted under sections 32-952 to 32-959; and

(13) Establish a free access system, such as a toll-free telephone
number or an Internet website, that any voter who casts a provisional
ballot may access to discover whether the vote of that voter was counted
and, if the vote was not counted, the reason that the vote was not
counted. The Secretary of State shall establish and maintain reasonable
procedures necessary to protect the security, confidentiality, and
integrity of personal information collected, stored, or otherwise used by
the free access system. Access to information about an individual
provisional ballot shall be restricted to the individual who cast the
ballot; and

(14) Provide a public awareness campaign regarding the voter
identification requirements and procedures to obtain qualifying
identification, which shall include creation of a website, social media,
and television and print advertisements that explain the process for
registering to vote, the process to vote in-person, and the process to
vote early. It is the intent of the Legislature to appropriate one
million dollars for the public awareness campaign.

Sec. 3. Section 32-308, Reissue Revised Statutes of Nebraska, is
amended to read:

32-308 (1) The Secretary of State and the Director of Motor Vehicles
shall enter into an agreement to match information in the computerized
statewide voter registration list with information in the database of the
Department of Motor Vehicles to the extent required to enable each such
official to verify the accuracy of the information provided on
applications for voter registration. The Director of Motor Vehicles shall
enter into an agreement with the Commissioner of Social Security under
section 205(r)(8) of the federal Social Security Act, 42 U.S.C. 405(r)
(8), as such section existed on April 17, 2003, for purposes of the

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Election Act.

(2) The Department of Motor Vehicles, with the assistance of the Secretary of State, shall prescribe a voter registration application which may be used to register to vote or make a change of his or her address for voting purposes at the same time an elector applies for an original or renewal motor vehicle operator's license, an original or renewal state identification card, or a replacement thereof. The voter registration application shall be designed so that the elector's information is transmitted to the election commissioner or county clerk pursuant to subsection (3) of this section unless the elector specifies on the form that the elector does not want to register to vote or update the voter registration record or the applicant marked that the applicant is not a United States citizen. The voter registration application shall contain the information required pursuant to section 32-312 and shall be designed so that it does not require the duplication of information in the application for the motor vehicle operator's license or state identification card, except that it may require a second signature of the applicant. The department and the Secretary of State shall make the voter registration application available to any person applying for an operator's license or state identification card. The application shall be completed at the office of the department by the close of business on the third Friday preceding any election to be registered to vote at such election. A registration application received after the deadline shall not be processed by the election commissioner or county clerk until after the election. If a voter registration application is submitted under this section with the signature of the applicant but the applicant is not eligible to register to vote, the submission shall not be considered a violation of section 32-1502 or 32-1503 and the document submitted shall not be considered a valid or completed voter registration application for purposes of registration or enforcement of the Election Act unless the applicant has willfully and knowingly taken affirmative steps to register.
to vote knowing that the applicant is not eligible to do so.

(3) The Department of Motor Vehicles, in conjunction with the Secretary of State, shall develop a process to electronically transmit voter registration application information received under subsection (2) of this section to the election commissioner or county clerk of the county in which the applicant resides within the time limits prescribed in subsection (4) of this section for each applicant verified by the Department of Motor Vehicles to be a citizen of the United States and to be at least eighteen years of age on or before the first Tuesday after the first Monday in November of the then-current year. The Department of Motor Vehicles shall not transmit voter registration application information for applications pursuant to section 60-480.01. The Director of Motor Vehicles shall designate an implementation date for the process which shall be on or before January 1, 2016.

(4) The voter registration application information shall be transmitted to the election commissioner or county clerk of the county in which the applicant resides not later than ten days after receipt, except that if the voter registration application information is received within five days prior to the third Friday preceding any election, it shall be transmitted not later than five days after its original submission. Any information on whether an applicant registers or declines to register and the location of the office at which he or she registers shall be confidential and shall only be used for voter registration purposes.

(5) For each voter registration application for which information is transmitted electronically pursuant to this section, the Secretary of State shall obtain a copy of the electronic representation of the applicant's signature from the Department of Motor Vehicles' records of his or her motor vehicle operator's license or state identification card for purposes of voter registration. Each voter registration application electronically transmitted under this section shall include information provided by the applicant that includes whether the applicant is a
citizen of the United States, whether the applicant is of sufficient age
to register to vote, the applicant's residence address, the applicant's
postal address if different from the residence address, the date of birth
of the applicant, the party affiliation of the applicant or an indication
that the applicant is not affiliated with any political party, the
applicant's motor vehicle operator's license number, the applicant's
previous registration location by city, county, or state, if applicable,
and the applicant's signature.

(6) State agency personnel involved in the voter registration
process pursuant to this section and section 32-309 shall not be
considered deputy registrars or agents or employees of the election
commissioner or county clerk.

Sec. 4. Section 32-907, Revised Statutes Cumulative Supplement,
2022, is amended to read:

32-907 (1) All polling places shall be accessible to all registered
voters and shall be in compliance with the federal Americans with
Disabilities Act of 1990, as amended, and the federal Help America Vote
Act of 2002, as amended. In addition, all polling places shall be
modified or relocated to architecturally barrier-free buildings to
provide unobstructed access to such polling places by people with
physical limitations as required by this section. At least one voting
booth shall be so constructed as to provide easy access for people with
limitations, shall accommodate a wheelchair, and shall have a cover or
barrier to provide privacy. The modifications required by this section
may be of a temporary nature to provide such unobstructed access only on
election day.

(2) All polling places shall meet the requirements of the federal
Americans with Disabilities Act of 1990, as amended, and the federal Help
America Vote Act of 2002, as amended, including, but not limited to,
requirements for:

(a) Parking;
(b) An exterior route to an accessible entrance;
(c) Polling place entrances;
(d) The route from the entrance into the voting area;
(e) Voting areas, including, but not limited to, a sign (i) that indicates that assistance is available, (ii) that contains the contact telephone number approved by the Secretary of State, and (iii) posted with visible lettering that is two inches, plus one-eighth inch per foot of viewing distance more than one hundred eighty inches from viewing points;
(f) Ramps;
(g) Lifts; and
(h) Elevators.

(3) The Secretary of State shall develop, print, and make publicly available a training manual regarding accessibility requirements of the Election Act, the federal Americans with Disabilities Act of 1990, as amended, and the federal Help America Vote Act of 2002, as amended.

(4) The Secretary of State shall include in the biennial training for election commissioners and county clerks current standards for accessibility. All poll workers shall receive training regarding accessibility between appointment and serving at an election.

(5) It is the intent of the Legislature to appropriate sufficient funds from the General Fund to the Secretary of State to ensure that each polling place in the State of Nebraska is in compliance with the federal Americans with Disabilities Act of 1990, as amended, and the federal Help America Vote Act of 2002, as amended, according to section 32-907.

Sec. 5. For purposes of sections 32-914 and 32-915, beginning with the statewide primary election in 2026, the following documents qualify as identification, whether current or expired, do not require an exact name or address match, gender marker, or signature, and apply to voters voting in person at a polling site:

(1) A driver's license or learner's permit issued by a state or
(2) A state identification card issued by a state or territory of the United States;

(3) An identification card issued by a high school or postsecondary educational institution accredited by an accrediting agency or state approval agency recognized by the United States Secretary of Education;

(4) An identification card issued by an agency of the United States, including a United States passport and an identification card issued by a branch of the armed forces of the United States;

(5) An identification card issued by a political subdivision of the State of Nebraska;

(6) An employee identification card from any branch, department, agency, or entity of the United States Government, state, county, municipality, board, or authority of the state;

(7) A tribal identification card from any federally recognized tribe in the United States;

(8) A social security card;

(9) A medicare or medicaid identification card;

(10) A United States citizenship certificate;

(11) A United States naturalization certificate;

(12) A certified birth record issued by a government bureau of vital statistics or board of health in the United States, District of Columbia, Guam, Puerto Rico, or Virgin Islands;

(13) A certificate of Birth Abroad (FS-545 or DS-1350) issued by the United States Department of State;

(14) A report of Birth Abroad of a United States Citizen (FS-240) issued by a United States Embassy;

(15) A certified adoption certificate from a federal court;

(16) An identification card provided by a shelter for the homeless;

(17) A hunting, fishing, or concealed carry license issued by the State of Nebraska; or
Sec. 6. (1) Any person who will be at least the age of eighteen years on or before the first Tuesday after the first Monday in November of the then-current calendar year may request a qualifying identification online.

