

AMENDMENTS TO LB1200

Introduced by Transportation and Telecommunications.

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

3 Section 1. Section 18-1737, Reissue Revised Statutes of Nebraska, is
4 amended to read:

5 18-1737 (1) Any city or village, any state agency, and any person in
6 lawful possession of any offstreet parking facility may designate stalls
7 or spaces, including access aisles, in such facility owned or operated by
8 the city, village, state agency, or person for the exclusive use of
9 handicapped or disabled persons whose motor vehicles display the
10 distinguishing license plates issued to such individuals pursuant to
11 section 60-3,113, such other handicapped or disabled persons or
12 temporarily handicapped or disabled persons whose motor vehicles display
13 a handicapped or disabled parking permit, and such other motor vehicles
14 which display a handicapped or disabled parking permit. Such designation
15 shall be made by posting aboveground and immediately adjacent to and
16 visible from each stall or space, including access aisles, a sign which
17 is in conformance with the Manual on Uniform Traffic Control Devices
18 adopted pursuant to section 60-6,118 and the federal Americans with
19 Disabilities Act of 1990 and the federal regulations adopted in response
20 to the act, as the act and the regulations existed on January 1, 2024
21 ~~2011~~.

22 (2) The owner or person in lawful possession of an offstreet parking
23 facility, after notifying the police or sheriff's department, as the case
24 may be, and any city, village, or state agency providing onstreet parking
25 or owning, operating, or providing an offstreet parking facility may
26 cause the removal, from a stall or space, including access aisles,
27 designated exclusively for handicapped or disabled persons or temporarily

1 handicapped or disabled persons or motor vehicles for the transportation
2 of handicapped or disabled persons or temporarily handicapped or disabled
3 persons, of any vehicle not displaying the proper handicapped or disabled
4 parking permit or the distinguishing license plates specified in this
5 section if there is posted aboveground and immediately adjacent to and
6 visible from such stall or space, including access aisles, a sign which
7 clearly and conspicuously states the area so designated as a tow-in zone.

8 (3) A person who parks a vehicle in any onstreet parking space or
9 access aisle which has been designated exclusively for handicapped or
10 disabled persons or temporarily handicapped or disabled persons or motor
11 vehicles for the transportation of handicapped or disabled persons or
12 temporarily handicapped or disabled persons, or in any so exclusively
13 designated parking space or access aisle in any offstreet parking
14 facility, without properly displaying the proper license plates or
15 handicapped or disabled parking permit or when the handicapped or
16 disabled person to whom or for whom, as the case may be, the license
17 plate or permit is issued will not enter or exit the vehicle while it is
18 parked in the designated space or access aisle shall be guilty of a
19 handicapped parking infraction as defined in section 18-1741.01 and shall
20 be subject to the penalties and procedures set forth in sections
21 18-1741.01 to 18-1741.07. The display on a motor vehicle of a
22 distinguishing license plate or permit issued to a handicapped or
23 disabled person by and under the duly constituted authority of another
24 state shall constitute a full and complete defense in any action for a
25 handicapped parking infraction as defined in section 18-1741.01. If the
26 identity of the person who parked the vehicle in violation of this
27 section cannot be readily determined, the owner or person in whose name
28 the vehicle is registered shall be held prima facie responsible for such
29 violation and shall be guilty and subject to the penalties and procedures
30 described in this section. In the case of a privately owned offstreet
31 parking facility, a city or village shall not require the owner or person

1 in lawful possession of such facility to inform the city or village of a
2 violation of this section prior to the city or village issuing the
3 violator a handicapped parking infraction citation.

4 (4) For purposes of this section and section 18-1741.01, state
5 agency means any division, department, board, bureau, commission, or
6 agency of the State of Nebraska created by the Constitution of Nebraska
7 or established by act of the Legislature, including the University of
8 Nebraska and the Nebraska state colleges, when the entity owns, leases,
9 controls, or manages property which includes offstreet parking
10 facilities.

11 Sec. 2. Section 30-24,125, Revised Statutes Supplement, 2023, is
12 amended to read:

13 30-24,125 (a) Thirty days after the death of a decedent, any person
14 indebted to the decedent or having possession of tangible personal
15 property or an instrument evidencing a debt, obligation, stock, or chose
16 in action belonging to the decedent shall make payment of the
17 indebtedness or deliver the tangible personal property or an instrument
18 evidencing a debt, obligation, stock, or chose in action to a person
19 claiming to be the successor of the decedent upon being presented an
20 affidavit made by or on behalf of the successor stating:

21 (1) the value of all of the personal property in the decedent's
22 estate, wherever located, less liens and encumbrances, does not exceed
23 one hundred thousand dollars;

24 (2) thirty days have elapsed since the death of the decedent as
25 shown in a certified or authenticated copy of the decedent's death
26 certificate attached to the affidavit;

27 (3) the claiming successor's relationship to the decedent or, if
28 there is no relationship, the basis of the successor's claim to the
29 personal property;

30 (4) the person or persons claiming as successors under the affidavit
31 swear or affirm that all statements in the affidavit are true and

1 material and further acknowledge that any false statement may subject the
2 person or persons to penalties relating to perjury under section 28-915;

3 (5) no application or petition for the appointment of a personal
4 representative is pending or has been granted in any jurisdiction; and

5 (6) the claiming successor is entitled to payment or delivery of the
6 property.

7 (b) A transfer agent of any security shall change the registered
8 ownership on the books of a corporation from the decedent to the
9 successor or successors upon the presentation of an affidavit as provided
10 in subsection (a).

11 (c) Upon the presentation of an affidavit as provided in subsection
12 (a), the claiming successor may endorse or negotiate any instrument
13 evidencing a debt belonging to the decedent that is a check, draft, or
14 other negotiable instrument that is payable to the decedent or the
15 decedent's estate. Notwithstanding the provisions of section 3-403,
16 3-417, or 3-420, Uniform Commercial Code, a financial institution
17 accepting such a check, draft, or other negotiable instrument presented
18 for deposit in such manner is discharged from all claims for the amount
19 accepted.

20 (d)(1) Except as provided in subdivision (d)(2), in ~~(d)~~ In addition
21 to compliance with the requirements of subsection (a), a person seeking a
22 transfer of a certificate of title to a motor vehicle, motorboat, all-
23 terrain vehicle, utility-type vehicle, or minibike shall be required to
24 furnish to the Department of Motor Vehicles an affidavit showing
25 applicability of this section and compliance with the requirements of
26 this section to authorize the department to issue a new certificate of
27 title.

28 (2) After ten years have elapsed since the estate has closed, the
29 Department of Motor Vehicles shall waive the requirements of subdivision
30 (a)(5) if the person seeking a transfer of a certificate of title
31 provides evidence that the estate has closed and a certified

1 authenticated copy of the decedent's death certificate.

2 Sec. 3. Section 39-2817, Revised Statutes Cumulative Supplement,
3 2022, is amended to read:

4 39-2817 (1) The process for selecting a construction manager and
5 entering into a construction manager-general contractor contract shall be
6 in accordance with this section and sections 39-2818 to 39-2820.

7 (2) A contracting agency shall prepare a request for qualifications
8 for construction manager-general contractor contract proposals and shall
9 prequalify construction managers. The request for qualifications shall
10 describe the project in sufficient detail to permit a construction
11 manager to respond. The request for qualifications shall identify the
12 maximum number of eligible construction managers the contracting agency
13 will place on a short list as qualified and eligible to receive a request
14 for proposals.

15 (3) The request for qualifications shall be (a) published in a
16 newspaper of statewide circulation at least thirty days prior to the
17 deadline for receiving the request for qualifications and (b) sent by
18 first-class mail to any construction manager upon request.

19 (4) The contracting agency shall create a short list of qualified
20 and eligible construction managers in accordance with the guidelines
21 adopted pursuant to section 39-2811. The contracting agency shall select
22 at least two construction managers, except that if only one construction
23 manager has responded to the request for qualifications, the contracting
24 agency may, in its discretion, proceed or cancel the procurement. The
25 request for proposals shall be sent only to the construction managers
26 placed on the short list.

