

LEGISLATURE OF NEBRASKA  
ONE HUNDRED FIFTH LEGISLATURE  
FIRST SESSION

**LEGISLATIVE BILL 164**

Introduced by Geist, 25.

Read first time January 10, 2017

Committee:

1 A BILL FOR AN ACT relating to motor vehicles; to amend sections  
2 60-168.02, 60-3,126, 60-3,184, 60-4,168.01, 60-506.01, and 60-699,  
3 Reissue Revised Statutes of Nebraska, and sections 60-3,104,  
4 60-3,104.01, 60-3,118, 60-3,120, 60-3,121, 60-3,122, 60-3,122.02,  
5 60-3,122.04, 60-3,123, 60-3,124, 60-3,125, 60-3,128, 60-3,161,  
6 60-3,224, 60-3,227, 60-4,168, and 60-2904, Revised Statutes  
7 Cumulative Supplement, 2016; to change provisions relating to  
8 trailers and cabin trailers; to authorize the Department of Motor  
9 Vehicles to keep and sell registration or certificate of title  
10 records on motorboats, all-terrain vehicles, utility-type vehicles,  
11 snowmobiles, and minibikes; to change commercial motor vehicle  
12 disqualification provisions; to change provisions relating to motor  
13 vehicle accident reports; to redefine a term under the Uniform Motor  
14 Vehicle Records Disclosure Act; to harmonize provisions; and to  
15 repeal the original sections.

16 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 60-168.02, Reissue Revised Statutes of Nebraska,  
2 is amended to read:

3 60-168.02 (1) When a motor vehicle, ~~commercial~~ trailer, or  
4 ~~semitrailer, or cabin trailer~~ is purchased by a motor vehicle dealer or  
5 trailer dealer and the original assigned certificate of title has been  
6 lost or mutilated, the dealer selling such motor vehicle or trailer may  
7 apply for an original certificate of title in the dealer's name. The  
8 following documentation and fees shall be submitted by the dealer:

9 (a) An application for a certificate of title in the name of such  
10 dealer;

11 (b) A photocopy from the dealer's records of the front and back of  
12 the lost or mutilated original certificate of title assigned to a dealer;

13 (c) A notarized affidavit from the purchaser of such motor vehicle  
14 or trailer for which the original assigned certificate of title was lost  
15 or mutilated stating that the original assigned certificate of title was  
16 lost or mutilated; and

17 (d) The appropriate certificate of title fee.

18 (2) The application and affidavit shall be on forms prescribed by  
19 the department. When the motor vehicle dealer or trailer dealer receives  
20 the new certificate of title in such dealer's name and assigns it to the  
21 purchaser, the dealer shall record the original sale date and provide the  
22 purchaser with a copy of the front and back of the original lost or  
23 mutilated certificate of title as evidence as to why the purchase date of  
24 the motor vehicle or trailer is prior to the issue date of the new  
25 certificate of title.

26 Sec. 2. Section 60-3,104, Revised Statutes Cumulative Supplement,  
27 2016, is amended to read:

28 60-3,104 The department shall issue the following types of license  
29 plates:

30 (1) Amateur radio station license plates issued pursuant to section  
31 60-3,126;

- 1           (2) Apportionable vehicle license plates issued pursuant to section  
2 60-3,203;
- 3           (3) Autocycle license plates issued pursuant to section 60-3,100;
- 4           (4) Boat dealer license plates issued pursuant to section 60-379;
- 5           (5) Breast Cancer Awareness Plates issued pursuant to sections  
6 60-3,230 and 60-3,231;
- 7           (6) Bus license plates issued pursuant to section 60-3,144;
- 8           (7) Commercial motor vehicle license plates issued pursuant to  
9 section 60-3,147;
- 10          (8) Dealer or manufacturer license plates issued pursuant to  
11 sections 60-3,114 and 60-3,115;
- 12          (9) Disabled veteran license plates issued pursuant to section  
13 60-3,124;
- 14          (10) Farm trailer license plates issued pursuant to section  
15 60-3,151;
- 16          (11) Farm truck license plates issued pursuant to section 60-3,146;
- 17          (12) Farm trucks with a gross weight of over sixteen tons license  
18 plates issued pursuant to section 60-3,146;
- 19          (13) Fertilizer trailer license plates issued pursuant to section  
20 60-3,151;
- 21          (14) Gold Star Family license plates issued pursuant to sections  
22 60-3,122.01 and 60-3,122.02;
- 23          (15) Handicapped or disabled person license plates issued pursuant  
24 to section 60-3,113;
- 25          (16) Historical vehicle license plates issued pursuant to sections  
26 60-3,130 to 60-3,134;
- 27          (17) Local truck license plates issued pursuant to section 60-3,145;
- 28          (18) Military Honor Plates issued pursuant to sections 60-3,122.03  
29 and 60-3,122.04;
- 30          (19) Minitruck license plates issued pursuant to section 60-3,100;
- 31          (20) Motor vehicle license plates for motor vehicles owned or

1 operated by the state, counties, municipalities, or school districts  
2 issued pursuant to section 60-3,105;

3 (21) Motor vehicles exempt pursuant to section 60-3,107;

4 (22) Motorcycle license plates issued pursuant to section 60-3,100;

5 (23) Mountain Lion Conservation Plates issued pursuant to sections  
6 60-3,226 and 60-3,227;

7 (24) Nebraska Cornhusker Spirit Plates issued pursuant to sections  
8 60-3,127 to 60-3,129;

9 (25) Nebraska 150 Sesquicentennial Plates issued pursuant to  
10 sections 60-3,223 to 60-3,225;

11 (26) Nonresident owner thirty-day license plates issued pursuant to  
12 section 60-382;

13 (27) Passenger car having a seating capacity of ten persons or less  
14 and not used for hire issued pursuant to section 60-3,143 other than  
15 autocycles;

16 (28) Passenger car having a seating capacity of ten persons or less  
17 and used for hire issued pursuant to section 60-3,143 other than  
18 autocycles;

19 (29) Pearl Harbor license plates issued pursuant to section  
20 60-3,122;

21 (30) Personal-use dealer license plates issued pursuant to section  
22 60-3,116;