(2) The Department of Motor Vehicles shall provide for expanded hours and staffing, including one evening per week and one Saturday per month, starting two months prior to in-person early voting.

(3) The Secretary of State shall provide the capacity for each election office in the state to print qualifying identification to enable people to vote the same day as the election.

(4) The Secretary of State shall provide additional locations where qualifying identification can be obtained for voting, such as libraries and nonprofit organization offices.

(5) The Secretary of State shall provide mobile units in each county starting two months prior to in-person early voting which can provide qualifying identification so that any voter who does not have reliable transportation or cannot travel because of disability may have access to qualifying identification.

(6) The election commissioner or county clerk shall provide for increased election office staffing, training, and seating to accommodate long lines and delays on election day and shall provide for increased staffing, training, and seating for each polling place to accommodate long lines and delays on election day.

Sec. 7. Section 32-914, Reissue Revised Statutes of Nebraska, is amended to read:

32-914 (1) Official ballots shall be used at all elections. No person shall receive a ballot or be entitled to vote unless and until he or she is registered as a voter except as provided in section 32-914.01, 32-914.02, 32-915, 32-915.01, or 32-936.
(2) Except as otherwise specifically provided, no ballot shall be
handed to any voter at any election until:

(a) Prior to January 1, 2026, the voter announces his or
her name and address to the clerk of election. Beginning January 1, 2026,
the voter has presented qualifying identification and stated his or her
address, if it is not contained on the identification, to the clerk of
election;

(b) The clerk has found that he or she is a registered voter at the
address as shown by the precinct list of registered voters unless
otherwise entitled to vote in the precinct under section 32-328,
32-914.01, 32-914.02, 32-915, or 32-915.01;

(c) The voter has presented a photographic identification which is
current and valid at the time of the election, or a copy of a utility
bill, bank statement, paycheck, government check, or other government
document which is current at the time of the election and which shows the
same name and residence address of the voter that is on the precinct list
of registered voters, if the voter registered by mail after January 1, 2003,
and has not previously voted in an election for a federal office
within the county and a notation appears on the precinct list of
registered voters that the voter has not previously presented
identification to the election commissioner or county clerk;

(d) As instructed by the clerk of election, the registered voter has
personally written his or her name (i) in the precinct sign-in register
on the appropriate line which follows the last signature of any previous
voter or (ii) in the combined document containing the precinct list of
registered voters and the sign-in register; and

(e) The clerk has listed on the precinct list of registered voters
the corresponding line number and name of the registered voter or has
listed the name of the voter in a separate book as provided in section
32-913.

Sec. 8. Section 32-915, Revised Statutes Cumulative Supplement,
32-915 (1) A person whose name does not appear on the precinct list of registered voters at the polling place for the precinct in which he or she resides, whose name appears on the precinct list of registered voters at the polling place for the precinct in which he or she resides at a different residence address as described in section 32-914.02, or whose name appears with a notation that he or she received a ballot for early voting, or who, beginning January 1, 2026, does not present qualifying identification, may vote a provisional ballot if he or she:

(a) Claims that he or she is a registered voter who has continuously resided in the county in which the precinct is located since registering to vote;

(b) Is not entitled to vote under section 32-914.01 or 32-914.02;

(c) Has not registered to vote or voted in any other county since registering to vote in the county in which the precinct is located;

(d) Has appeared to vote at the polling place for the precinct to which the person would be assigned based on his or her residence address; and

(e) Completes and signs a registration application before voting.

(2) A voter whose name appears on the precinct list of registered voters for the polling place with a notation that the voter is required to present identification pursuant to section 32-318.01 but fails to present identification may vote a provisional ballot if he or she completes and signs a registration application before voting.

(3) Each person voting by provisional ballot shall enclose his or her ballot in an envelope marked Provisional Ballot and shall, by signing the certification on the front of the envelope or a separate form attached to the envelope, certify to the following facts:

(a) I am a registered voter in ............ County;

(b) My name or address did not correctly appear on the precinct list of registered voters without a notation or beginning January 1, 2026, I
did not present qualifying identification;

(c) I registered to vote on or about this date ...................

(d) I registered to vote

.... in person at the election office or a voter registration site,
.... by mail,
.... by using the Secretary of State's website,
.... through the Department of Motor Vehicles,
.... on a form through another state agency,
.... in some other way;

(e) I have not resided outside of this county or voted outside of
this county since registering to vote in this county;

(f) My current address is shown on the registration application
completed as a requirement for voting by provisional ballot; and

(g) I am eligible to vote in this election and I have not voted and
will not vote in this election except by this ballot; and

(h) If I did not present qualifying identification, I understand
that beginning January 1, 2026, I am required to present qualifying or
other authorized documentation on or before the Tuesday after the
election for my ballot to be counted.

(4) The voter shall sign the certification under penalty of election
falsification. The following statements shall be on the front of the
envelope or on the attached form: By signing the front of this envelope
or the attached form you are certifying to the information contained on
this envelope or the attached form under penalty of election
falsification. Election falsification is a Class IV felony and may be
punished by up to two years imprisonment and twelve months post-release
supervision, a fine of up to ten thousand dollars, or both.

(5) If the person's name does not appear on the precinct list of
registered voters for the polling place and the judge or clerk of
election determines that the person's residence address is located in
another precinct within the same county, the judge or clerk of election
Sec. 9. (1) Beginning January 1, 2026, if a registered voter votes provisionally due to the inability or declination to present qualifying identification to the receiving board, the registered voter shall, on or before the Tuesday after the election, present qualifying identification or other authorized documentation to the election office pursuant to this section. The voter may provide qualifying identification or other authorized documentation to the election office in person, by email, by fax, or by mailing it to the office so that it is received in the office by the end of business on such Tuesday.

(2) In lieu of presenting qualifying identification, a voter may present the following authorized documentation:

(a)(i) A declaration of identity;
(ii) A declaration of poverty attesting to identity and financial inability to acquire qualifying identification; or
(iii) A declaration attesting to the voter's religious objection to being photographed; and

(b) By signing such declaration, provide acknowledgement that falsely claiming to be eligible to vote is a criminal offense.

Sec. 10. Section 32-941, Reissue Revised Statutes of Nebraska, is amended to read:

32-941 Any registered voter permitted to vote early pursuant to section 32-938 may, not more than one hundred twenty days before any election and not later than the close of business on the second Friday preceding the election, request a ballot for the election to be mailed to a specific address. A registered voter may request an early voting ballot on the Secretary of State's website or shall request a ballot in writing to the election commissioner or county clerk in the county where the registered voter has established his or her home and shall indicate his or her residence address, the address to which the ballot is to be mailed if different, and his or her telephone number if available. The
registered voter may use the form published by the election commissioner or county clerk pursuant to section 32-808. The registered voter shall sign the request. A registered voter may use a facsimile machine or electronic mail for the submission of a request for a ballot. The election commissioner or county clerk shall include a registration application with the ballots if the person is not registered. Registration applications shall not be mailed after the third Friday preceding the election. If the person is not registered to vote, the registration application shall be returned not later than the closing of the polls on the day of the election. No ballot issued under this section shall be counted unless such registration application is properly completed and processed. A voter voting pursuant to this section shall not be required to present qualifying identification.