27 (5) A contracting agency may combine the separate qualification and
28 proposal steps of this section and section 39-2818 into a single-step
29 process if the contracting agency determines that a single-step process
30 is in the contracting agency's best interest. If a single-step process is
31 used, a contracting agency shall consider the qualifications of all

1 proposing construction managers as a part of the request for proposals.
2 Notice of the request for proposals shall be published as provided in
3 subsection (3) of this section. There is no requirement to short list
4 construction managers when using the single-step process. If only one
5 proposal is submitted, the contracting agency may, in its discretion,
6 proceed or cancel the procurement.

7 Sec. 4. Section 43-3314, Reissue Revised Statutes of Nebraska, is
8 amended to read:

9 43-3314 (1) When the department or a county attorney or authorized
10 attorney has made reasonable efforts to verify and has reason to believe
11 that a license holder in a case receiving services under Title IV-D of
12 the Social Security Act, as amended, (a) is delinquent on a support order
13 in an amount equal to the support due and payable for more than a three-
14 month period of time, (b) is not in compliance with a payment plan for
15 amounts due as determined by a county attorney, an authorized attorney,
16 or the department for such past-due support, or (c) is not in compliance
17 with a payment plan for amounts due under a support order pursuant to a
18 court order for such past-due support, and therefor determines to certify
19 the license holder to the appropriate licensing authority, the
20 department, county attorney, or authorized attorney shall send written
21 notice to the license holder by regular United States certified mail to
22 the last-known address of the license holder or to the last-known address
23 of the license holder available to the court pursuant to section
24 42-364.13. For purposes of this section, reasonable efforts to verify
25 means reviewing the case file and having written or oral communication
26 with the clerk of the court of competent jurisdiction and with the
27 license holder. Reasonable efforts to verify may also include written or
28 oral communication with custodial parents.

29 (2) The notice shall specify:

30 (a) That the Department of Health and Human Services, county
31 attorney, or authorized attorney intends to certify the license holder to

1 the Department of Motor Vehicles and to relevant licensing authorities
2 pursuant to subsection (3) of section 43-3318 as a license holder
3 described in subsection (1) of this section;

4 (b) The court or agency of competent jurisdiction which issued the
5 support order or in which the support order is registered;

6 (c) That an enforcement action for a support order will incorporate
7 any amount delinquent under the support order which may accrue in the
8 future;

9 (d) That a license holder who is in violation of a support order can
10 come into compliance by:

11 (i) Paying current support if a current support obligation exists;
12 and

13 (ii) Paying all past-due support or, if unable to pay all past-due
14 support and if a payment plan for such past-due support has not been
15 determined, by making payments in accordance with a payment plan
16 determined by the county attorney, the authorized attorney, or the
17 Department of Health and Human Services for such past-due support; and

18 (e) That within thirty days after issuance of the notice, the
19 license holder may either:

20 (i) Request administrative review in the manner specified in the
21 notice to contest a mistake of fact. Mistake of fact means an error in
22 the identity of the license holder or an error in the determination of
23 whether the license holder is a license holder described in subsection
24 (1) of this section; or

25 (ii) Seek judicial review by filing a petition in the court of
26 competent jurisdiction of the county where the support order was issued
27 or registered or, in the case of a foreign support order not registered
28 in Nebraska, the court of competent jurisdiction of the county where the
29 child resides if the child resides in Nebraska or the court of competent
30 jurisdiction of the county where the license holder resides if the child
31 does not reside in Nebraska.

1 Sec. 5. Section 43-3318, Reissue Revised Statutes of Nebraska, is
2 amended to read:

3 43-3318 (1) The Department of Health and Human Services, county
4 attorney, authorized attorney, or court of competent jurisdiction may
5 certify in writing to the Department of Motor Vehicles, relevant
6 licensing authorities, and, if the license holder is a member of the
7 Nebraska State Bar Association, the Counsel for Discipline of the
8 Nebraska Supreme Court, that a license holder is a license holder
9 described in subsection (1) of section 43-3314 if:

10 (a) The license holder does not timely request either administrative
11 review or judicial review upon issuance of a notice under subsection (2)
12 of section 43-3314, is still a license holder described in subsection (1)
13 of section 43-3314 thirty-one days after issuance of the notice, and does
14 not obtain a written confirmation of compliance from the Department of
15 Health and Human Services, county attorney, or authorized attorney
16 pursuant to section 43-3320 within thirty-one days after issuance of the
17 notice;

18 (b) The Department of Health and Human Services issues a decision
19 after a hearing that finds the license holder is a license holder
20 described in subsection (1) of section 43-3314, the license holder is
21 still a license holder described in such subsection thirty-one days after
22 issuance of that decision, and the license holder does not seek judicial
23 review of the decision within the ten-day appeal period provided in
24 section 43-3317; or

25 (c) The court of competent jurisdiction enters a judgment on a
26 petition for judicial review, initiated under either section 43-3315 or
27 43-3317, that finds the license holder is a license holder described in
28 subsection (1) of section 43-3314.

29 (2) The court of competent jurisdiction, after providing appropriate
30 notice, may certify a license holder to the Department of Motor Vehicles
31 and relevant licensing authorities if a license holder has failed to

1 comply with subpoenas or warrants relating to paternity or child support
2 proceedings.

3 (3) If the Department of Health and Human Services, county attorney,
4 authorized attorney, or court of competent jurisdiction determines to
5 certify a license holder to the appropriate licensing authority, then the
6 department, county attorney, authorized attorney, or court of competent
7 jurisdiction shall certify a license holder in the following order and in
8 compliance with the following restrictions:

9 (a) To the Department of Motor Vehicles to suspend the license
10 holder's operator's license, except the Department of Motor Vehicles
11 shall not suspend the license holder's commercial driver's license or
12 restricted commercial driver's license. If a license holder possesses a
13 commercial driver's license or restricted commercial driver's license,
14 the Department of Health and Human Services, county attorney, authorized
15 attorney, or court of competent jurisdiction shall certify such license
16 holder pursuant to subdivision (b) of this subsection. If the license
17 holder fails to come into compliance with the support order as provided
18 in section 43-3314 or with subpoenas and warrants relating to paternity
19 or child support proceedings within ten working days after the date on
20 which the license holder's operator's license suspension becomes
21 effective, then the department, county attorney, authorized attorney, or
22 court of competent jurisdiction may certify the license holder pursuant
23 to subdivision (b) of this subsection without further notice;

24 (b) To the relevant licensing authority to suspend the license
25 holder's recreational license once the Game and Parks Commission has
26 operative the electronic or other automated retrieval system necessary to
27 suspend recreational licenses. If the license holder does not have a
28 recreational license and until the Game and Parks Commission has
29 operative the electronic or other automated retrieval system necessary to
30 suspend recreational licenses, the department, county attorney,
31 authorized attorney, or court of competent jurisdiction may certify the

1 license holder pursuant to subdivision (c) of this subsection. If the
2 license holder fails to come into compliance with the support order as
3 provided in section 43-3314 or with subpoenas and warrants relating to
4 paternity or child support proceedings within ten working days after the
5 date on which the license holder's recreational license suspension
6 becomes effective, the department, county attorney, authorized attorney,
7 or court of competent jurisdiction may certify the license holder
8 pursuant to subdivision (c) of this subsection without further notice;
9 and

10 (c) To the relevant licensing authority to suspend the license
11 holder's professional license, occupational license, commercial driver's
12 license, or restricted commercial driver's license.

13 (4) If the Department of Health and Human Services, county attorney,
14 authorized attorney, or court of competent jurisdiction certifies the
15 license holder to the Department of Motor Vehicles, the Department of
16 Motor Vehicles shall suspend the operator's license of the license holder
17 ten working days after the date of certification. The Department of Motor
18 Vehicles shall without undue delay notify the license holder by regular
19 United States ~~certified~~ mail that the license holder's operator's license
20 will be suspended and the date the suspension becomes effective. No
21 person shall be issued an operator's license by the State of Nebraska if
22 at the time of application for a license the person's operator's license
23 is suspended under this section. Any person whose operator's license has
24 been suspended shall return his or her license to the Department of Motor
25 Vehicles within five working days after receiving the notice of the
26 suspension. If any person fails to return the license, the Department of
27 Motor Vehicles shall direct any peace officer to secure possession of the
28 operator's license and to return it to the Department of Motor Vehicles.
29 The peace officer who is directed to secure possession of the license
30 shall make every reasonable effort to secure the license and return it to
31 the Department of Motor Vehicles or shall show good cause why the license

1 cannot be returned. An appeal of the suspension of an operator's license
2 under this section shall be pursuant to section 60-4,105. A license
3 holder whose operator's license has been suspended under this section may
4 apply for an employment driving permit as provided by sections 60-4,129
5 and 60-4,130, except that the license holder is not required to fulfill
6 the driver improvement or driver education and training course
7 requirements of subsection (2) of section 60-4,130.