23 (31) Personalized message license plates for motor vehicles and  
24 ~~cabin~~ trailers, except commercial motor vehicles registered for over ten  
25 tons gross weight, issued pursuant to sections 60-3,118 to 60-3,121;

26 (32) Prisoner-of-war license plates issued pursuant to section  
27 60-3,123;

28 (33) Public power district license plates issued pursuant to section  
29 60-3,228;

30 (34) Purple Heart license plates issued pursuant to section  
31 60-3,125;

1 (35) Recreational vehicle license plates issued pursuant to section  
2 60-3,151;

3 (36) Repossession license plates issued pursuant to section 60-375;

4 (37) Special interest motor vehicle license plates issued pursuant  
5 to section 60-3,135.01;

6 (38) Specialty license plates issued pursuant to sections  
7 60-3,104.01 and 60-3,104.02;

8 (39) Trailer license plates issued for trailers owned or operated by  
9 the state, counties, municipalities, or school districts issued pursuant  
10 to section 60-3,106;

11 (40) Trailer license plates issued pursuant to section 60-3,100;

12 (41) Trailer license plates issued for trailers owned or operated by  
13 a public power district pursuant to section 60-3,228;

14 (42) Trailers exempt pursuant to section 60-3,108;

15 (43) Transporter license plates issued pursuant to section 60-378;

16 (44) Trucks or combinations of trucks, truck-tractors, or trailers  
17 which are not for hire and engaged in soil and water conservation work  
18 and used for the purpose of transporting pipe and equipment exclusively  
19 used by such contractors for soil and water conservation construction  
20 license plates issued pursuant to section 60-3,149;

21 (45) Utility trailer license plates issued pursuant to section  
22 60-3,151; and

23 (46) Well-boring apparatus and well-servicing equipment license  
24 plates issued pursuant to section 60-3,109.

25 Sec. 3. Section 60-3,104.01, Revised Statutes Cumulative Supplement,  
26 2016, is amended to read:

27 60-3,104.01 (1) A person may apply for specialty license plates in  
28 lieu of regular license plates on an application prescribed and provided  
29 by the department pursuant to section 60-3,104.02 for any motor vehicle,  
30 trailer, or semitrailer, ~~or cabin trailer,~~ except for motor vehicles or  
31 trailers registered under section 60-3,198. An applicant receiving a

1 specialty license plate for a farm truck with a gross weight of over  
2 sixteen tons or for a commercial motor vehicle registered for a gross  
3 weight of five tons or over shall affix the appropriate tonnage decal to  
4 the plate. The department shall make forms available for such  
5 applications. Each application for initial issuance or renewal of  
6 specialty license plates shall be accompanied by a fee of seventy  
7 dollars. Fees collected pursuant to this subsection shall be remitted to  
8 the State Treasurer. The State Treasurer shall credit fifteen percent of  
9 the fee for initial issuance and renewal of specialty license plates to  
10 the Department of Motor Vehicles Cash Fund and eighty-five percent of the  
11 fee to the Highway Trust Fund.

12 (2) When the department receives an application for specialty  
13 license plates, it shall deliver the plates to the county treasurer of  
14 the county in which the motor vehicle, trailer, or ~~semitrailer, or cabin~~  
15 ~~trailer~~ is registered. The county treasurer shall issue specialty license  
16 plates in lieu of regular license plates when the applicant complies with  
17 the other provisions of law for registration of the motor vehicle,  
18 trailer, or ~~semitrailer, or cabin trailer~~. If specialty license plates  
19 are lost, stolen, or mutilated, the licensee shall be issued replacement  
20 license plates pursuant to section 60-3,157.

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

29 (b) The owner may have the unused portion of the specialty license  
30 plate fee credited to the other motor vehicle, trailer, or ~~semitrailer,~~  
31 ~~or cabin trailer~~ which will bear the specialty license plates at the rate

1 of eight and one-third percent per month for each full month left in the  
2 registration period.

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

7 Sec. 4. Section 60-3,118, Revised Statutes Cumulative Supplement,  
8 2016, is amended to read:

9 60-3,118 (1) In lieu of the license plates provided for by section  
10 60-3,100, the department shall issue personalized message license plates  
11 for motor vehicles, trailers, or semitrailers, ~~or cabin trailers,~~ except  
12 for motor vehicles and trailers registered under section 60-3,198, to all  
13 applicants who meet the requirements of sections 60-3,119 to 60-3,121.  
14 Personalized message license plates shall be the same size and of the  
15 same basic design as regular license plates issued pursuant to section  
16 60-3,100. The characters used shall consist only of letters and numerals  
17 of the same size and design and shall comply with the requirements of  
18 subdivision (1)(a) of section 60-3,100. A maximum of seven characters may  
19 be used, except that for an autocycle or a motorcycle, a maximum of six  
20 characters may be used.

21 (2) The following conditions apply to all personalized message  
22 license plates:

23 (a) County prefixes shall not be allowed except in counties using  
24 the alphanumeric system for motor vehicle registration. The numerals in  
25 the county prefix shall be the numerals assigned to the county, pursuant  
26 to subsection (2) of section 60-370, in which the motor vehicle or ~~cabin~~  
27 trailer is registered. Renewal of a personalized message license plate  
28 containing a county prefix shall be conditioned upon the motor vehicle or  
29 ~~cabin~~ trailer being registered in such county. The numerals in the county  
30 prefix, including the hyphen or any other unique design for an existing  
31 license plate style, count against the maximum number of characters

1 allowed under this section;

2 (b) The characters in the order used shall not conflict with or  
3 duplicate any number used or to be used on the regular license plates or  
4 any number or license plate already approved pursuant to sections  
5 60-3,118 to 60-3,121;

6 (c) The characters in the order used shall not express, connote, or  
7 imply any obscene or objectionable words or abbreviations; and

8 (d) An applicant receiving a personalized message license plate for  
9 a farm truck with a gross weight of over sixteen tons or a commercial  
10 truck or truck-tractor with a gross weight of five tons or over shall  
11 affix the appropriate tonnage decal to such license plate.