Sec. 11. Section 32-942, Reissue Revised Statutes of Nebraska, is amended to read:

32-942 (1) Except as otherwise provided in subsection (2) of this section, a registered voter of this state who anticipates being absent from the county of his or her residence on the day of any election may appear in person before the election commissioner or county clerk not more than thirty days prior to the day of election, present qualifying identification, and obtain his or her ballot. Qualifying identification shall not be required under this subsection until January 1, 2026. The registered voter shall vote the ballot in the office of the election commissioner or county clerk or shall return the ballot to the office not later than the closing of the polls on the day of the election. A registered voter who is present in the county on the day of the election and who chooses to vote on the day of the election shall vote at the polling place assigned to the precinct in which he or she resides unless he or she is returning a ballot for early voting or voting pursuant to section 32-943.

(2) If a person registers to vote and requests a ballot at the same
time under this section, he or she shall (a)(i) present one of the address confirmation documents as prescribed in subdivision (1)(a) of section 32-318.01, (ii) present proof that he or she is a member of the armed forces of the United States who by reason of active duty has been absent from his or her place of residence where the member is otherwise eligible to vote, is a member of the United States Merchant Marine who by reason of service has been away from his or her place of residence where the member is otherwise eligible to vote, is a spouse or dependent of a member of the armed forces of the United States or United States Merchant Marine who has been absent from his or her place of residence due to the service of that member, or resides outside the United States and but for such residence would be qualified to vote in the state if the state was the last place in which the person was domiciled before leaving the United States, or (iii) state that he or she is elderly or handicapped and has requested to vote by alternative means other than by casting a ballot at his or her polling place on election day or (b) vote a ballot which is placed in an envelope with the voter's name and address and other necessary identifying information and kept securely for counting as provided in this subsection. This subsection does not extend the deadline for voter registration specified in section 32-302. A ballot cast pursuant to subdivision (b) of this subsection shall be rejected and shall not be counted if the acknowledgment of registration sent to the registrant pursuant to section 32-322 is returned as undeliverable for a reason other than clerical error within ten days after it is mailed or if the voter fails, after January 1, 2026, to present qualifying identification or other authorized documentation as provided in section 9 of this act on or before the Tuesday after the election, otherwise after such ten-day period, the ballot shall be counted.

(3) This section applies only to a person who appears in person to obtain a ballot as provided in subsection (1) of this section and does not apply to a ballot mailed to a voter pursuant to section 32-945.
Sec. 12. Section 32-943, Reissue Revised Statutes of Nebraska, is amended to read:

32-943 (1) Any registered voter who is permitted to vote early pursuant to section 32-938 may appoint an agent to submit a request for a ballot for early voting on his or her behalf. The registered voter or his or her agent may request that the ballot be sent to the registered voter by mail or indicate on the request that the agent will personally pick up the ballot for such registered voter from the office of the election commissioner or county clerk. A registered voter or an agent acting on behalf of a registered voter shall request a ballot in writing to the election commissioner or county clerk in the county where the registered voter has established his or her residence and shall indicate the voter's residence address, the address to which the ballot is to be mailed if different, and the voter's telephone number if available and precinct if known. The registered voter or the voter's agent may use the form published by the election commissioner or county clerk pursuant to section 32-808. The registered voter or his or her agent shall sign the request.

(2) A candidate for office at such election and any person serving on a campaign committee for such a candidate shall not act as an agent for any registered voter requesting a ballot pursuant to this section unless such person is a member of the registered voter's family. No person shall act as agent for more than two registered voters in any election.

(3) The agent shall pick up the ballot before one hour prior to the closing of the polls on election day and deliver the ballot to the registered voter. The ballot shall be returned not later than the closing of the polls on the day of the election.

(4) The election commissioner or county clerk shall adopt procedures for the distribution of ballots under this section. **Neither the agent nor the voter shall be required to present qualifying identification under**
this section.

Sec. 13. Section 32-944, Reissue Revised Statutes of Nebraska, is amended to read:

32-944 The election commissioner or county clerk may train registered voters to act on behalf of the election commissioner or county clerk in administering a ballot to residents of nursing homes or hospitals who have requested ballots. Ballots shall be administered by two registered voters who are not affiliated with the same political party. The election commissioner or county clerk shall adopt procedures to carry out this section. A voter voting pursuant to this section shall not be required to present qualifying identification.

Sec. 14. Section 32-947, Revised Statutes Cumulative Supplement, 2022, is amended to read:

32-947 (1) Upon receipt of an application or other request for a ballot to vote early, the election commissioner or county clerk shall determine whether the applicant is a registered voter and is entitled to vote as requested. An applicant under this subsection for a ballot to vote early shall not be required to provide qualifying identification prior to receiving the ballot. If the election commissioner or county clerk determines that the applicant is a registered voter entitled to vote early and the application was received not later than the close of business on the second Friday preceding the election, the election commissioner or county clerk shall deliver a ballot to the applicant in person or by mail, postage paid. The election commissioner or county clerk or any employee of the election commissioner or county clerk shall write or cause to be affixed his or her customary signature or initials on the ballot. The election commissioner or county clerk shall establish a permanent list of voters requesting ballots for early voting and include on the list every voter for which such ballots are provided. The election commissioner or county clerk shall send each voter on the list a text, email, or postcard prior to each subsequent election asking if the
voter would like to receive a ballot for early voting for that election
to be mailed to the voter's residence or mailing address.

(2) An unsealed identification envelope shall be delivered with the
ballot. The official title and post office address of the election
commissioner or county clerk shall be printed on the face of such
envelope. Upon , and upon the back of the envelope shall be printed a
form substantially as follows:

VOTER'S OATH

I, the undersigned voter, declare that the enclosed ballot or
ballots contained no voting marks of any kind when I received them, and I
caused the ballot or ballots to be marked, enclosed in the identification
envelope, and sealed in such envelope.

To the best of my knowledge and belief, I declare under penalty of
election falsification that:

(a) I, .................., am a registered voter
in .................. County;
(b) I reside in the State of Nebraska at ..................;
(c) I have voted the enclosed ballot and am returning it in
compliance with Nebraska law; and
(d) I have not voted and will not vote in this election except by
this ballot.

ANY PERSON WHO SIGNS THIS FORM KNOWING THAT ANY OF THE INFORMATION
IN THE FORM IS FALSE SHALL BE GUILTY OF ELECTION FALSIFICATION, A CLASS
IV FELONY UNDER SECTION 32-1502 OF THE STATUTES OF NEBRASKA. THE PENALTY
FOR ELECTION FALSIFICATION IS IMPRISONMENT FOR UP TO TWO YEARS AND TWELVE
MONTHS POST-RELEASE SUPERVISION OR A FINE NOT TO EXCEED TEN THOUSAND
DOLLARS, OR BOTH.

I also understand that failure to sign below will invalidate my
ballot.

Signature ........................................

(3) If the ballot and identification envelope will be returned by
mail or by someone other than the voter, the election commissioner or county clerk shall include with the ballot an identification envelope upon the face of which shall be printed the official title and post office address of the election commissioner or county clerk.