8 (5) Except as provided in subsection (6) of this section as it
9 pertains to a license holder who is a member of the Nebraska State Bar
10 Association, if the Department of Health and Human Services, county
11 attorney, authorized attorney, or court of competent jurisdiction
12 certifies the license holder to a relevant licensing authority, the
13 relevant licensing authority, notwithstanding any other provision of law,
14 shall suspend the license holder's professional, occupational, or
15 recreational license and the license holder's right to renew the
16 professional, occupational, or recreational license ten working days
17 after the date of certification. The relevant licensing authority shall
18 without undue delay notify the license holder by regular United States
19 ~~certified~~ mail that the license holder's professional, occupational, or
20 recreational license will be suspended and the date the suspension
21 becomes effective.

22 (6) If the department, county attorney, authorized attorney, or
23 court of competent jurisdiction certifies a license holder who is a
24 member of the Nebraska State Bar Association to the Counsel for
25 Discipline of the Nebraska Supreme Court, the Nebraska Supreme Court may
26 suspend the license holder's license to practice law. It is the intent of
27 the Legislature to encourage all license holders to comply with their
28 child support obligations. Therefor, the Legislature hereby requests that
29 the Nebraska Supreme Court adopt amendments to the rules regulating
30 attorneys, if necessary, which provide for the discipline of an attorney
31 who is delinquent in the payment of or fails to pay his or her child

1 support obligation.

2 (7) The Department of Health and Human Services, or court of
3 competent jurisdiction when appropriate, shall send by regular United
4 States certified mail to the license holder at the license holder's last-
5 known address a copy of any certification filed with the Department of
6 Motor Vehicles or a relevant licensing authority and a notice which
7 states that the license holder's operator's license will be suspended ten
8 working days after the date of certification and that the suspension of a
9 professional, occupational, or recreational license pursuant to
10 subsection (5) of this section becomes effective ten working days after
11 the date of certification.

12 Sec. 6. Section 60-107, Revised Statutes Supplement, 2023, is
13 amended to read:

14 60-107 Cabin trailer means a trailer or a semitrailer, which is
15 designed, constructed, and equipped as a dwelling place, living abode, or
16 sleeping place, whether used for such purposes or instead permanently or
17 temporarily for the advertising, sale, display, or promotion of
18 merchandise or services or for any other commercial purpose except
19 transportation of property for hire or transportation of property for
20 distribution by a private carrier. Cabin trailer does not mean a trailer
21 or semitrailer which is permanently attached to real estate. There are
22 four classes of cabin trailers:

23 (1) Camping trailer which includes cabin trailers one hundred two
24 inches or less in width and forty feet or less in length and adjusted
25 mechanically smaller for towing;

26 (2) Mobile home which includes cabin trailers more than one hundred
27 two inches in width or more than forty feet in length;

28 (3) Travel trailer which includes cabin trailers not more than one
29 hundred two inches in width nor more than forty feet in length from front
30 hitch to rear bumper, except as provided in subdivision (2)(k) of section
31 60-6,288; and

1 (4) Manufactured home means a structure, transportable in one or
2 more sections, which in the traveling mode is eight body feet or more in
3 width or forty body feet or more in length or when erected on site is
4 three hundred twenty or more square feet and which is built on a
5 permanent frame and designed to be used as a dwelling with or without a
6 permanent foundation when connected to the required utilities and
7 includes the plumbing, heating, air conditioning, and electrical systems
8 contained in the structure, except that manufactured home includes any
9 structure that meets all of the requirements of this subdivision other
10 than the size requirements and with respect to which the manufacturer
11 voluntarily files a certification required by the United States Secretary
12 of Housing and Urban Development and complies with the standards
13 established under the National Manufactured Housing Construction and
14 Safety Standards Act of 1974, as such act existed on January 1, 2024
15 ~~2023~~, 42 U.S.C. 5401 et seq.

16 Sec. 7. Section 60-119.01, Revised Statutes Supplement, 2023, is
17 amended to read:

18 60-119.01 Low-speed vehicle means a (1) four-wheeled motor vehicle
19 (a) whose speed attainable in one mile is more than twenty miles per hour
20 and not more than twenty-five miles per hour on a paved, level surface,
21 (b) whose gross vehicle weight rating is less than three thousand pounds,
22 and (c) that complies with 49 C.F.R. part 571, as such part existed on
23 January 1, 2024 ~~2023~~, or (2) three-wheeled motor vehicle (a) whose
24 maximum speed attainable is not more than twenty-five miles per hour on a
25 paved, level surface, (b) whose gross vehicle weight rating is less than
26 three thousand pounds, and (c) which is equipped with a windshield and an
27 occupant protection system. A motorcycle with a sidecar attached is not a
28 low-speed vehicle.

29 Sec. 8. Section 60-144, Revised Statutes Cumulative Supplement,
30 2022, is amended to read:

31 60-144 (1)(a)(i) Except as provided in subdivisions (b), (c), and

1 (d) of this subsection, the county treasurer shall be responsible for
2 issuing and filing certificates of title for vehicles, and each county
3 shall issue and file such certificates of title using the Vehicle Title
4 and Registration System which shall be provided and maintained by the
5 department. Application for a certificate of title shall be made upon a
6 form prescribed by the department. All applications shall be accompanied
7 by the appropriate fee or fees.

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

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

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

27 (d) The department shall issue certificates of title pursuant to
28 subsection (2) of section 60-142.01 and section 60-142.06. Application
29 for a certificate of title shall be made upon a form prescribed by the
30 department. All applications shall be accompanied by the appropriate fee
31 or fees.

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

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

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

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

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

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

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

23 (6) All applicants registering a vehicle pursuant to section
24 60-3,198 shall file the application for a certificate of title with the
25 Division of Motor Carrier Services of the department. The division shall
26 deliver the certificate to the applicant if there are no liens on the
27 vehicle. If there are one or more liens on the vehicle, the certificate
28 of title shall be handled as provided in section 60-164. All certificates
29 of title issued by the division shall be issued in the manner prescribed
30 for the county treasurer in section 60-152.

31 Sec. 9. Section 60-146, Revised Statutes Cumulative Supplement,

1 2022, is amended to read:

2 60-146 (1) An application for a certificate of title for a vehicle
3 shall include a statement that an identification inspection has been
4 conducted on the vehicle unless (a) the title sought is a salvage branded
5 certificate of title or a nontransferable certificate of title, (b) the
6 surrendered ownership document is a Nebraska certificate of title, a
7 manufacturer's statement of origin, an importer's statement of origin, a
8 United States Government Certificate to Obtain Title to a Vehicle ~~of~~
9 ~~Release of a vehicle~~, or a nontransferable certificate of title, (c) the
10 application contains a statement that the vehicle is to be registered
11 under section 60-3,198, (d) the vehicle is a cabin trailer, (e) the title
12 sought is the first title for the vehicle sold directly by the
13 manufacturer of the vehicle to a dealer franchised by the manufacturer,
14 or (f) the vehicle was sold at an auction authorized by the manufacturer
15 and purchased by a dealer franchised by the manufacturer of the vehicle.

16 (2) The department shall prescribe a form to be executed by a dealer
17 and submitted with an application for a certificate of title for vehicles
18 exempt from inspection pursuant to subdivision (1)(e) or (f) of this
19 section. The form shall clearly identify the vehicle and state under
20 penalty of law that the vehicle is exempt from inspection.