12 (3) The department shall have sole authority to determine if the  
13 conditions prescribed in subsection (2) of this section have been met.

14 Sec. 5. Section 60-3,120, Revised Statutes Cumulative Supplement,  
15 2016, is amended to read:

16 60-3,120 When the department approves an application for  
17 personalized message license plates, it shall notify the applicant and  
18 deliver the license plates to the county treasurer of the county in which  
19 the motor vehicle or ~~cabin~~ trailer is to be registered. The county  
20 treasurer shall deliver such plates to the applicant, in lieu of regular  
21 license plates, when the applicant complies with the other provisions of  
22 law for registration of the motor vehicle or ~~cabin~~ trailer.

23 Sec. 6. Section 60-3,121, Revised Statutes Cumulative Supplement,  
24 2016, is amended to read:

25 60-3,121 (1) The owner of a motor vehicle or ~~cabin~~ trailer bearing  
26 personalized message license plates may make application to the county  
27 treasurer to have such license plates transferred to a motor vehicle or  
28 ~~cabin~~ trailer other than the motor vehicle or ~~cabin~~ trailer for which  
29 such license plates were originally purchased if such motor vehicle or  
30 ~~cabin~~ trailer is owned by the owner of the license plates.

31 (2) The owner may have the unused portion of the message plate fee



1 credited to the other motor vehicle or ~~cabin~~ trailer which will bear the  
2 license plate at the rate of eight and one-third percent per month for  
3 each full month left in the registration period.

4 (3) Application for such transfer shall be accompanied by a fee of  
5 three dollars. The fees shall be remitted to the State Treasurer for  
6 credit to the Department of Motor Vehicles Cash Fund.

7 Sec. 7. Section 60-3,122, Revised Statutes Cumulative Supplement,  
8 2016, is amended to read:

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

13 (a) Was a member of the United States Armed Forces on December 7,  
14 1941;

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

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

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

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

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

1           Sec. 8. Section 60-3,122.02, Revised Statutes Cumulative Supplement,  
2 2016, is amended to read:

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

18           (2)(a) Each application for initial issuance of consecutively  
19 numbered Gold Star Family plates shall be accompanied by a fee of five  
20 dollars. An application for renewal of such plates shall be accompanied  
21 by a fee of five dollars. County treasurers collecting fees for renewals  
22 pursuant to this subdivision shall remit them to the State Treasurer. The  
23 State Treasurer shall credit five dollars of the fee for initial issuance  
24 and renewal of such plates to the Nebraska Veteran Cemetery System  
25 Operation Fund.

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

1 issuance and renewal of such plates to the Department of Motor Vehicles  
2 Cash Fund and seventy-five percent of the fee to the Nebraska Veteran  
3 Cemetery System Operation Fund.

4 (3) When the department receives an application for Gold Star Family  
5 plates, the department shall deliver the plates to the county treasurer  
6 of the county in which the motor vehicle or ~~cabin~~ trailer is registered.  
7 The county treasurer shall issue Gold Star Family plates in lieu of  
8 regular license plates when the applicant complies with the other  
9 provisions of the Motor Vehicle Registration Act for registration of the  
10 motor vehicle or ~~cabin~~ trailer. If Gold Star Family plates are lost,  
11 stolen, or mutilated, the licensee shall be issued replacement license  
12 plates upon request and without charge.

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

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

1           Sec. 9. Section 60-3,122.04, Revised Statutes Cumulative Supplement,  
2 2016, is amended to read:

3           60-3,122.04 (1) ~~An Beginning January 2, 2016,~~ an eligible person may  
4 apply to the department for Military Honor Plates in lieu of regular  
5 license plates on an application prescribed and provided by the  
6 department for any motor vehicle, trailer, or semitrailer, ~~or~~ ~~cabin~~  
7 ~~trailer~~, except for a motor vehicle or trailer registered under section  
8 60-3,198. An applicant receiving a Military Honor Plate for a farm truck  
9 with a gross weight of over sixteen tons shall affix the appropriate  
10 tonnage decal to the plate. The department shall make forms available for  
11 such applications through the county treasurers. The license plates shall  
12 be issued upon payment of the license fee described in subsection (2) of  
13 this section and verification by the department of an applicant's  
14 eligibility using the registry established by the Department of Veterans'  
15 Affairs pursuant to section 80-414. To be eligible an applicant shall be  
16 (a) active duty armed forces personnel serving in any of the armed forces  
17 listed in subsection (1) of section 60-3,122.03 or (b) a veteran of any  
18 of such armed forces who was discharged or otherwise separated with a  
19 characterization of honorable or general (under honorable conditions).  
20 Any person using Military Honor Plates shall surrender the plates to the  
21 county treasurer if such person is no longer eligible for the plates.  
22 Regular plates shall be issued to any such person upon surrender of the  
23 Military Honor Plates for a three-dollar transfer fee and forfeiture of  
24 any of the remaining annual fee. The three-dollar transfer fee shall be  
25 remitted to the State Treasurer for credit to the Department of Motor  
26 Vehicles Cash Fund.

27           (2)(a) In addition to all other fees required for registration under  
28 the Motor Vehicle Registration Act, each application for initial issuance  
29 or renewal of alphanumeric Military Honor Plates shall be accompanied by  
30 a fee of five dollars. County treasurers collecting fees pursuant to this  
31 subdivision shall remit them to the State Treasurer. The State Treasurer

1 shall credit five dollars of the fee to the Nebraska Veteran Cemetery  
2 System Operation Fund.

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

12 (3) When the Department of Motor Vehicles receives an application  
13 for Military Honor Plates, the department shall deliver the plates to the  
14 county treasurer of the county in which the motor vehicle or ~~cabin~~  
15 trailer is registered. The county treasurer shall issue Military Honor  
16 Plates in lieu of regular license plates when the applicant complies with  
17 the other provisions of the Motor Vehicle Registration Act for  
18 registration of the motor vehicle or ~~cabin~~ trailer. If Military Honor  
19 Plates are lost, stolen, or mutilated, the licensee shall be issued  
20 replacement license plates upon request pursuant to section 60-3,157.