(3) The election commissioner or county clerk shall also enclose with the ballot materials:

(a) A registration application, if the election commissioner or county clerk has determined that the applicant is not a registered voter pursuant to section 32-945, with instructions that failure to return the completed and signed application indicating the residence address as it appears on the voter's request for a ballot to the election commissioner or county clerk by the close of the polls on election day will result in the ballot not being counted;

(b) A registration application and the oath pursuant to section 32-946, if the voter is without a residence address, with instructions that the residence address of the voter shall be deemed that of the office of the election commissioner or county clerk of the county of the voter's prior residence and that failure to return the completed and signed application and oath to the election commissioner or county clerk by the close of the polls on election day will result in the ballot not being counted; or

(c) Written instructions directing the voter to submit a copy of an identification document pursuant to section 32-318.01 if the voter is required to present identification under such section and advising the voter that failure to submit identification to the election commissioner or county clerk by the close of the polls on election day will result in the ballot not being counted.

(4) The election commissioner or county clerk shall may enclose with the ballot materials a separate return envelope for the voter's use in returning his or her identification envelope containing the voted ballot, registration application, and other materials that may be
Such return envelope shall be postage-paid and preaddressed to
the election commissioner or county clerk.

Sec. 15. Section 32-948, Reissue Revised Statutes of Nebraska, is
amended to read:

32-948 (1) Upon receipt of an application or request for a ballot to
vote early, the election commissioner or county clerk shall enter in the
record of early voters the applicant's name, residence address, precinct,
and subdivision of the precinct, if any, the mailing address to which the
ballots are to be sent if different from the residence address, and the
date on which the application was received. The election commissioner or
county clerk shall also record other information in the record of early
voters as may be necessary to aid in the processing or verification of
ballots, including such information as the date ballots and related
materials were sent to the voter or picked up in person, the date on
which the ballots were voted in person or returned or received by mail,
or information as to the reason why a ballot could not be issued or sent.

(2) Upon receipt of a request for a ballot for early voting, the
election commissioner or county clerk shall email or text the voter
confirmation that the request was received and the date of its receipt.

(3) (2) The record of early voters and applications for such ballots
shall be open to public inspection prior to the election. The election
commissioner or county clerk shall make an entry in the voter's
registration record indicating that the voter has voted early in the
election.

Sec. 16. Section 32-950, Reissue Revised Statutes of Nebraska, is
amended to read:

32-950 Ballots issued under section 32-948 which are returned not
later than the hour established for the closing of the polls shall be
accepted for review by the counting board for early voting. Upon receipt
of a completed ballot for early voting, the election commissioner or
county clerk shall email or text the voter confirmation that the ballot
was received and the date of its receipt if the voter's email address or telephone number is on file. Such ballots received by the election commissioner or county clerk after the close of the polls on election day shall remain sealed in the envelope on which the election commissioner or county clerk shall write Rejected, received on, and the date on which the ballot was received. If such a ballot was received on election day but after the close of the polls, the election commissioner or county clerk shall also write on the envelope the time at which the ballot was received. Such rejected ballots shall be segregated and stored in a sealed container designated for Rejected Early Ballots.

Sec. 17. Section 32-960, Revised Statutes Cumulative Supplement, 2022, is amended to read:

32-960  (1) The election commissioner or in any county with less than ten thousand inhabitants, the county clerk may apply to the Secretary of State to mail ballots for all elections held after approval of the application to registered voters of any or all of the precincts in the county. The application shall include a written plan for the conduct of the election which complies with this section, including a timetable for the conduct of the election and provisions for the notice of election to be published and for the application for ballots for early voting notwithstanding other statutory provisions regarding the content and publication of a notice of election or the application for ballots for early voting. If the Secretary of State approves such application for one or more precincts in the county, the election commissioner or county clerk shall follow the applicable procedures in sections 32-953 to 32-959 for conducting elections by mail, except that the deadline for receipt of the ballots shall be the deadline specified in subsection (2) of section 32-908.

(2) The county clerk of a county that has an approved application pursuant to subsection (1) of this section:

(a) Shall allow a voter to return the ballot by hand-delivering it
to the office of the county clerk;

(b) Shall maintain at least one secure ballot drop-box available for voters to deposit completed ballots twenty-four hours per day, starting at least ten days before the election through the deadline provided in subsection (1) of this section for the receipt of ballots;

(c) Shall maintain at least one in-person voting location at the office of the county clerk at which a voter in a precinct subject to a plan under this section approved by the Secretary of State may receive and cast a ballot which shall be open on the day of the election from the time for opening the polls pursuant to section 32-908 through the deadline provided in subsection (1) of this section for the receipt of ballots;

(d) Shall maintain in-person early voting opportunities as described in section 32-942; and

(e) May provide additional secure ballot drop-boxes and in-person voting locations that need not be open according to the requirements of subdivisions (b) and (c) of this subsection.

Sec. 18. Section 32-1002, Revised Statutes Cumulative Supplement, 2022, is amended to read:

32-1002 (1) As the ballots are removed from the ballot box pursuant to sections 32-1012 to 32-1018, the receiving board shall separate the envelopes containing the provisional ballots from the rest of the ballots and deliver them to the election commissioner or county clerk.

(2) Upon receipt of a provisional ballot, the election commissioner or county clerk shall verify that the certificate on the front of the envelope or the form attached to the envelope is in proper form and that the certification has been signed by the voter.

(3) The election commissioner or county clerk shall also (a) verify that such person has not voted anywhere else in the county or been issued a ballot for early voting, (b) investigate whether any credible evidence exists that the person was properly registered to vote in the county.
before the deadline for registration for the election, (c) investigate whether any information has been received pursuant to section 32-308, 32-309, 32-310, or 32-324 that the person has resided, registered, or voted in any other county or state since registering to vote in the county, and (d) upon determining that credible evidence exists that the person was properly registered to vote in the county, make the appropriate changes to the voter registration register by entering the information contained in the registration application completed by the voter at the time of voting a provisional ballot, and (e) for any voter who cast a provisional ballot pursuant to section 32-915 due to the inability or declination to present qualifying identification beginning January 1, 2026, review the qualifying identification or other authorized documentation presented by the voter as provided in section 9 of this act. If the voter was not properly registered in the county and voted provisionally due to failure or declination to present qualifying identification, the voter registration register shall not be updated.

(4) A provisional ballot cast by a voter pursuant to section 32-915 shall be counted if:

(a) Credible evidence exists that the voter was properly registered in the county before the deadline for registration for the election;

(b) The voter has resided in the county continuously since registering to vote in the county;

(c) The voter has not voted anywhere else in the county or has not otherwise voted early using a ballot for early voting;

(d) The voter has completed a registration application prior to voting as prescribed in subsection (6) of this section and:

(i) The residence address provided on the registration application completed pursuant to subdivision (1)(e) of section 32-915 is located within the precinct in which the person voted; and

(ii) If the voter is voting in a primary election, the party affiliation provided on the registration application completed prior to
voting the provisional ballot is the same party affiliation that appears on the voter’s voter registration record based on his or her previous registration application; and

(e) The certification on the front of the envelope or form attached to the envelope is in the proper form and signed by the voter; and

(f) On or before the Tuesday after the election, the voter presents qualifying identification or other authorized documentation as provided in section 9 of this act.

(5) A provisional ballot cast by a voter pursuant to section 32-915 shall not be counted if:

(a) The voter was not properly registered in the county before the deadline for registration for the election;

(b) Information has been received pursuant to section 32-308, 32-309, 32-310, or 32-324 that the voter has resided, registered, or voted in any other county or state since registering to vote in the county in which he or she cast the provisional ballot;

(c) Credible evidence exists that the voter has voted elsewhere or has otherwise voted early;

(d) The voter failed to complete and sign a registration application pursuant to subsection (6) of this section and subdivision (1)(e) of section 32-915;

(e) The residence address provided on the registration application completed pursuant to subdivision (1)(e) of section 32-915 is in a different county or in a different precinct than the county or precinct in which the voter voted;

(f) If the voter is voting in a primary election, the party affiliation on the registration application completed prior to voting the provisional ballot is different than the party affiliation that appears on the voter’s voter registration record based on his or her previous registration application; or

(g) The voter failed to complete and sign the certification on the
(h) The voter fails to present qualifying identification or other authorized documentation as provided in section 9 of this act.