21 (3) The statement that an identification inspection has been
22 conducted shall be furnished by the county sheriff of any county or by
23 any other holder of a certificate of training issued pursuant to section
24 60-183, shall be in a format as determined by the department, and shall
25 expire ninety days after the date of the inspection. The county treasurer
26 shall accept a certificate of inspection, approved by the superintendent,
27 from an officer of a state police agency of another state unless an
28 inspection is required under section 60-174.

29 (4)(a) Except as provided in subdivision (b) of this subsection, the
30 identification inspection shall include examination and notation of the
31 then current odometer reading, if any, and a comparison of the vehicle

1 identification number with the number listed on the ownership records,
2 except that if a lien is registered against a vehicle and recorded on the
3 vehicle's ownership records, the county treasurer shall provide a copy of
4 the ownership records for use in making such comparison. If such numbers
5 are not identical, if there is reason to believe further inspection is
6 necessary, or if the inspection is for a Nebraska assigned number, the
7 person performing the inspection shall make a further inspection of the
8 vehicle which may include, but shall not be limited to, examination of
9 other identifying numbers placed on the vehicle by the manufacturer and
10 an inquiry into the numbering system used by the state issuing such
11 ownership records to determine ownership of a vehicle. The identification
12 inspection shall also include a statement that the vehicle identification
13 number has been checked for entry in (i) the National Crime Information
14 Center and (ii) the Nebraska Crime Information Service or the National
15 Motor Vehicle Title Information System. In the case of an assembled
16 vehicle, a vehicle designated as reconstructed, or a vehicle designated
17 as replica, the identification inspection shall include, but not be
18 limited to, an examination of the records showing the date of receipt and
19 source of each major component part. No identification inspection shall
20 be conducted unless all major component parts are properly attached to
21 the vehicle in the correct location.

22 (b) Each county sheriff shall establish a process by which to enter
23 into an agreement with any motor vehicle dealer as defined in section
24 60-1401.26 with an established place of business as defined in section
25 60-1401.15 in the county in which the sheriff has jurisdiction in order
26 to collect information for the identification inspection on motor
27 vehicles which are in the inventory of the motor vehicle dealer at the
28 dealer's established place of business in such county. The agreement
29 entered into shall require that the motor vehicle dealer provide the
30 required fee, a copy of the documents evidencing transfer of ownership,
31 and the make, model, vehicle identification number, and odometer reading

1 in a form and manner prescribed by the county sheriff, which shall
2 include a requirement to provide one or more photographs or digital
3 images of the vehicle, the vehicle identification number, and the
4 odometer reading. The county sheriff shall complete the identification
5 inspection as required under subdivision (a) of this subsection using
6 such information and return to the motor vehicle dealer the statement
7 that an identification inspection has been conducted for each motor
8 vehicle as provided in subsection (3) of this section. If the information
9 is incomplete or if there is reason to believe that further inspection is
10 necessary, the county sheriff shall inform the motor vehicle dealer. If
11 the motor vehicle dealer knowingly provides inaccurate or false
12 information, the motor vehicle dealer shall be liable for any damages
13 that result from the provision of such information. The motor vehicle
14 dealer shall keep the records for five years after the date the
15 identification inspection is complete.

16 (5) If there is cause to believe that odometer fraud exists, written
17 notification shall be given to the office of the Attorney General. If
18 after such inspection the sheriff or his or her designee determines that
19 the vehicle is not the vehicle described by the ownership records, no
20 statement shall be issued.

21 (6) The county treasurer or the department may also request an
22 identification inspection of a vehicle to determine if it meets the
23 definition of motor vehicle as defined in section 60-123.

24 Sec. 10. Section 60-149, Revised Statutes Cumulative Supplement,
25 2022, is amended to read:

26 60-149 (1)(a) If a certificate of title has previously been issued
27 for a vehicle in this state, the application for a new certificate of
28 title shall be accompanied by the certificate of title duly assigned
29 except as otherwise provided in the Motor Vehicle Certificate of Title
30 Act.

31 (b) Except for manufactured homes or mobile homes as provided in

1 subsection (2) of this section, if a certificate of title has not
2 previously been issued for the vehicle in this state or if a certificate
3 of title is unavailable, the application shall be accompanied by:

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

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

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

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

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

15 (vi) Evidence of ownership as provided for in section 30-24,125,
16 sections 52-601.01 to 52-605, sections 60-1901 to 60-1911, or sections
17 60-2401 to 60-2411;

18 (vii) Documentation prescribed in section 60-142.01, 60-142.02,
19 60-142.04, 60-142.05, 60-142.09, or 60-142.11 or documentation of
20 compliance with section 76-1607;

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

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

1 (x) A United States Government Certificate to Obtain Title to a
2 Vehicle.

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

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

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

- 16 (i) A duly assigned manufacturer's or importer's certificate;
- 17 (ii) A certificate of title from another state;
- 18 (iii) A court order issued by a court of record;
- 19 (iv) Evidence of ownership as provided for in section 30-24,125,
20 sections 52-601.01 to 52-605, sections 60-1901 to 60-1911, or sections
21 60-2401 to 60-2411, or documentation of compliance with section 76-1607;
- 22 or

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

25 (b) If the applicant cannot produce proof of ownership described in
26 subdivision (a) of this subsection, he or she may submit to the
27 department such evidence as he or she may have, and the department may
28 thereupon, if it finds the evidence sufficient, issue the certificate of
29 title or authorize the county treasurer to issue a certificate of title,
30 as the case may be.

31 (3) For purposes of this section, certificate of title includes a

1 salvage certificate, a salvage branded certificate of title, or any other
2 document of ownership issued by another state or jurisdiction for a
3 salvage vehicle. Only a salvage branded certificate of title shall be
4 issued to any vehicle conveyed upon a salvage certificate, a salvage
5 branded certificate of title, or any other document of ownership issued
6 by another state or jurisdiction for a salvage vehicle. A previously
7 salvage branded certificate of title may be issued if, prior to
8 application, the applicant's vehicle has been repaired and inspected as
9 provided in section 60-146.

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

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

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

28 (c) The mailing of notice and the expiration of thirty days under
29 subdivision (5)(a)(ii) of this section shall extinguish any lien or
30 security interest of a lienholder or security interest holder in the
31 property noted in the affidavit, unless the lienholder or security

1 interest holder has claimed such property within such thirty-day period.
2 The holder of a motor vehicle auction dealer's license shall transfer
3 possession of the property noted in the affidavit to the lienholder or
4 security interest holder claiming such property.

5 Sec. 11. Section 60-164.01, Reissue Revised Statutes of Nebraska, is
6 amended to read:

7 60-164.01 If a certificate of title is an electronic certificate of
8 title record, upon application by an owner or a lienholder and payment of
9 the fee prescribed in section 60-154, the following changes may be made
10 to a certificate of title electronically and without printing a
11 certificate of title:

12 (1) Changing the name of an owner to reflect a legal change of name;

13 (2) Removing the name of an owner with the consent of all owners and
14 lienholders;

15 (3) Adding an additional owner with the consent of all owners and
16 lienholders; ~~or~~

17 (4) ~~Adding Beginning on an implementation date designated by the~~
18 ~~director on or before January 1, 2022, adding, changing, or removing a~~
19 ~~transfer-on-death beneficiary designation; or -~~

20 (5) Allowing an owner that has elected to retain a salvage vehicle
21 pursuant to subsection (2) of section 60-173 to obtain a salvage branded
22 certificate of title.

23 Sec. 12. Section 60-169, Revised Statutes Supplement, 2023, is
24 amended to read:

25 60-169 (1)(a) Except as otherwise provided in subdivision (c) of
26 this subsection, each owner of a vehicle and each person mentioned as
27 owner in the last certificate of title, when the vehicle is dismantled,
28 destroyed, or changed in such a manner that it loses its character as a
29 vehicle or changed in such a manner that it is not the vehicle described
30 in the certificate of title, shall surrender his or her certificate of
31 title to any county treasurer or to the department. If the certificate of

1 title is surrendered to a county treasurer, he or she shall, with the
2 consent of any holders of any liens noted thereon, enter a cancellation
3 upon the records and shall notify the department of such cancellation.
4 Beginning on the implementation date designated by the director pursuant
5 to subsection (3) of section 60-1508, a wrecker or salvage dealer shall
6 report electronically to the department using the electronic reporting
7 system. If the certificate is surrendered to the department, it shall,
8 with the consent of any holder of any lien noted thereon, enter a
9 cancellation upon its records.