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

1 Motor Vehicles Cash Fund.

2 (5) If the cost of manufacturing Military Honor Plates at any time  
3 exceeds the amount charged for license plates pursuant to section  
4 60-3,102, any money to be credited to the Nebraska Veteran Cemetery  
5 System Operation Fund shall instead be credited first to the Highway  
6 Trust Fund in an amount equal to the difference between the manufacturing  
7 costs of Military Honor Plates and the amount charged pursuant to section  
8 60-3,102 with respect to such plates and the remainder shall be credited  
9 to the Nebraska Veteran Cemetery System Operation Fund.

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

15 Sec. 10. Section 60-3,123, Revised Statutes Cumulative Supplement,  
16 2016, is amended to read:

17 60-3,123 (1) Any person who was captured and incarcerated by an  
18 enemy of the United States during a period of conflict with such enemy  
19 and who was discharged or otherwise separated with a characterization of  
20 honorable from or is currently serving in the United States Armed Forces  
21 may, in addition to the application required in section 60-385, apply to  
22 the department for license plates designed to indicate that he or she is  
23 a former prisoner of war.

24 (2) The license plates shall be issued upon the applicant paying the  
25 regular license fee and furnishing proof satisfactory to the department  
26 that the applicant was formerly a prisoner of war. Any number of motor  
27 vehicles, trailers, or semitrailers, ~~or cabin trailers~~ owned by the  
28 applicant may be so licensed at any one time. Motor vehicles and trailers  
29 registered under section 60-3,198 shall not be so licensed.

30 (3) If the license plates issued under this section are lost,  
31 stolen, or mutilated, the recipient of the license plates shall be issued

1 replacement license plates upon request and without charge.

2 Sec. 11. Section 60-3,124, Revised Statutes Cumulative Supplement,  
3 2016, is amended to read:

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

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

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

23 Sec. 12. Section 60-3,125, Revised Statutes Cumulative Supplement,  
24 2016, is amended to read:

25 60-3,125 (1) Any person may, in addition to the application required  
26 by section 60-385, apply to the department for license plates designed by  
27 the department to indicate that the applicant has received from the  
28 federal government an award of a Purple Heart. The inscription of the  
29 plates shall be designed so as to include a facsimile of the award and  
30 beneath any numerical designation upon the plates pursuant to section  
31 60-370 the words Purple Heart separately on one line and the words Combat

1 Wounded on the line below.

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

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

11 Sec. 13. Section 60-3,126, Reissue Revised Statutes of Nebraska, is  
12 amended to read:

13 60-3,126 (1) Any person who holds an unrevoked and unexpired amateur  
14 radio station license issued by the Federal Communications Commission and  
15 is the owner of a motor vehicle, trailer, or ~~semitrailer, or cabin~~  
16 ~~trailer,~~ except for motor vehicles and trailers registered under section  
17 60-3,198, may, in addition to the application required by section 60-385,  
18 apply to the department for license plates upon which shall be inscribed  
19 the official amateur radio call letters of such applicant.

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

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



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

4           Sec. 14. Section 60-3,128, Revised Statutes Cumulative Supplement,  
5 2016, is amended to read:

6           60-3,128 (1) A person may apply to the department for Nebraska  
7 Cornhusker Spirit 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, ~~or cabin trailer~~, except for motor  
10 vehicles or trailers registered under section 60-3,198. An applicant  
11 receiving a spirit plate for a farm truck with a gross weight of over  
12 sixteen tons or for a commercial motor vehicle registered for a gross  
13 weight of five tons or over shall affix the appropriate tonnage decal to  
14 the spirit plate. The department shall make forms available for such  
15 applications through the county treasurers. Each application for initial  
16 issuance or renewal of spirit plates shall be accompanied by a fee of  
17 seventy dollars. Fees collected pursuant to this subsection shall be  
18 remitted to the State Treasurer. The State Treasurer shall credit forty-  
19 three percent of the fees for initial issuance and renewal of spirit  
20 plates to the Department of Motor Vehicles Cash Fund. The State Treasurer  
21 shall credit fifty-seven percent of the fees to the Spirit Plate Proceeds  
22 Fund until the fund has been credited five million dollars from such fees  
23 and thereafter to the Highway Trust Fund.

24           (2) When the department receives an application for spirit plates,  
25 it shall deliver the plates to the county treasurer of the county in  
26 which the motor vehicle or ~~cabin~~ trailer is registered. The county  
27 treasurer shall issue spirit plates in lieu of regular license plates  
28 when the applicant complies with the other provisions of law for  
29 registration of the motor vehicle or ~~cabin~~ trailer. If spirit plates are  
30 lost, stolen, or mutilated, the licensee shall be issued replacement  
31 license plates pursuant to section 60-3,157.

1           (3)(a) The owner of a motor vehicle or ~~cabin~~ trailer bearing spirit  
2 plates may make application to the county treasurer to have such spirit  
3 plates transferred to a motor vehicle or ~~cabin~~ trailer other than the  
4 motor vehicle or ~~cabin~~ trailer for which such plates were originally  
5 purchased if such motor vehicle or ~~cabin~~ trailer is owned by the owner of  
6 the spirit plates.

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

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

15           Sec. 15. Section 60-3,184, Reissue Revised Statutes of Nebraska, is  
16 amended to read:

17           60-3,184 For purposes of sections 60-3,184 to 60-3,190:

18           (1) Automobile means passenger cars, trucks, utility vehicles, and  
19 vans up to and including seven tons;

20           (2) Motor vehicle means every motor vehicle, ~~and trailer, and~~  
21 semitrailer subject to the payment of registration fees or permit fees  
22 under the laws of this state ~~and every cabin trailer registered for~~  
23 ~~operation upon the highways of this state;~~

24           (3) Motor vehicle fee means the fee imposed upon motor vehicles  
25 under section 60-3,190;

26           (4) Motor vehicle tax means the tax imposed upon motor vehicles  
27 under section 60-3,185; and

28           (5) Registration period means the period from the date of  
29 registration pursuant to section 60-392 to the first day of the month  
30 following one year after such date.