(6) An error or omission of information on the registration application or the certification required under section 32-915 shall not result in the provisional ballot not being counted if:

(a)(i) The errant or omitted information is contained elsewhere on the registration application or certification; or

(ii) The information is not necessary to determine the eligibility of the voter to cast a ballot; and

(b) Both the registration application and the certification are signed by the voter.

(7) Upon determining that the voter's provisional ballot is eligible to be counted, the election commissioner or county clerk shall remove the ballot from the envelope without exposing the marks on the ballot and shall place the ballot with the ballots to be counted by the county canvassing board.

(8) The election commissioner or county clerk shall notify the system administrator of the system created pursuant to section 32-202 as to whether the ballot was counted and, if not, the reason the ballot was not counted.

(9) The verification and investigation shall be completed within seven business days after the election.

Sec. 19. Section 60-484, Reissue Revised Statutes of Nebraska, is amended to read:

60-484 (1) Except as otherwise provided in the Motor Vehicle Operator's License Act, no resident of the State of Nebraska shall operate a motor vehicle upon the alleys or highways of this state until the person has obtained an operator's license for that purpose.

(2) Application for an operator's license or a state identification
card shall be made in a manner prescribed by the department.

(3) The applicant shall provide his or her full legal name, date of birth, mailing address, gender, race or ethnicity, and social security number, two forms of proof of address of his or her principal residence unless the applicant is a program participant under the Address Confidentiality Act, evidence of identity as required by subsection (6) of this section, and a brief physical description of himself or herself.

(4) As part of the application, the applicant:

(a) Shall The applicant (a) may also complete the voter registration portion pursuant to section 32-308, (b) shall be provided the advisement language required by subsection (5) of section 60-6,197;

(b) Shall (c) shall answer the following:

(i) Have you within the last three months (e.g. due to diabetes, epilepsy, mental illness, head injury, stroke, heart condition, neurological disease, etc.):

(A) lost voluntary control or consciousness ... yes ... no

(B) experienced vertigo or multiple episodes of dizziness or fainting ... yes ... no

(C) experienced disorientation ... yes ... no

(D) experienced seizures ... yes ... no

(E) experienced impairment of memory, memory loss ... yes ... no

Please explain: .................................

(ii) Do you experience any condition which affects your ability to operate a motor vehicle? (e.g. due to loss of, or impairment of, foot, leg, hand, arm; neurological or neuromuscular disease, etc.) ... yes ... no

Please explain: .................................

(iii) Since the issuance of your last driver's license/permit, has your health or medical condition changed or worsened? ... yes ... no

Please explain, including how the above affects your ability to drive: .......................; and (d) may answer the following:
(c) Shall be advised as follows: Your information will be used to update your voter registration record or register you to vote unless you mark here: .... No, I do not want my voter registration record updated or to be registered to vote by filling out this application. The voter registration portion prescribed pursuant to section 32-308 shall be included on the application. If the voter registration portion is completed, it shall be transmitted to the election commissioner or county clerk to register the applicant to vote or update the applicant's voter registration record pursuant to section 32-308. If the voter registration portion is only partially completed, the department may proceed to issue the operator's license or state identification card and shall transmit the incomplete voter registration portion to the election commissioner or county clerk pursuant to section 32-308. If the applicant refuses to answer or does not complete the voter registration portion, the department may proceed to issue the operator's license or state identification card; and

(d) May answer the following:

(i) Do you wish to register to vote as part of this application process?

(ii) Do you wish to have a veteran designation displayed on the front of your operator's license or state identification card to show that you served in the armed forces of the United States? (To be eligible you must register with the Nebraska Department of Veterans' Affairs registry.)

(iii) Do you wish to include your name in the Donor Registry of Nebraska and donate your organs and tissues at the time of your death?

(iv) Do you wish to receive any additional specific information regarding organ and tissue donation and the Donor Registry of Nebraska?

(v) Do you wish to donate $1 to promote the Organ and Tissue Donor Awareness and Education Fund?
(e) (4) Application for an operator's license or state identification card shall include a signed oath, affirmation, or declaration of the applicant that the information provided on the application for the license or card is true and correct.

(5) The social security number shall not be printed on the operator's license or state identification card and shall be used only (a) to furnish information to the United States Selective Service System under section 60-483, (b) with the permission of the director in connection with the verification of the status of an individual's driving record in this state or any other state, (c) for purposes of child support enforcement pursuant to section 42-358.08 or 43-512.06, (d) to furnish information regarding an applicant for or holder of a commercial driver's license with a hazardous materials endorsement to the Transportation Security Administration of the United States Department of Homeland Security or its agent, (e) to furnish information to the Department of Revenue under section 77-362.02, or (f) to furnish information to the Secretary of State for purposes of the Election Act.

(6)(a) Each individual applying for an operator's license or a state identification card shall furnish proof of date of birth and identity with documents containing a photograph or with nonphoto identity documents which include his or her full legal name and date of birth. Such documents shall be those provided in subsection (1) of section 60-484.04.

(b) Any individual under the age of eighteen years applying for an operator's license or a state identification card shall provide a certified copy of his or her birth certificate or, if such individual is unable to provide a certified copy of his or her birth certificate, other reliable proof of his or her identity and age, as required in subdivision (6)(a) of this section, accompanied by a certification signed by a parent or guardian explaining the inability to produce a copy of such birth certificate. The applicant also may be required to furnish proof to
department personnel that the parent or guardian signing the
certification is in fact the parent or guardian of such applicant.

(c) An applicant may present other documents as proof of
identification and age designated by the director. Any documents accepted
shall be recorded according to a written exceptions process established
by the director.

(7) Any individual applying for an operator's license or a state
identification card who indicated his or her wish to have a veteran
designation displayed on the front of such license or card shall comply
with section 60-4,189.

(8) No person shall be a holder of an operator's license and a state
identification card at the same time. A person who has a digital image
and digital signature on file with the department may apply
electronically to change his or her Class O operator's license to a state
identification card.

Sec. 20. Section 60-4,115, Revised Statutes Cumulative Supplement,
2022, is amended to read:

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

(2) Except as otherwise provided in subsection (7) of this section,
the fees provided in this subsection in the following dollar amounts
apply for operators' licenses and state identification cards.