10 (b) This subdivision applies to all licensed wrecker or salvage
11 dealers and, except as otherwise provided in this subdivision, to each
12 vehicle located on the premises of such dealer. For each vehicle required
13 to be reported under 28 C.F.R. 25.56, as such regulation existed on
14 January 1, 2024 ~~2023~~, the information obtained by the department under
15 this section may be reported to the National Motor Vehicle Title
16 Information System in a format that will satisfy the requirement for
17 reporting under 28 C.F.R. 25.56, as such regulation existed on January 1,
18 2024 ~~2023~~. Such report shall include:

19 (i) The name, address, and contact information for the reporting
20 entity;

21 (ii) The vehicle identification number;

22 (iii) The date the reporting entity obtained such motor vehicle;

23 (iv) The name of the person from whom such motor vehicle was
24 obtained, for use only by a law enforcement or other appropriate
25 government agency;

26 (v) A statement of whether the motor vehicle was or will be crushed,
27 disposed of, offered for sale, or used for another purpose; and

28 (vi) Whether the motor vehicle is intended for export outside of the
29 United States.

30 The department may set and collect a fee, not to exceed the cost of
31 reporting to the National Motor Vehicle Title Information System, from

1 wrecker or salvage dealers for electronic reporting to the National Motor
2 Vehicle Title Information System, which shall be remitted to the State
3 Treasurer for credit to the Department of Motor Vehicles Cash Fund. This
4 subdivision does not apply to any vehicle reported by a wrecker or
5 salvage dealer to the National Motor Vehicle Title Information System as
6 required under 28 C.F.R. 25.56, as such regulation existed on January 1,
7 ~~2024~~ 2023.

8 (c)(i) In the case of a mobile home or manufactured home for which a
9 certificate of title has been issued, if such mobile home or manufactured
10 home is affixed to real property in which each owner of the mobile home
11 or manufactured home has any ownership interest, the certificate of title
12 may be surrendered for cancellation to the county treasurer of the county
13 where such mobile home or manufactured home is affixed to real property
14 if at the time of surrender the owner submits to the county treasurer an
15 affidavit of affixture on a form provided by the department that contains
16 all of the following, as applicable:

17 (A) The names and addresses of all of the owners of record of the
18 mobile home or manufactured home;

19 (B) A description of the mobile home or manufactured home that
20 includes the name of the manufacturer, the year of manufacture, the
21 model, and the manufacturer's serial number;

22 (C) The legal description of the real property upon which the mobile
23 home or manufactured home is affixed and the names of all of the owners
24 of record of the real property;

25 (D) A statement that the mobile home or manufactured home is affixed
26 to the real property;

27 (E) The written consent of each holder of a lien duly noted on the
28 certificate of title to the release of such lien and the cancellation of
29 the certificate of title;

30 (F) A copy of the certificate of title surrendered for cancellation;
31 and

1 (G) The name and address of an owner, a financial institution, or
2 another entity to which notice of cancellation of the certificate of
3 title may be delivered.

4 (ii) The person submitting an affidavit of affixture pursuant to
5 subdivision (c)(i) of this subsection shall swear or affirm that all
6 statements in the affidavit are true and material and further acknowledge
7 that any false statement in the affidavit may subject the person to
8 penalties relating to perjury under section 28-915.

9 (2) If a certificate of title of a mobile home or manufactured home
10 is surrendered to the county treasurer, along with the affidavit required
11 by subdivision (1)(c) of this section, he or she shall enter a
12 cancellation upon his or her records, notify the department of such
13 cancellation, forward a duplicate original of the affidavit to the
14 department, and deliver a duplicate original of the executed affidavit
15 under subdivision (1)(c) of this section to the register of deeds for the
16 county in which the real property is located to be filed by the register
17 of deeds. The county treasurer shall be entitled to collect fees from the
18 person submitting the affidavit in accordance with section 33-109 to
19 cover the costs of filing such affidavit. Following the cancellation of a
20 certificate of title for a mobile home or manufactured home, the county
21 treasurer or designated county official shall not issue a certificate of
22 title for such mobile home or manufactured home, except as provided in
23 subsection (5) of this section.

24 (3) If a mobile home or manufactured home is affixed to real estate
25 before June 1, 2006, a person who is the holder of a lien or security
26 interest in both the mobile home or manufactured home and the real estate
27 to which it is affixed on such date may enforce its liens or security
28 interests by accepting a deed in lieu of foreclosure or in the manner
29 provided by law for enforcing liens on the real estate.

30 (4) A mobile home or manufactured home for which the certificate of
31 title has been canceled and for which an affidavit of affixture has been

1 duly recorded pursuant to subsection (2) of this section shall be treated
2 as part of the real estate upon which such mobile home or manufactured
3 home is located. Any lien thereon shall be perfected and enforced in the
4 same manner as a lien on real estate. The owner of such mobile home or
5 manufactured home may convey ownership of the mobile home or manufactured
6 home only as a part of the real estate to which it is affixed.

7 (5)(a) If each owner of both the mobile home or manufactured home
8 and the real estate described in subdivision (1)(c) of this section
9 intends to detach the mobile home or manufactured home from the real
10 estate, the owner shall do both of the following: (i) Before detaching
11 the mobile home or manufactured home, record an affidavit of detachment
12 in the office of the register of deeds in the county in which the
13 affidavit is recorded under subdivision (1)(c) of this section; and (ii)
14 apply for a certificate of title for the mobile home or manufactured home
15 pursuant to section 60-147.

16 (b) The affidavit of detachment shall contain all of the following:

17 (i) The names and addresses of all of the owners of record of the
18 mobile home or manufactured home;

19 (ii) A description of the mobile home or manufactured home that
20 includes the name of the manufacturer, the year of manufacture, the
21 model, and the manufacturer's serial number;

22 (iii) The legal description of the real estate from which the mobile
23 home or manufactured home is to be detached and the names of all of the
24 owners of record of the real estate;

25 (iv) A statement that the mobile home or manufactured home is to be
26 detached from the real property;

27 (v) A statement that the certificate of title of the mobile home or
28 manufactured home has previously been canceled;

29 (vi) The name of each holder of a lien of record against the real
30 estate from which the mobile home or manufactured home is to be detached,
31 with the written consent of each holder to the detachment; and

1 (vii) The name and address of an owner, a financial institution, or
2 another entity to which the certificate of title may be delivered.

3 (6) An owner of an affixed mobile home or manufactured home for
4 which the certificate of title has previously been canceled pursuant to
5 subsection (2) of this section shall not detach the mobile home or
6 manufactured home from the real estate before a certificate of title for
7 the mobile home or manufactured home is issued by the county treasurer or
8 department. If a certificate of title is issued by the county treasurer
9 or department, the mobile home or manufactured home is no longer
10 considered part of the real property. Any lien thereon shall be perfected
11 pursuant to section 60-164. The owner of such mobile home or manufactured
12 home may convey ownership of the mobile home or manufactured home only by
13 way of a certificate of title.

14 (7) For purposes of this section:

15 (a) A mobile home or manufactured home is affixed to real estate if
16 the wheels, towing hitches, and running gear are removed and it is
17 permanently attached to a foundation or other support system; and

18 (b) Ownership interest means the fee simple interest in real estate
19 or an interest as the lessee under a lease of the real property that has
20 a term that continues for at least twenty years after the recording of
21 the affidavit under subsection (2) of this section.

22 (8) Upon cancellation of a certificate of title in the manner
23 prescribed by this section, the county treasurer and the department may
24 cancel and destroy all certificates and all memorandum certificates in
25 that chain of title.

26 Sec. 13. Section 60-172, Reissue Revised Statutes of Nebraska, is
27 amended to read:

28 60-172 A certificate of title issued on or after January 1, 2003,
29 shall disclose in writing, from any records readily accessible to the
30 department or county officials or a law enforcement officer, anything
31 which indicates that the vehicle was previously issued a title in another

1 jurisdiction that bore any word or symbol signifying that the vehicle was
2 branded damaged, including, but not limited to, older model salvage,
3 unrebuildable, parts only, scrap, junk, nonrepairable, reconstructed,
4 rebuilt, flood damaged, damaged, buyback, or any other indication,
5 symbol, or word of like kind, and the name of the jurisdiction issuing
6 the previous title.