31           Sec. 16. Section 60-3,224, Revised Statutes Cumulative Supplement,

1 2016, is amended to read:

2 60-3,224 (1) Beginning October 1, 2015, and ending December 31,  
3 2022, a person may apply to the department for Nebraska 150  
4 Sesquicentennial Plates in lieu of regular license plates on an  
5 application prescribed and provided by the department for any motor  
6 vehicle, trailer, or semitrailer, ~~or cabin trailer~~, except for a motor  
7 vehicle or trailer registered under section 60-3,198. An applicant  
8 receiving a plate under this section for a farm truck with a gross weight  
9 of over sixteen tons shall affix the appropriate tonnage decal to the  
10 plate. The department shall make forms available for such applications  
11 through the county treasurers.

12 (2) Each application for initial issuance or renewal of Nebraska 150  
13 Sesquicentennial Plates shall be accompanied by a fee of seventy dollars.  
14 Fees collected pursuant to this section shall be remitted to the State  
15 Treasurer. The State Treasurer shall credit fifteen percent of the fee  
16 for initial issuance and renewal of plates under subsection (3) of  
17 section 60-3,223 to the Department of Motor Vehicles Cash Fund and  
18 eighty-five percent of such fee to the Nebraska 150 Sesquicentennial  
19 Plate Proceeds Fund. The State Treasurer shall credit forty-three percent  
20 of the fee for initial issuance and renewal of plates under subsection  
21 (4) of section 60-3,223 to the Department of Motor Vehicles Cash Fund and  
22 fifty-seven percent of such fee to the Nebraska 150 Sesquicentennial  
23 Plate Proceeds Fund.

24 (3) When the department receives an application for Nebraska 150  
25 Sesquicentennial Plates, the department shall deliver the plates to the  
26 county treasurer of the county in which the motor vehicle or ~~cabin~~  
27 trailer is registered. The county treasurer shall issue plates under this  
28 section in lieu of regular license plates when the applicant complies  
29 with the other provisions of the Motor Vehicle Registration Act for  
30 registration of the motor vehicle or ~~cabin~~ trailer. If plates are lost,  
31 stolen, or mutilated, the licensee shall be issued replacement license

1 plates pursuant to section 60-3,157.

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

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

16 Sec. 17. Section 60-3,227, Revised Statutes Cumulative Supplement,  
17 2016, is amended to read:

18 60-3,227 (1) Beginning October 1, 2016, a person may apply to the  
19 department for Mountain Lion Conservation Plates in lieu of regular  
20 license plates on an application prescribed and provided by the  
21 department for any motor vehicle, ~~or cabin~~ trailer, or semitrailer,  
22 except for a motor vehicle, ~~or cabin~~ trailer, or semitrailer registered  
23 under section 60-3,198. An applicant receiving a Mountain Lion  
24 Conservation Plate for a farm truck with a gross weight of over sixteen  
25 tons shall affix the appropriate tonnage decal to the plate. The  
26 department shall make forms available for such applications through the  
27 county treasurers. The license plates shall be issued upon payment of the  
28 license fee described in subsection (2) of this section.

29 (2)(a) In addition to all other fees required for registration under  
30 the Motor Vehicle Registration Act, each application for initial issuance  
31 of alphanumeric Mountain Lion Conservation Plates shall be accompanied by

1 a fee of five dollars. An application for renewal of such plates shall be  
2 accompanied by a fee of five dollars. County treasurers collecting fees  
3 pursuant to this subdivision shall remit them to the State Treasurer. The  
4 State Treasurer shall credit five dollars of the fee to the Game and  
5 Parks Commission Educational Fund.

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

15 (3) When the department receives an application for Mountain Lion  
16 Conservation Plates, the department shall deliver the plates to the  
17 county treasurer of the county in which the motor vehicle, ~~or cabin~~  
18 trailer, or semitrailer is registered. The county treasurer shall issue  
19 Mountain Lion Conservation Plates in lieu of regular license plates when  
20 the applicant complies with the other provisions of the Motor Vehicle  
21 Registration Act for registration of the motor vehicle, or semitrailer ~~or~~  
22 ~~cabin trailer~~. If Mountain Lion Conservation Plates are lost, stolen, or  
23 mutilated, the licensee shall be issued replacement license plates upon  
24 request pursuant to section 60-3,157.

25 (4) The owner of a motor vehicle, ~~or cabin trailer, or semitrailer~~  
26 bearing Mountain Lion Conservation Plates may apply to the county  
27 treasurer to have such plates transferred to a motor vehicle other than  
28 the vehicle for which such plates were originally purchased if such  
29 vehicle is owned by the owner of the plates. The owner may have the  
30 unused portion of the fee for the plates credited to the other vehicle  
31 which will bear the plates at the rate of eight and one-third percent per

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

5 (5) If the cost of manufacturing Mountain Lion Conservation Plates  
6 at any time exceeds the amount charged for license plates pursuant to  
7 section 60-3,102, any money to be credited to the Game and Parks  
8 Commission Educational Fund shall instead be credited first to the  
9 Highway Trust Fund in an amount equal to the difference between the  
10 manufacturing costs of Mountain Lion Conservation Plates and the amount  
11 charged pursuant to section 60-3,102 with respect to such plates and the  
12 remainder shall be credited to the Game and Parks Commission Educational  
13 Fund.

14 Sec. 18. Section 60-4,168, Revised Statutes Cumulative Supplement,  
15 2016, is amended to read:

16 60-4,168 (1) Except as provided in subsections (2) and (3) of this  
17 section, a person shall be disqualified from operating a commercial motor  
18 vehicle for one year upon his or her first conviction, after April 1,  
19 1992, in this or any other state for:

20 (a) Operating a commercial motor vehicle in violation of section  
21 60-6,196 or 60-6,197 or under the influence of a controlled substance or,  
22 beginning September 30, 2005, operating any motor vehicle in violation of  
23 section 60-6,196 or 60-6,197 or under the influence of a controlled  
24 substance;

25 (b) Operating a commercial motor vehicle in violation of section  
26 60-4,163 or 60-4,164;

27 (c) Leaving the scene of an accident involving a commercial motor  
28 vehicle operated by the person or, beginning September 30, 2005, leaving  
29 the scene of an accident involving any motor vehicle operated by the  
30 person;

31 (d) Using a commercial motor vehicle in the commission of a felony

1 other than a felony described in subdivision (3)(b) of this section or,  
2 beginning September 30, 2005, using any motor vehicle in the commission  
3 of a felony other than a felony described in subdivision (3)(b) of this  
4 section;

5 (e) Beginning September 30, 2005, operating a commercial motor  
6 vehicle after his or her commercial driver's license has been suspended,  
7 revoked, or canceled or the driver is disqualified from operating a  
8 commercial motor vehicle; or

9 (f) Beginning September 30, 2005, causing a fatality through the  
10 negligent or criminal operation of a commercial motor vehicle.