Department
<table>
<thead>
<tr>
<th>Document</th>
<th>Total Fee</th>
<th>General Fund</th>
<th>Vehicles Cash Fund</th>
<th>State General Fund</th>
</tr>
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<tbody>
<tr>
<td>4 State identification card:</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>5 Valid for 1 year or less</td>
<td>5.00</td>
<td>2.75</td>
<td>1.25</td>
<td>1.00</td>
</tr>
<tr>
<td>6 Valid for more than 1 year</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>7 but not more than 2 years</td>
<td>10.00</td>
<td>2.75</td>
<td>4.00</td>
<td>3.25</td>
</tr>
<tr>
<td>8 Valid for more than 2 years</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>9 but not more than 3 years</td>
<td>14.00</td>
<td>2.75</td>
<td>5.25</td>
<td>6.00</td>
</tr>
<tr>
<td>10 Valid for more than 3 years</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>11 but not more than 4 years</td>
<td>19.00</td>
<td>2.75</td>
<td>8.00</td>
<td>8.25</td>
</tr>
<tr>
<td>12 Valid for more than 4 years</td>
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<td></td>
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<td></td>
</tr>
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<td>13 for person under 21</td>
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<td>10.25</td>
<td>11.00</td>
</tr>
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<td>3.50</td>
<td>13.25</td>
<td>7.25</td>
</tr>
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<td></td>
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<td>2.75</td>
<td>1.25</td>
<td>1.00</td>
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<td></td>
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<td>19 but not more than 2 years</td>
<td>10.00</td>
<td>2.75</td>
<td>4.00</td>
<td>3.25</td>
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<td></td>
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<td>14.00</td>
<td>2.75</td>
<td>5.25</td>
<td>6.00</td>
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<tr>
<td>22 Valid for more than 3 years</td>
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<tr>
<td>23 but not more than 4 years</td>
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<td>24 Valid for 5 years</td>
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<td>7.25</td>
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<tr>
<td>28 but not more than 2 years</td>
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<td>2.75</td>
<td>4.00</td>
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<tr>
<td></td>
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<td>Fee 2</td>
<td>Fee 3</td>
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<td>Original or renewal</td>
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<td>Commercial driver's license:</td>
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<td>1.75</td>
<td>5.00</td>
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<tr>
<td>10</td>
<td>Valid for more than 1 year</td>
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<td>11</td>
<td>but not more than 2 years</td>
<td>22.00</td>
<td>1.75</td>
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<tr>
<td>12</td>
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<td>11.00</td>
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<td>but not more than 2 years</td>
<td>22.00</td>
<td>1.75</td>
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<td>2.75</td>
<td>6.00</td>
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<td>Add, change, or remove class, endorsement, or restriction</td>
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<td>1.75</td>
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(3) If the department issues an operator's license or a state identification card and collects the fees, the department shall remit the county portion of the fees to the State Treasurer for credit to the Department of Motor Vehicles Cash Fund.

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

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

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

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

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

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

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

(7) No fee shall be charged for issuance of an original, renewal, or duplicate state identification card to a resident of Nebraska who does not have a valid Nebraska driver's license and who will be at least eighteen years of age on or before the first Tuesday after the first Monday in November of the then-current year.

Sec. 21. Section 60-4,130, Reissue Revised Statutes of Nebraska, is amended to read:

60-4,130   (1)(a)  (1) Application for an employment driving permit
shall be made to the Department of Motor Vehicles on forms furnished for that purpose by the department. The application form shall contain such information as deemed necessary by the director to carry out this section and section 60-4,129. If the department has a digital image and digital signature of the applicant preserved in the digital system implemented under section 60-484.01, the employment driving permit, if issued, may contain such image and signature.

(b) The application form shall also include a voter registration portion pursuant to section 32-308 and the following advisement: Your information will be used to update your voter registration record or register you to vote unless you mark here: .... No, I do not want my voter registration record updated or to be registered to vote by filling out this application. If the voter registration portion is completed, it shall be transmitted to the election commissioner or county clerk to register the applicant to vote or update the applicant's voter registration record pursuant to section 32-308. If the voter registration portion is only partially completed, the department may proceed to issue the operator's license or state identification card and shall transmit the incomplete voter registration portion to the election commissioner or county clerk pursuant to section 32-308. If the applicant refuses to answer or does not complete the voter registration portion, the department may proceed to issue the operator's license or state identification card.

(c) To be eligible for an employment driving permit, the applicant shall furnish, along with the application to the director, the following:

(i) (a) An affidavit from the applicant's employer stating that such applicant is required to operate a motor vehicle from his or her residence to his or her place of employment and return;

(ii) (b) If such applicant requires the use of a motor vehicle during the normal course of employment, an affidavit from the applicant's
employer setting forth the facts establishing such requirement;

(iii) An affidavit stating that there exists no other reasonable alternative means of transportation to and from work available to the applicant; and

(iv) If the applicant is self-employed, an affidavit to the department setting forth the provisions of his or her employment.

(2) Except as otherwise provided in this subsection, upon making application for such permit, the applicant shall certify that he or she will attend and complete, within sixty days, a driver improvement course presented by the department or show successful completion of the driver education and training course as provided in section 60-4,183. If such course is not completed, the employment driving permit shall be surrendered to the department. If any person fails to return to the department the permit as provided in this subsection, the department shall direct any peace officer or authorized representative of the department to secure possession of the permit and to return the permit to the department. An applicant whose operator's license has been suspended pursuant to section 43-3318 is not required to fulfill such driver improvement or education and training course requirements. All applicants shall file and maintain proof of financial responsibility as required by the Motor Vehicle Safety Responsibility Act.

(3) Any person who fails to surrender a permit, as required by this section, shall be guilty of a Class IV misdemeanor.

(4) The fee prescribed in section 60-4,115 shall be submitted to the department along with the application for an employment driving permit.

(5) When the holder of an employment driving permit is convicted, on or after the date of issuance of the employment driving permit, of any traffic violation or of operating a motor vehicle for a purpose other than specified by such permit, the person shall not be eligible to receive another employment driving permit during that particular period of revocation. This subsection does not apply to a holder of an
employment driving permit if the reason for his or her license revocation or suspension only involved a suspension under section 43-3318 and not a revocation under any other section.

(6) Any person who feels himself or herself aggrieved because of the refusal of the director to issue the employment driving permit may appeal in the manner set forth in section 60-4,105.

Sec. 22. Section 60-4,130.02, Reissue Revised Statutes of Nebraska, is amended to read:

60-4,130.02 (1)(a) (1) Application for a medical hardship driving permit shall be made to the Department of Motor Vehicles on forms furnished for that purpose by the department. The application form shall contain such information as deemed necessary by the director to carry out this section and section 60-4,130.01. If the department has a digital image and digital signature of the applicant preserved in the digital system implemented under section 60-484.01, the medical hardship driving permit, if issued, may contain such image and signature.

(b) The application form shall also include a voter registration portion pursuant to section 32-308 and the following advisement: Your information will be used to update your voter registration record or register you to vote unless you mark here: .... No, I do not want my voter registration record updated or to be registered to vote by filling out this application. If the voter registration portion is completed, it shall be transmitted to the election commissioner or county clerk to register the applicant to vote or update the applicant's voter registration record pursuant to section 32-308. If the voter registration portion is only partially completed, the department may proceed to issue the operator's license or state identification card and shall transmit the incomplete voter registration portion to the election commissioner or county clerk pursuant to section 32-308. If the applicant refuses to answer or does not complete the voter registration portion, the department may proceed to issue the operator's license or state
identification card. specific question: Do you wish to register to vote as part of this application process?

(c) To be eligible for a medical hardship driving permit, the applicant shall furnish, along with the application to the director, the following:

(i) (a) An affidavit from the applicant's physician stating that it is necessary for such applicant to receive medical treatment at a location other than the applicant's residence and that the treatment will not impair the applicant's ability to operate a motor vehicle; and

(ii) (b) An affidavit stating that there exists no other reasonable alternative means of transportation to and from the site of medical treatment available to the applicant.

(2) The applicant shall also be required to file and maintain proof of financial responsibility as required by the Motor Vehicle Safety Responsibility Act.

(3) The fee prescribed in section 60-4,115 shall be submitted to the department along with the application for a medical hardship driving permit.

(4) When the holder of a medical hardship driving permit is convicted, on or after the date of issuance of the permit, of any traffic violation or of operating a motor vehicle for a purpose other than specified by such permit, the person shall not be eligible to receive another medical hardship driving permit during that particular period of revocation.

(5) Any person who feels himself or herself aggrieved because of the refusal of the director to issue the medical hardship driving permit may appeal in the manner set forth in section 60-4,105.