7 Sec. 14. Section 60-302.01, Revised Statutes Supplement, 2023, is
8 amended to read:

9 60-302.01 Access aisle means a space adjacent to a handicapped
10 parking space or passenger loading zone which is constructed and designed
11 in compliance with the federal Americans with Disabilities Act of 1990
12 and the federal regulations adopted in response to the act, as the act
13 and the regulations existed on January 1, 2024 ~~2023~~.

14 Sec. 15. Section 60-336.01, Revised Statutes Supplement, 2023, is
15 amended to read:

16 60-336.01 Low-speed vehicle means a (1) four-wheeled motor vehicle
17 (a) whose speed attainable in one mile is more than twenty miles per hour
18 and not more than twenty-five miles per hour on a paved, level surface,
19 (b) whose gross vehicle weight rating is less than three thousand pounds,
20 and (c) that complies with 49 C.F.R. part 571, as such part existed on
21 January 1, 2024 ~~2023~~, or (2) three-wheeled motor vehicle (a) whose
22 maximum speed attainable is not more than twenty-five miles per hour on a
23 paved, level surface, (b) whose gross vehicle weight rating is less than
24 three thousand pounds, and (c) which is equipped with a windshield and an
25 occupant protection system. A motorcycle with a sidecar attached is not a
26 low-speed vehicle.

27 Sec. 16. Section 60-386, Revised Statutes Supplement, 2023, is
28 amended to read:

29 60-386 (1) Each new application shall contain, in addition to other
30 information as may be required by the department, the name and
31 residential and mailing address of the applicant and a description of the

1 motor vehicle or trailer, including the color, the manufacturer, the
2 identification number, the United States Department of Transportation
3 number if required by 49 C.F.R. 390.5 through 390.21, as such regulations
4 existed on January 1, 2024 ~~2023~~, and the weight of the motor vehicle or
5 trailer required by the Motor Vehicle Registration Act. For trailers
6 which are not required to have a certificate of title under section
7 60-137 and which have no identification number, the assignment of an
8 identification number shall be required and the identification number
9 shall be issued by the county treasurer or department. With the
10 application the applicant shall pay the proper registration fee and shall
11 state whether the motor vehicle is propelled by alternative fuel and, if
12 alternative fuel, the type of fuel. The application shall also contain a
13 notification that bulk fuel purchasers may be subject to federal excise
14 tax liability. The department shall include such notification in the
15 notices required by section 60-3,186.

16 (2) In addition to the information required under subsection (1) of
17 this section, the application for registration shall contain (a)(i) the
18 full legal name as defined in section 60-468.01 of each owner or (ii) the
19 name of each owner as such name appears on the owner's motor vehicle
20 operator's license or state identification card and (b)(i) the motor
21 vehicle operator's license number or state identification card number of
22 each owner, if applicable, and one or more of the identification elements
23 as listed in section 60-484 of each owner, if applicable, and (ii) if any
24 owner is a business entity, a nonprofit organization, an estate, a trust,
25 or a church-controlled organization, its tax identification number.

26 Sec. 17. Section 60-3,113.04, Revised Statutes Supplement, 2023, is
27 amended to read:

28 60-3,113.04 (1) A handicapped or disabled parking permit shall be of
29 a design, size, configuration, color, and construction and contain such
30 information as specified in the regulations adopted by the United States
31 Department of Transportation in 23 C.F.R. part 1235, UNIFORM SYSTEM FOR

1 PARKING FOR PERSONS WITH DISABILITIES, as such regulations existed on
2 January 1, 2024 ~~2023~~.

3 (2) No handicapped or disabled parking permit shall be issued to any
4 person or for any motor vehicle if any permit has been issued to such
5 person or for such motor vehicle and such permit has been suspended
6 pursuant to section 18-1741.02. At the expiration of such suspension, a
7 permit may be renewed in the manner provided for renewal in sections
8 60-3,113.02, 60-3,113.03, and 60-3,113.05.

9 (3) A duplicate handicapped or disabled parking permit may be
10 provided up to two times during any single permit period if a permit is
11 destroyed, lost, or stolen. Such duplicate permit shall be issued as
12 provided in section 60-3,113.02 or 60-3,113.03, whichever is applicable,
13 except that a new certification by a physician, a physician assistant, or
14 an advanced practice registered nurse need not be provided. A duplicate
15 permit shall be valid for the remainder of the period for which the
16 original permit was issued. If a person has been issued two duplicate
17 permits under this subsection and needs another permit, such person shall
18 reapply for a new permit under section 60-3,113.02 or 60-3,113.03,
19 whichever is applicable.

20 Sec. 18. Section 60-3,162, Reissue Revised Statutes of Nebraska, is
21 amended to read:

22 60-3,162 (1) The department shall, upon a sworn complaint in
23 writing of any person, investigate whether a certificate of registration;

24 (a) Has ~~has~~ been issued on a motor vehicle or trailer ~~that exceeds~~
25 ~~exceeding~~ the length, height, or width provided by law;

26 (b) ~~Was~~ ~~or~~ issued contrary to any law of this state; ~~or~~

27 (c) ~~Was~~ issued to a person who has had a certificate of registration
28 ~~revoked pursuant to subdivision (1)(c) of section 60-3,183 under the~~
29 ~~International Registration Plan Act.~~

30 (2) If the department validates the information in the complaint
31 after conducting such ~~determines from the investigation that such~~

1 ~~certificate of registration has been improperly issued, it shall have the~~
2 power to revoke such certificate of registration.

3 Sec. 19. Section 60-3,193.01, Revised Statutes Supplement, 2023, is
4 amended to read:

5 60-3,193.01 For purposes of the Motor Vehicle Registration Act, the
6 International Registration Plan is adopted and incorporated by reference
7 as the plan existed on January 1, ~~2024~~ 2023.

8 Sec. 20. Section 60-3,198, Revised Statutes Cumulative Supplement,
9 2022, is amended to read:

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

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

1 ~~reciprocity jurisdictions by apportionable vehicles based in Nebraska~~
2 ~~shall be applied to the portion of the formula for determining the~~
3 ~~Nebraska injurisdiction fleet distance.~~

4 ~~(b)(i) Before (ii) Beginning July 1, 2021, and until July 1, 2024~~
5 ~~2025, upon receipt of such statement and application, the division shall~~
6 ~~determine the total fee payment, which shall be equal to the amount of~~
7 ~~fees due pursuant to section 60-3,203 and the amount obtained by applying~~
8 ~~the formula provided in section 60-3,204 to a fee of thirty-five dollars~~
9 ~~per ton based upon gross vehicle weight of the empty weights of a truck~~
10 ~~or truck-tractor and the empty weights of any trailer or combination~~
11 ~~thereof with which it is to be operated in combination at any one time~~
12 ~~plus the weight of the maximum load to be carried thereon at any one~~
13 ~~time, and shall notify the applicant of the amount of payment required to~~
14 ~~be made. Mileage operated in noncontracting reciprocity jurisdictions by~~
15 ~~apportionable vehicles based in Nebraska shall be applied to the portion~~
16 ~~of the formula for determining the Nebraska injurisdiction fleet~~
17 ~~distance.~~

18 ~~(ii) (iii) Beginning July 1, 2024 2025, upon receipt of such~~
19 ~~statement and application, the division shall determine the total fee~~
20 ~~payment, which shall be equal to the amount of fees due pursuant to~~
21 ~~section 60-3,203 and the amount obtained by applying the formula provided~~
22 ~~in section 60-3,204 to a fee of thirty-three dollars and fifty cents per~~
23 ~~ton based upon gross vehicle weight of the empty weights of a truck or~~
24 ~~truck-tractor and the empty weights of any trailer or combination thereof~~
25 ~~with which it is to be operated in combination at any one time plus the~~
26 ~~weight of the maximum load to be carried thereon at any one time, and~~
27 ~~shall notify the applicant of the amount of payment required to be made.~~
28 ~~Mileage operated in noncontracting reciprocity jurisdictions by~~
29 ~~apportionable vehicles based in Nebraska shall be applied to the portion~~
30 ~~of the formula for determining the Nebraska injurisdiction fleet~~
31 ~~distance.~~

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

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

18 (e) The apportionable vehicles so registered shall be exempt from
19 all further registration and license fees under the Motor Vehicle
20 Registration Act for movement or operation in the State of Nebraska
21 except as provided in section 60-3,203. The proportional registration and
22 licensing provision of this section shall apply to apportionable vehicles
23 added to such fleets and operated in this state during the license period
24 except with regard to permanent license plates issued under section
25 60-3,203.