11 (2) Except as provided in subsection (3) of this section, if any of  
12 the offenses described in subsection (1) of this section occurred while a  
13 person was transporting hazardous material in a commercial motor vehicle  
14 which required placarding pursuant to section 75-364, the person shall,  
15 upon conviction or administrative determination, be disqualified from  
16 operating a commercial motor vehicle for three years.

17 (3) A person shall be disqualified from operating a commercial motor  
18 vehicle for life if, after April 1, 1992, he or she:

19 (a) Is convicted of or administratively determined to have committed  
20 a second or subsequent violation of any of the offenses described in  
21 subsection (1) of this section or any combination of those offenses  
22 arising from two or more separate incidents; or

23 (b) Beginning September 30, 2005, used a commercial motor vehicle in  
24 the commission of a felony involving the manufacturing, distributing, or  
25 dispensing of a controlled substance.

26 (4)(a) A person is disqualified from operating a commercial motor  
27 vehicle for a period of not less than sixty days if he or she is  
28 convicted in this or any other state of two serious traffic violations,  
29 or not less than one hundred twenty days if he or she is convicted in  
30 this or any other state of three serious traffic violations, arising from  
31 separate incidents occurring within a three-year period while operating a

1 commercial motor vehicle.

2 (b) A person is disqualified from operating a commercial motor  
3 vehicle for a period of not less than sixty days if he or she is  
4 convicted in this or any other state of two serious traffic violations,  
5 or not less than one hundred twenty days if he or she is convicted in  
6 this or any other state of three serious traffic violations, arising from  
7 separate incidents occurring within a three-year period while operating a  
8 motor vehicle other than a commercial motor vehicle if the convictions  
9 have resulted in the revocation, cancellation, or suspension of the  
10 person's operator's license or driving privileges.

11 (5)(a) A person who is convicted of operating a commercial motor  
12 vehicle in violation of a federal, state, or local law or regulation  
13 pertaining to one of the following six offenses at a highway-rail grade  
14 crossing shall be disqualified for the period of time specified in  
15 subdivision (5)(b) of this section:

16 (i) For drivers who are not required to always stop, failing to slow  
17 down and check that the tracks are clear of an approaching train;

18 (ii) For drivers who are not required to always stop, failing to  
19 stop before reaching the crossing, if the tracks are not clear;

20 (iii) For drivers who are always required to stop, failing to stop  
21 before driving onto the crossing;

22 (iv) For all drivers, failing to have sufficient space to drive  
23 completely through the crossing without stopping;

24 (v) For all drivers, failing to obey a traffic control device or the  
25 directions of an enforcement official at the crossing; or

26 (vi) For all drivers, failing to negotiate a crossing because of  
27 insufficient undercarriage clearance.

28 (b)(i) A person shall be disqualified for not less than sixty days  
29 if the person is convicted of a first violation described in this  
30 subsection.

31 (ii) A person shall be disqualified for not less than one hundred



1 twenty days if, during any three-year period, the person is convicted of  
2 a second violation described in this subsection in separate incidents.

3 (iii) A person shall be disqualified for not less than one year if,  
4 during any three-year period, the person is convicted of a third or  
5 subsequent violation described in this subsection in separate incidents.

6 (6) A person shall be disqualified from operating a commercial motor  
7 vehicle for at least one year if, on or after July 8, 2015, the person  
8 has been convicted of fraud related to the issuance of his or her CLP-  
9 commercial learner's permit or commercial driver's license.

10 (7) If the department receives credible information that a CLP-  
11 commercial learner's permit holder or a commercial driver's license  
12 holder is suspected, but has not been convicted, on or after July 8,  
13 2015, of fraud related to the issuance of his or her CLP-commercial  
14 learner's permit or commercial driver's license, the department must  
15 require the driver to retake the skills and knowledge tests. Within  
16 thirty days after receiving notification from the department that  
17 retesting is necessary, the affected CLP-commercial learner's permit  
18 holder or commercial driver's license holder must make an appointment or  
19 otherwise schedule to take the next available test. If the CLP-commercial  
20 learner's permit holder or commercial driver's license holder fails to  
21 make an appointment within thirty days, the department must disqualify  
22 his or her CLP-commercial learner's permit or commercial driver's  
23 license. If the driver fails either the knowledge or skills test or does  
24 not take the test, the department must disqualify his or her CLP-  
25 commercial learner's permit or commercial driver's license. If the holder  
26 of a CLP-commercial learner's permit or commercial driver's license has  
27 had his or her CLP-commercial learner's permit or commercial driver's  
28 license disqualified, he or she must reapply for a CLP-commercial  
29 learner's permit or commercial driver's license under department  
30 procedures applicable to all applicants for a CLP-commercial learner's  
31 permit or commercial driver's license.

1           (8) For purposes of this section, controlled substance has the same  
2 meaning as in section 28-401.

3           (9) For purposes of this section, conviction means an unvacated  
4 adjudication of guilt, or a determination that a person has violated or  
5 failed to comply with the law, in a court of original jurisdiction or by  
6 an authorized administrative tribunal, an unvacated forfeiture of bail or  
7 collateral deposited to secure the person's appearance in court, a plea  
8 of guilty or nolo contendere accepted by the court, the payment of a fine  
9 or court costs, or a violation of a condition of release without bail,  
10 regardless of whether or not the penalty is rebated, suspended, or  
11 probated.