Sec. 23. Section 60-4,144, Reissue Revised Statutes of Nebraska, is amended to read:

60-4,144 (1) An applicant for issuance of any original or renewal commercial driver's license or an applicant for a change of class of
commercial motor vehicle, endorsement, or restriction shall demonstrate his or her knowledge and skills for operating a commercial motor vehicle as prescribed in the Motor Vehicle Operator's License Act. An applicant for a commercial driver's license shall provide the information and documentation required by this section and section 69-4,144.01. Such information and documentation shall include any additional information required by 49 C.F.R. parts 383 and 391 and also include:

(a) Certification that the commercial motor vehicle in which the applicant takes any driving skills examination is representative of the class of commercial motor vehicle that the applicant operates or expects to operate; and

(b) The names of all states where the applicant has been licensed to operate any type of motor vehicle in the ten years prior to the date of application.

(2)(a) Before being issued a CLP-commercial learner's permit or commercial driver's license, the applicant shall provide (i) his or her full legal name, date of birth, mailing address, gender, race or ethnicity, and social security number, (ii) two forms of proof of address of his or her principal residence unless the applicant is a program participant under the Address Confidentiality Act, except that a nondomiciled applicant for a CLP-commercial learner's permit or nondomiciled commercial driver's license holder does not have to provide proof of residence in Nebraska, (iii) evidence of identity as required by this section, and (iv) a brief physical description of himself or herself.

(b) The applicant's social security number shall not be printed on the CLP-commercial learner's permit or commercial driver's license and shall be used only (i) to furnish information to the United States Selective Service System under section 60-483, (ii) with the permission of the director in connection with the certification of the status of an individual's driving record in this state or any other state, (iii) for
purposes of child support enforcement pursuant to section 42-358.08 or
43-512.06, (iv) to furnish information regarding an applicant for or
holder of a commercial driver's license with a hazardous materials
endorsement to the Transportation Security Administration of the United
States Department of Homeland Security or its agent, (v) to furnish
information to the Department of Revenue under section 77-362.02, or (vi)
to furnish information to the Secretary of State for purposes of the
Election Act.

(c) No person shall be a holder of a CLP-commercial learner's permit
or commercial driver's license and a state identification card at the
same time.

(3) Before being issued a CLP-commercial learner's permit or
commercial driver's license, an applicant, except a nondomiciled
applicant, shall provide proof that this state is his or her state of
residence. Acceptable proof of residence is a document with the person's
name and residential address within this state.

(4)(a) Before being issued a CLP-commercial learner's permit or
commercial driver's license, an applicant shall provide proof of
identity.

(b) The following are acceptable as proof of identity:

(i) A valid, unexpired United States passport;

(ii) A certified copy of a birth certificate filed with a state
office of vital statistics or equivalent agency in the individual's state
of birth;

(iii) A Consular Report of Birth Abroad issued by the United States
Department of State;

(iv) A valid, unexpired permanent resident card issued by the United
States Department of Homeland Security or United States Citizenship and
Immigration Services;

(v) An unexpired employment authorization document issued by the
United States Department of Homeland Security;
(vi) An unexpired foreign passport with a valid, unexpired United States visa affixed accompanied by the approved form documenting the applicant's most recent admittance into the United States;

(vii) A Certificate of Naturalization issued by the United States Department of Homeland Security;


(ix) A driver's license or identification card issued in compliance with the standards established by the REAL ID Act of 2005, Public Law 109-13, division B, section 1, 119 Stat. 302; or

(x) Such other documents as the director may approve.

(c) If an applicant presents one of the documents listed under subdivision (b)(i), (ii), (iii), (iv), (vii), or (viii) of this subsection, the verification of the applicant's identity will also provide satisfactory evidence of lawful status.

(d) If the applicant presents one of the identity documents listed under subdivision (b)(v), (vi), or (ix) of this subsection, the verification of the identity documents does not provide satisfactory evidence of lawful status. The applicant must also present a second document from subdivision (4)(b) of this section, a document from subsection (5) of this section, or documentation issued by the United States Department of Homeland Security or other federal agencies demonstrating lawful status as determined by the United States Citizenship and Immigration Services.

(e) An applicant may present other documents as designated by the director as proof of identity. Any documents accepted shall be recorded according to a written exceptions process established by the director.

(5)(a) Whenever a person is renewing, replacing, upgrading, transferring, or applying as a nondomiciled individual to this state for a CLP-commercial learner's permit or commercial driver's license, the Department of Motor Vehicles shall verify the citizenship in the United
States of the person or the lawful status in the United States of the person.

(b) The following are acceptable as proof of citizenship or lawful status:

(i) A valid, unexpired United States passport;

(ii) A certified copy of a birth certificate filed with a state office of vital statistics or equivalent agency in the individual's state of birth, Puerto Rico, the Virgin Islands, Guam, American Samoa, or the Commonwealth of the Northern Mariana Islands;

(iii) A Consular Report of Birth Abroad issued by the United States Department of State;

(iv) A Certificate of Naturalization issued by the United States Department of Homeland Security;

(v) A Certificate of Citizenship issued by the United States Department of Homeland Security; or


(6) An applicant may present other documents as designated by the director as proof of lawful status. Any documents accepted shall be recorded according to a written exceptions process established by the director.

(7)(a) An applicant shall obtain a nondomiciled CLP-commercial driver's license or nondomiciled CLP-commercial learner's permit:

(i) If the applicant is domiciled in a foreign jurisdiction and the Federal Motor Carrier Safety Administrator has not determined that the commercial motor vehicle operator testing and licensing standards of that jurisdiction meet the standards contained in subparts G and H of 49 C.F.R. part 383; or

(ii) If the applicant is domiciled in a state that is prohibited from issuing commercial learners' permits and commercial drivers'
licenses in accordance with 49 C.F.R. 384.405. Such person is eligible to obtain a nondomiciled CLP-commercial learner's permit or nondomiciled commercial driver's license from Nebraska that complies with the testing and licensing standards contained in subparts F, G, and H of 49 C.F.R. part 383.

(b) An applicant for a nondomiciled CLP-commercial learner's permit and nondomiciled commercial driver's license must do the following:

(i) Complete the requirements to obtain a CLP-commercial learner's permit or a commercial driver's license under the Motor Vehicle Operator's License Act, except that an applicant domiciled in a foreign jurisdiction must provide an unexpired employment authorization document issued by the United States Citizenship and Immigration Services or an unexpired foreign passport accompanied by an approved I-94 form documenting the applicant's most recent admittance into the United States. No proof of domicile is required;

(ii) After receipt of the nondomiciled CLP-commercial learner's permit or nondomiciled commercial driver's license and, for as long as the permit or license is valid, notify the Department of Motor Vehicles of any adverse action taken by any jurisdiction or governmental agency, foreign or domestic, against his or her driving privileges. Such adverse actions include, but are not limited to, license disqualification or disqualification from operating a commercial motor vehicle for the convictions described in 49 C.F.R. 383.51. Notifications must be made within the time periods specified in 49 C.F.R. 383.33; and

(iii) Provide a mailing address to the Department of Motor Vehicles. If the applicant is applying for a foreign nondomiciled CLP-commercial learner's permit or foreign nondomiciled commercial driver's license, he or she must provide a Nebraska mailing address and his or her employer's mailing address to the Department of Motor Vehicles.

(c) An applicant for a nondomiciled CLP-commercial learner's permit or nondomiciled commercial driver's license who holds a foreign
operator's license is not required to surrender his or her foreign operator's license.

(8) Any person applying for a CLP-commercial learner's permit or commercial driver's license may answer the following:

(a) Do you wish to register to vote as part of this application process?

(b) Do you wish to have a veteran designation displayed on the front of your operator's license to show that you served in the armed forces of the United States? (To be eligible you must register with the Nebraska Department of Veterans' Affairs registry.)