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

29 (g) When a nonresident fleet owner has registered his or her
30 apportionable vehicles, his or her apportionable vehicles shall be
31 considered as fully registered for both interjurisdiction and

1 intrajurisdiction commerce when the jurisdiction of base registration for
2 such fleet accords the same consideration for fleets with a base
3 registration in Nebraska. Each apportionable vehicle of a fleet
4 registered by a resident of Nebraska shall be considered as fully
5 registered for both interjurisdiction and intrajurisdiction commerce.

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

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

29 (4) If the division claims that a greater amount of fee is due under
30 this section than was paid, the division shall notify the owner of the
31 additional amount claimed to be due. The owner may accept such claim and

1 pay the amount due, or he or she may dispute the claim and submit to the
2 division any information which he or she may have in support of his or
3 her position. If the dispute cannot otherwise be resolved within the
4 division, the owner may petition for an appeal of the matter. The
5 director shall appoint a hearing officer who shall hear the dispute and
6 issue a written decision. Any appeal shall be in accordance with the
7 Administrative Procedure Act. Upon expiration of the time for perfecting
8 an appeal if no appeal is taken or upon final judicial determination if
9 an appeal is taken, the division shall deny the owner the right to
10 further registration for a fleet license until the amount finally
11 determined to be due, together with any costs assessed against the owner,
12 has been paid.

13 (5) Every applicant who licenses any apportionable vehicles under
14 this section and section 60-3,203 shall have his or her registration
15 certificates issued only after all fees under such sections are paid and,
16 if applicable, proof has been furnished of payment, in the form
17 prescribed by the director as directed by the United States Secretary of
18 the Treasury, of the federal heavy vehicle use tax imposed by 26 U.S.C.
19 4481 of the Internal Revenue Code as defined in section 49-801.01.

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

1 registered owner or lessee applies to the division after such transfer or
2 loss of possession and accompanies the application with a fee of one
3 dollar and fifty cents, he or she may have any remaining credit of
4 vehicle fees and taxes from the previously registered apportionable
5 vehicle applied toward payment of any vehicle fees and taxes due and
6 owing on another registered apportionable vehicle. If such registered
7 apportionable vehicle has a greater gross vehicle weight than that of the
8 previously registered apportionable vehicle, the registered owner or
9 lessee of the registered apportionable vehicle shall additionally pay
10 only the registration fee for the increased gross vehicle weight for the
11 remaining months of the registration period based on the factors
12 determined by the division in the original fleet application.

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

1 registration fee based upon the number of unexpired months remaining in
2 the registration period from the date of transfer or loss. No refund
3 shall be allowed for any fees paid under section 60-3,203. When such
4 apportionable vehicle is transferred or lost within the same month as
5 acquired, no refund shall be allowed for such month. Such refund may be
6 in the form of a credit against any registration fees that have been
7 incurred or are, at the time of the refund, being incurred by the
8 registered apportionable vehicle owner. The Nebraska-based fleet owner
9 shall make a claim for a refund under this subsection within the
10 registration period or shall be deemed to have forfeited his or her right
11 to the refund.

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

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

1 governed by section 60-3,179.

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

14 Sec. 21. Section 60-3,202, Reissue Revised Statutes of Nebraska, is
15 amended to read:

16 ~~60-3,202 (1)(a) Until July 1, 2021, registration fees credited to~~
17 ~~the Motor Carrier Services Division Distributive Fund pursuant to section~~
18 ~~60-3,198 and remaining in such fund at the close of each calendar month~~
19 ~~shall be remitted to the State Treasurer for credit as follows: (a) Three~~
20 ~~percent of thirty percent of such amount shall be credited to the~~
21 ~~Department of Revenue Property Assessment Division Cash Fund; (b) the~~
22 ~~remainder of such thirty percent shall be credited to the Highway Tax~~
23 ~~Fund; and (c) seventy percent of such amount shall be credited to the~~
24 ~~Highway Trust Fund.~~

25 (1)(a) Before (b) Beginning July 1, 2021, and until July 1, 2024
26 2025, registration fees credited to the Motor Carrier Services Division
27 Distributive Fund pursuant to section 60-3,198 and remaining in such fund
28 at the close of each calendar month shall be remitted to the State
29 Treasurer for credit as follows: (i) Twenty-seven percent of such amount
30 shall be credited to the Highway Tax Fund; (ii) sixty-four percent of
31 such amount shall be credited to the Highway Trust Fund; and (iii) nine

1 percent of such amount shall be credited to the Motor Carrier Services
2 System Replacement and Maintenance Fund.

3 (b) ~~(c)~~ Beginning July 1, 2024 2025, registration fees credited to
4 the Motor Carrier Services Division Distributive Fund pursuant to section
5 60-3,198 and remaining in such fund at the close of each calendar month
6 shall be remitted to the State Treasurer for credit as follows: (i)
7 Twenty-eight percent of such amount shall be credited to the Highway Tax
8 Fund; (ii) sixty-seven percent of such amount shall be credited to the
9 Highway Trust Fund; and (iii) five percent of such amount shall be
10 credited to the Motor Carrier Services System Replacement and Maintenance
11 Fund.

12 (2) On or before the last day of each quarter of the calendar year,
13 the State Treasurer shall distribute all funds in the Highway Tax Fund to
14 the county treasurer of each county in the same proportion as the number
15 of original motor vehicle registrations in each county bears to the total
16 of all original registrations within the state in the registration year
17 immediately preceding.

18 (3) Upon receipt of motor vehicle tax funds from the State Treasurer
19 pursuant to subsection (2) of this section, the county treasurer shall
20 distribute such funds to taxing agencies within the county in the same
21 proportion that the levy of each such taxing agency bears to the total of
22 such levies of all taxing agencies in the county.

23 (4) In the event any taxing district has been annexed, merged,
24 dissolved, or in any way absorbed into another taxing district, any
25 apportionment of motor vehicle tax funds under subsection (3) of this
26 section to which such taxing district would have been entitled shall be
27 apportioned to the successor taxing district which has assumed the
28 functions of the annexed, merged, dissolved, or absorbed taxing district.

29 (5) On or before March 1 of each year, the department shall furnish
30 to the State Treasurer a tabulation showing the total number of original
31 motor vehicle registrations in each county for the immediately preceding

1 calendar year, which shall be the basis for computing the distribution of
2 motor vehicle tax funds as provided in subsection (2) of this section.

3 (6) The Highway Tax Fund is created. Any money in the fund available
4 for investment shall be invested by the state investment officer pursuant
5 to the Nebraska Capital Expansion Act and the Nebraska State Funds
6 Investment Act.

7 Sec. 22. Section 60-3,205, Reissue Revised Statutes of Nebraska, is
8 amended to read:

9 60-3,205 (1)(a) The director may suspend, revoke, cancel, or refuse
10 to issue or renew a registration certificate under the International
11 Registration Plan Act:

12 (i) If the applicant or certificate holder has had his or her
13 license issued under the International Fuel Tax Agreement Act revoked or
14 the director refused to issue or refused to renew such license; ~~or~~

15 (ii) If the applicant or certificate holder is in violation of
16 sections 75-392 to 75-3,100; or -

17 (iii) If the applicant or certificate holder committed any violation
18 of the International Registration Plan Act or any rule or regulation
19 adopted and promulgated under the act.

20 (b) Prior to taking action under this section, the director shall
21 notify and advise the applicant or certificate holder of the proposed
22 action and the reasons for such action in writing, by regular United
23 States mail, to his or her last-known business address as shown on the
24 application for the certificate or renewal. The notice shall also include
25 an advisement of the procedures in subdivision (c) of this subsection.