12           (10) For purposes of this section, serious traffic violation means:

13           (a) Speeding at or in excess of fifteen miles per hour over the  
14 legally posted speed limit;

15           (b) Willful reckless driving as described in section 60-6,214 or  
16 reckless driving as described in section 60-6,213;

17           (c) Improper lane change as described in section 60-6,139;

18           (d) Following the vehicle ahead too closely as described in section  
19 60-6,140;

20           (e) A violation of any law or ordinance related to motor vehicle  
21 traffic control, other than parking violations or overweight or vehicle  
22 defect violations, arising in connection with an accident or collision  
23 resulting in death to any person;

24           (f) Beginning September 30, 2005, operating a commercial motor  
25 vehicle without a commercial driver's license;

26           (g) Beginning September 30, 2005, operating a commercial motor  
27 vehicle without a commercial driver's license in the operator's  
28 possession;

29           (h) Beginning September 30, 2005, operating a commercial motor  
30 vehicle without the proper class of commercial driver's license and any  
31 endorsements, if required, for the specific vehicle group being operated

1 or for the passengers or type of cargo being transported on the vehicle;

2 (i) Beginning October 27, 2013, texting while driving as described  
3 in section 60-6,179.02; and

4 (j) Using a handheld mobile telephone as described in section  
5 60-6,179.02.

6 (11) Each period of disqualification imposed under this section  
7 shall be served consecutively and separately.

8 Sec. 19. Section 60-4,168.01, Reissue Revised Statutes of Nebraska,  
9 is amended to read:

10 60-4,168.01 (1) Except as provided in subsection (2) of this  
11 section, a person who is convicted of violating an out-of-service order  
12 while operating a commercial motor vehicle which is transporting  
13 nonhazardous materials shall be subject to disqualification as follows:

14 (a) A person shall be disqualified from operating a commercial motor  
15 vehicle for a period of at least one hundred eighty days but no more than  
16 one year upon a court conviction for violating an out-of-service order;

17 (b) A person shall be disqualified from operating a commercial motor  
18 vehicle for a period of at least two years but no more than five years  
19 upon a second court conviction for violating an out-of-service order,  
20 which arises out of a separate incident, during any ten-year period; and

21 (c) A person shall be disqualified from operating a commercial motor  
22 vehicle for a period of at least three years but no more than five years  
23 upon a third or subsequent court conviction for violating an out-of-  
24 service order, which arises out of a separate incident, during any ten-  
25 year period.

26 (2) A person who is convicted of violating an out-of-service order  
27 while operating a commercial motor vehicle which is transporting  
28 hazardous materials required to be placarded pursuant to section 75-364  
29 or while operating a commercial motor vehicle designed or used to  
30 transport sixteen or more passengers, including the driver, shall be  
31 subject to disqualification as follows:

1 (a) A person shall be disqualified from operating a commercial motor  
2 vehicle for a period of at least one hundred eighty days but no more than  
3 two years upon conviction for violating an out-of-service order; and

4 (b) A person shall be disqualified from operating a commercial motor  
5 vehicle for a period of at least three years but no more than five years  
6 upon a second or subsequent conviction for violating an out-of-service  
7 order, which arises out of a separate incident, during any ten-year  
8 period.

9 (3) For purposes of this section, out-of-service order has the same  
10 meaning as in section 75-362.

11 (4) Each period of disqualification imposed under this section shall  
12 be served consecutively and separately.

13 Sec. 20. Section 60-506.01, Reissue Revised Statutes of Nebraska, is  
14 amended to read:

15 60-506.01 ~~If the The Department of Motor Vehicles receives shall,~~  
16 ~~within ten days after receipt of Part II of a report of an accident from~~  
17 ~~the Department of Roads pursuant to section 60-699, forward such part by~~  
18 ~~United States mail to the insurance company, if any, named in such report~~  
19 ~~as furnishing liability insurance. Unless express denial of the truth of~~  
20 ~~the statements shown on such Part II is received from the named insurance~~  
21 ~~company by the department within the time limited by section 60-507, it~~  
22 shall be presumed for purposes of the Motor Vehicle Safety Responsibility  
23 Act that the Part II information is such statements are true, and such  
24 presumption shall be accepted, when applicable, as satisfying the  
25 requirements of sections 60-507, 60-508, and 60-509.

26 Sec. 21. Section 60-699, Reissue Revised Statutes of Nebraska, is  
27 amended to read:

28 60-699 (1) The operator of any vehicle involved in an accident  
29 resulting in injuries or death to any person or damage to the property of  
30 any one person, including such operator, to an apparent extent of more  
31 than one thousand dollars shall within ten days forward a report of such

1 accident to the Department of Roads. If the operator is physically  
2 incapable of making the report, the owner of the motor vehicle involved  
3 in the accident shall, within ten days from the time he or she learns of  
4 the accident, report the matter in writing to the Department of Roads.  
5 The Department of Roads or Department of Motor Vehicles may require  
6 operators involved in accidents to file supplemental reports of accidents  
7 upon forms furnished by it whenever the original report is insufficient  
8 in the opinion of either department. The operator or the owner of the  
9 motor vehicle shall make such other and additional reports relating to  
10 the accident as either department requires. Such records shall be  
11 retained for the period of time specified by the State Records  
12 Administrator pursuant to the Records Management Act.

13 (2) The report of accident required by this section shall be in two  
14 parts. Part I shall be in such form as the Department of Roads may  
15 prescribe and shall disclose full information concerning the accident.  
16 Part II shall be in such form as the Department of Motor Vehicles may  
17 prescribe and shall disclose sufficient information to disclose whether  
18 or not the financial responsibility requirements of the Motor Vehicle  
19 Safety Responsibility Act are met through the carrying of liability  
20 insurance. ~~The form used for the report shall be so perforated that the~~  
21 ~~parts may be readily separated.~~

22 (3) Upon receipt of a report of accident, the Department of Roads  
23 shall determine the reportability and classification of the accident and  
24 enter all information into a computerized data base. Upon completion, the  
25 Department of Roads shall electronically send ~~department shall separate~~  
26 ~~the parts of the accident report and shall forward~~ Part II of the report  
27 to the Department of Motor Vehicles for purposes of processing ~~as~~  
28 ~~provided in~~ section 60-506.01.