(c) Do you wish to include your name in the Donor Registry of Nebraska and donate your organs and tissues at the time of your death?

(d) Do you wish to receive any additional specific information regarding organ and tissue donation and the Donor Registry of Nebraska?

(e) Do you wish to include your name in the Donor Registry of Nebraska and donate your organs and tissues at the time of your death?

(f) Do you wish to include your name in the Donor Registry of Nebraska and donate your organs and tissues at the time of your death?

(g) Do you wish to include your name in the Donor Registry of Nebraska and donate your organs and tissues at the time of your death?

(h) Do you wish to include your name in the Donor Registry of Nebraska and donate your organs and tissues at the time of your death?

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(l) Do you wish to include your name in the Donor Registry of Nebraska and donate your organs and tissues at the time of your death?

(m) Do you wish to include your name in the Donor Registry of Nebraska and donate your organs and tissues at the time of your death?

(n) Do you wish to include your name in the Donor Registry of Nebraska and donate your organs and tissues at the time of your death?

(o) Do you wish to include your name in the Donor Registry of Nebraska and donate your organs and tissues at the time of your death?

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(q) Do you wish to include your name in the Donor Registry of Nebraska and donate your organs and tissues at the time of your death?

(r) Do you wish to include your name in the Donor Registry of Nebraska and donate your organs and tissues at the time of your death?

(s) Do you wish to include your name in the Donor Registry of Nebraska and donate your organs and tissues at the time of your death?

(t) Do you wish to include your name in the Donor Registry of Nebraska and donate your organs and tissues at the time of your death?

(u) Do you wish to include your name in the Donor Registry of Nebraska and donate your organs and tissues at the time of your death?

(v) Do you wish to include your name in the Donor Registry of Nebraska and donate your organs and tissues at the time of your death?

(w) Do you wish to include your name in the Donor Registry of Nebraska and donate your organs and tissues at the time of your death?

(x) Do you wish to include your name in the Donor Registry of Nebraska and donate your organs and tissues at the time of your death?

(y) Do you wish to include your name in the Donor Registry of Nebraska and donate your organs and tissues at the time of your death?

(z) Do you wish to include your name in the Donor Registry of Nebraska and donate your organs and tissues at the time of your death?
not complete the voter registration portion, the department may proceed to issue the CLP-commercial learner's permit or commercial driver's license.

(10) Application for a CLP-commercial learner’s permit or commercial driver's license shall include a signed oath, affirmation, or declaration of the applicant that the information provided on the application for the permit or license is true and correct.

(11) Any person applying for a CLP-commercial learner's permit or commercial driver's license must make one of the certifications in section 60-4,144.01 and any certification required under section 60-4,146 and must provide such certifications to the Department of Motor Vehicles in order to be issued a CLP-commercial learner's permit or a commercial driver's license.

(12) Every person who holds any commercial driver's license must provide to the department medical certification as required by section 60-4,144.01. The department may provide notice and prescribe medical certification compliance requirements for all holders of commercial drivers' licenses. Holders of commercial drivers' licenses who fail to meet the prescribed medical certification compliance requirements may be subject to downgrade.

Sec. 24. Section 71-612, Reissue Revised Statutes of Nebraska, is amended to read:

71-612 (1) The department, as the State Registrar, shall preserve permanently and index all certificates received. The department shall supply to any applicant for any proper purpose, as defined by rules and regulations of the department, a certified copy of the record of any birth, death, marriage, annulment, or dissolution of marriage or an abstract of marriage. The department shall supply a copy of a public vital record for viewing purposes at its office upon an application signed by the applicant and upon proof of the identity of the applicant. The application may include the name, address, and telephone number of
the applicant, purpose for viewing each record, and other information as
may be prescribed by the department by rules and regulations to protect
the integrity of vital records and prevent their fraudulent use. Except
as provided in subsections (2), (3), (5), (6), and (7), and (9) of this
section, the department shall be entitled to charge and collect in
advance a fee of sixteen dollars to be paid by the applicant for each
certified copy or abstract of marriage supplied to the applicant or for
any search made at the applicant's request for access to or a certified
copy of any record or abstract of marriage, whether or not the record or
abstract is found on file with the department.

(2) The department shall, free of charge, search for and furnish a
certified copy of any record or abstract of marriage on file with the
department upon the request of (a) the United States Department of
Veterans Affairs or any lawful service organization empowered to
represent veterans if the copy of the record or abstract of marriage is
to be issued, for the welfare of any member or veteran of the armed
forces of the United States or in the interests of any member of his or
her family, in connection with a claim growing out of service in the
armed forces of the nation or (b) the Military Department.

(3) The department may, free of charge, search for and furnish a
certified copy of any record or abstract of marriage on file with the
department when in the opinion of the department it would be a hardship
for the claimant of old age, survivors, or disability benefits under the
federal Social Security Act to pay the fee provided in this section.

(4) A strict account shall be kept of all funds received by the
department. Funds received pursuant to subsections (1), (5), (6), and (8)
of this section shall be remitted to the State Treasurer for credit to
the Health and Human Services Cash Fund. Money credited to the fund
pursuant to this section shall be used for the purpose of administering
the laws relating to vital statistics and may be used to create a petty
cash fund administered by the department to facilitate the payment of
refunds to individuals who apply for copies or abstracts of records. The petty cash fund shall be subject to section 81-104.01, except that the amount in the petty cash fund shall not be less than twenty-five dollars nor more than one thousand dollars.

(5) The department shall, upon request, conduct a search of death certificates for stated individuals for the Nebraska Medical Association or any of its allied medical societies or any inhospital staff committee pursuant to sections 71-3401 to 71-3403. If such death certificate is found, the department shall provide a noncertified copy. The department shall charge a fee for each search or copy sufficient to cover its actual direct costs, except that the fee shall not exceed three dollars per individual search or copy requested.

(6) The department may permit use of data from vital records for statistical or research purposes under section 71-602 or disclose data from certificates or records to federal, state, county, or municipal agencies of government for use in administration of their official duties and charge and collect a fee that will recover the department's cost of production of the data. The department may provide access to public vital records for viewing purposes by electronic means, if available, under security provisions which shall assure the integrity and security of the records and database and shall charge and collect a fee that shall recover the department's costs.

(7) In addition to the fees charged under subsection (1) of this section, the department shall charge and collect an additional fee of one dollar for any certified copy of the record of any birth or for any search made at the applicant's request for access to or a certified copy of any such record, whether or not the record is found on file with the department. Any county containing a city of the metropolitan class which has an established city-county or county health department pursuant to sections 71-1626 to 71-1636 which has an established system of registering births and deaths shall charge and collect in advance a fee
of one dollar for any certified copy of the record of any birth or for
any search made at the applicant's request for such record, whether or
not the record is found on file with the county. All fees collected under
this subsection shall be remitted to the State Treasurer for credit to
the Nebraska Child Abuse Prevention Fund.

(8) The department shall not charge other state agencies the fees
authorized under subsections (1) and (7) of this section for automated
review of any certificates or abstracts of marriage. The department shall
charge and collect a fee from other state agencies for such automated
review that will recover the department's cost.

(9) The department shall not charge any fee for a certified copy of
a birth record if the applicant indicates that the applicant does not
have a current Nebraska driver's license or state identification card and
needs a state identification card for voting purposes.

Sec. 25. Original sections 32-308, 32-914, 32-941, 32-942, 32-943,
32-944, 32-948, 32-950, 60-484, 60-4,130, 60-4,130.02, 60-4,144, and
71-612, Reissue Revised Statutes of Nebraska, and sections 32-101,
32-202, 32-907, 32-915, 32-947, 32-960, 32-1002, and 60-4,115, Revised
Statutes Cumulative Supplement, 2022, are repealed.