29 (4) Such reports shall be without prejudice. All reports made by  
30 peace officers, made to or filed with peace officers in their respective  
31 offices or departments, or filed with or made by or to any other law

1 enforcement agency of the state shall be open to public inspection, but  
2 accident reports filed by the operator or owner of a motor vehicle  
3 pursuant to this section shall not be open to public inspection. The fact  
4 that a report by an operator or owner has been so made shall be  
5 admissible in evidence solely to prove compliance with this section, but  
6 no such report or any part of or statement contained in the report shall  
7 be admissible in evidence for any other purpose in any trial, civil or  
8 criminal, arising out of such accidents nor shall the report be referred  
9 to in any way or be any evidence of the negligence or due care of either  
10 party at the trial of any action at law to recover damages.

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

14 Sec. 22. Section 60-3,161, Revised Statutes Cumulative Supplement,  
15 2016, is amended to read:

16 ~~60-3,161~~ (1) The Department of Motor Vehicles ~~department~~ shall keep  
17 a record of each motor vehicle, ~~and trailer, motorboat, all-terrain~~  
18 vehicle, utility-type vehicle, snowmobile, and minibike registered or  
19 titled in this state, alphabetically by name of the owner, with cross  
20 reference in each instance to the registration number assigned to such  
21 motor vehicle, ~~and trailer, motorboat, all-terrain vehicle, utility-type~~  
22 vehicle, snowmobile, and minibike. The record may be destroyed by any  
23 public officer having custody of it after three years from the date of  
24 its issuance.

25 (2) The department shall issue a copy of the record of a registered  
26 or titled motor vehicle, ~~or trailer, motorboat, all-terrain vehicle,~~  
27 utility-type vehicle, snowmobile, or minibike to any person after  
28 receiving from the person the name on the registration or certificate of  
29 title, the license plate number, the vehicle identification or other type  
30 of identification number, or the title number of a motor vehicle, ~~or~~  
31 trailer, motorboat, all-terrain vehicle, utility-type vehicle,

1 snowmobile, or minibike, if the person provides to the department  
2 verification of identity and purpose pursuant to section 60-2906 or  
3 60-2907. A fee of one dollar shall be charged for the copy. An extract of  
4 the entire file of motor vehicles, ~~and trailers,~~ motorboats, all-terrain  
5 vehicles, utility-type vehicles, snowmobiles, and minibikes registered or  
6 titled in the state or updates to the entire file may be provided to a  
7 person upon payment of a fee of eighteen dollars per thousand records.  
8 Any fee received by the department pursuant to this subsection shall be  
9 deposited into the Department of Motor Vehicles Cash Fund.

10 (3) The record of each motor vehicle, ~~or trailer, motorboat, all-~~  
11 terrain vehicle, utility-type vehicle, snowmobile, or minibike  
12 registration or title maintained by the department pursuant to this  
13 section may be made available electronically through the portal  
14 established under section 84-1204 so long as the Uniform Motor Vehicle  
15 Records Disclosure Act is not violated. There shall be a fee of one  
16 dollar per record for individual records. For data-to-data ~~batch~~ requests  
17 for multiple motor vehicle, ~~or trailer, motorboat, all-terrain vehicle,~~  
18 utility-type vehicle, snowmobile, or minibike title and registration  
19 records selected on the basis of criteria of the individual making the  
20 request, there shall be a fee of fifty dollars for every request under  
21 two thousand records and a fee of eighteen dollars per one thousand  
22 records for any number of records over two thousand, plus a reasonable  
23 programming fee not to exceed five hundred twenty dollars. All fees  
24 collected pursuant to this subsection for electronic access to records  
25 through the portal shall be deposited in the Records Management Cash Fund  
26 and shall be distributed as provided in any agreements between the State  
27 Records Board and the department.

28 Sec. 23. Section 60-2904, Revised Statutes Cumulative Supplement,  
29 2016, is amended to read:

30 60-2904 For purposes of the Uniform Motor Vehicle Records Disclosure  
31 Act:

1 (1) Department means the Department of Motor Vehicles or the duly  
2 authorized agents or contractors of the department responsible to compile  
3 and maintain motor vehicle records;

4 (2) Disclose means to engage in any practice or conduct to make  
5 available and make known personal information contained in a motor  
6 vehicle record about a person to any other person, organization, or  
7 entity by any means of communication;

8 (3) Individual record means a motor vehicle record containing  
9 personal information about a designated person who is the subject of the  
10 record as identified in a request;

11 (4) Motor vehicle record means any record that pertains to a motor  
12 vehicle operator's or driver's license or permit, motor vehicle, trailer,  
13 motorboat, all-terrain vehicle, utility-type vehicle, snowmobile, or  
14 minibike registration or , ~~motor vehicle certificate of title, motorboat~~  
15 certificate of title, or state identification card issued by the  
16 department or any other state or local agency authorized to issue any of  
17 such forms of credentials;

18 (5) Person means an individual, organization, or entity;

19 (6) Personal information means information that identifies a person,  
20 including an individual's driver identification number, name, address  
21 excluding zip code, and telephone number, but does not include  
22 information on collisions vehicular accidents, driving, operating, or  
23 equipment-related violations, or operator's and driver's license or  
24 registration status; and

25 (7) Sensitive personal information means an individual's operator's  
26 license digital image, social security number, and medical or disability  
27 information.

28 Sec. 24. The Revisor of Statutes shall assign section 22 of this  
29 act to Chapter 60, article 15.

30 Sec. 25. Original sections 60-168.02, 60-3,126, 60-3,184,  
31 60-4,168.01, 60-506.01, and 60-699, Reissue Revised Statutes of Nebraska,



1 and sections 60-3,104, 60-3,104.01, 60-3,118, 60-3,120, 60-3,121,  
2 60-3,122, 60-3,122.02, 60-3,122.04, 60-3,123, 60-3,124, 60-3,125,  
3 60-3,128, 60-3,161, 60-3,224, 60-3,227, 60-4,168, and 60-2904, Revised  
4 Statutes Cumulative Supplement, 2016, are repealed.