26 (c) The applicant or certificate holder may, within thirty days
27 after the date of the mailing of the notice, petition the director for a
28 hearing to contest the proposed action. The hearing shall be commenced in
29 accordance with the rules and regulations adopted and promulgated by the
30 department. If a petition is filed, the director shall, within twenty
31 days after receipt of the petition, set a hearing date at which the

1 applicant or certificate holder may show cause why the proposed action
2 should not be taken. The director shall give the applicant or certificate
3 holder reasonable notice of the time and place of the hearing. If the
4 director's decision is adverse to the applicant or certificate holder,
5 the applicant or certificate holder may appeal the decision in accordance
6 with the Administrative Procedure Act.

7 (d) Except as provided in subsections (2) and (3) of this section,
8 the filing of the petition shall stay any action by the director until a
9 hearing is held and a final decision and order is issued.

10 (e) Except as provided in subsections (2) and (3) of this section,
11 if no petition is filed at the expiration of thirty days after the date
12 on which the notification was mailed, the director may take the proposed
13 action described in the notice.

14 (f) If, in the judgment of the director, the applicant or
15 certificate holder has complied with or is no longer in violation of the
16 provisions for which the director took action under this subsection, the
17 director may reinstate the registration certificate without delay.

18 (2)(a) The director may suspend, revoke, cancel, or refuse to issue
19 or renew a registration certificate under the International Registration
20 Plan Act or a license under the International Fuel Tax Agreement Act if
21 the applicant, licensee, or certificate holder has issued to the
22 department a check or draft which has been returned because of
23 insufficient funds, no funds, or a stop-payment order. The director may
24 take such action no sooner than seven days after the written notice
25 required in subdivision (1)(b) of this section has been provided. Any
26 petition to contest such action filed pursuant to subdivision (1)(c) of
27 this section shall not stay such action of the director.

28 (b) If the director takes an action pursuant to this subsection, the
29 director shall reinstate the registration certificate or license without
30 delay upon the payment of certified funds by the applicant, licensee, or
31 certificate holder for any fees due and reasonable administrative costs,

1 not to exceed twenty-five dollars, incurred in taking such action.

2 (c) The rules, regulations, and orders of the director and the
3 department that pertain to hearings commenced in accordance with this
4 section and that are in effect prior to March 17, 2006, shall remain in
5 effect, unless changed or eliminated by the director or the department,
6 except for those portions involving a stay upon the filing of a petition
7 to contest any action taken pursuant to this subsection, in which case
8 this subsection shall supersede those provisions.

9 (3) Any person who receives notice from the director of action taken
10 pursuant to subsection (1) or (2) of this section shall, within three
11 business days, return such registration certificate and license plates to
12 the department as provided in this section. If any person fails to return
13 the registration certificate and license plates to the department, the
14 department shall notify the Nebraska State Patrol that any such person is
15 in violation of this section.

16 Sec. 23. Section 60-462, Revised Statutes Supplement, 2023, is
17 amended to read:

18 60-462 Sections 60-462 to 60-4,189 and section 40 of this act shall
19 be known and may be cited as the Motor Vehicle Operator's License Act.

20 Sec. 24. Section 60-462.01, Revised Statutes Supplement, 2023, is
21 amended to read:

22 60-462.01 For purposes of the Motor Vehicle Operator's License Act,
23 the following federal regulations are adopted as Nebraska law as they
24 existed on January 1, 2024 ~~2023~~:

25 The parts, subparts, and sections of Title 49 of the Code of Federal
26 Regulations, as referenced in the Motor Vehicle Operator's License Act.

27 Sec. 25. Section 60-479.01, Revised Statutes Supplement, 2023, is
28 amended to read:

29 60-479.01 (1) All persons handling source documents or engaged in
30 the issuance of new, renewed, or reissued operators' licenses or state
31 identification cards shall have periodic fraudulent document recognition

1 training.

2 (2) All persons and agents of the department involved in the
3 recording of verified application information or verified operator's
4 license and state identification card information, involved in the
5 manufacture or production of licenses or cards, or who have the ability
6 to affect information on such licenses or cards shall be subject to a
7 criminal history record information check, including a check of prior
8 employment references, and a lawful status check as required by 6 C.F.R.
9 part 37, as such part existed on January 1, 2024 ~~2023~~. Such persons and
10 agents shall provide fingerprints which shall be submitted to the Federal
11 Bureau of Investigation. The bureau shall use its records for the
12 criminal history record information check.

13 (3) Upon receipt of a request pursuant to subsection (2) of this
14 section, the Nebraska State Patrol shall undertake a search for criminal
15 history record information relating to such applicant, including
16 transmittal of the applicant's fingerprints to the Federal Bureau of
17 Investigation for a national criminal history record information check.
18 The criminal history record information check shall include information
19 concerning the applicant from federal repositories of such information
20 and repositories of such information in other states, if authorized by
21 federal law. The Nebraska State Patrol shall issue a report to the
22 employing public agency that shall include the criminal history record
23 information concerning the applicant. The cost of any background check
24 shall be borne by the employer of the person or agent.

25 (4) Any person convicted of any disqualifying offense as provided in
26 6 C.F.R. part 37, as such part existed on January 1, 2024 ~~2023~~, shall not
27 be involved in the recording of verified application information or
28 verified operator's license and state identification card information,
29 involved in the manufacture or production of licenses or cards, or
30 involved in any capacity in which such person would have the ability to
31 affect information on such licenses or cards. Any employee or prospective

1 employee of the department shall be provided notice that he or she will
2 undergo such criminal history record information check prior to
3 employment or prior to any involvement with the issuance of operators'
4 licenses or state identification cards.

5 Sec. 26. Section 60-480, Reissue Revised Statutes of Nebraska, is
6 amended to read:

7 60-480 (1) Operators' licenses issued by the department pursuant to
8 the Motor Vehicle Operator's License Act shall be classified as follows:

9 (a) Class 0 license. The operator's license which authorizes the
10 person to whom it is issued to operate on highways any motor vehicle
11 except a commercial motor vehicle or motorcycle;

12 (b) Class M license. The operator's license or endorsement on a
13 Class 0 license, provisional operator's permit, learner's permit, school
14 permit, or commercial driver's license which authorizes the person to
15 whom it is issued to operate a motorcycle on highways;

16 (c) CDL-commercial driver's license. The operator's license which
17 authorizes the person to whom it is issued to operate a class of
18 commercial motor vehicle or any motor vehicle, except a motorcycle, on
19 highways;

20 (d) CLP-commercial learner's permit. A permit which when carried
21 with a Class 0 license authorizes an individual to operate a class of
22 commercial motor vehicle when accompanied by a holder of a valid
23 commercial driver's license for purposes of behind-the-wheel training.
24 When issued to a commercial driver's license holder, a CLP-commercial
25 learner's permit serves as authorization for accompanied behind-the-wheel
26 training in a commercial motor vehicle for which the holder's current
27 commercial driver's license is not valid;

28 (e) RCDL-restricted commercial driver's license. The class of
29 commercial driver's license which, ~~when held with an annual seasonal~~
30 ~~permit,~~ authorizes a ~~seasonal~~ commercial motor vehicle operator described
31 ~~as defined~~ in section 60-4,146.01 to operate any Class B Heavy Straight

1 Vehicle or Class C Small Vehicle commercial motor vehicle for purposes of
2 a farm-related or ranch-related service industry as defined in such
3 section within one hundred fifty miles of the employer's place of
4 business or the farm or ranch currently being served as provided in such
5 section or any other motor vehicle, except a motorcycle, on highways;

6 (f) POP-provisional operator's permit. A motor vehicle operating
7 permit with restrictions issued pursuant to section 60-4,120.01 to a
8 person who is at least sixteen years of age but less than eighteen years
9 of age which authorizes the person to operate any motor vehicle except a
10 commercial motor vehicle or motorcycle;

11 (g) SCP-school permit. A permit issued to a student between fourteen
12 years and two months of age and sixteen years of age for the purpose of
13 driving in accordance with the requirements of section 60-4,124;

14 (h) FMP-farm permit. A permit issued to a person for purposes of
15 operating farm tractors and other motorized implements of farm husbandry
16 on highways in accordance with the requirements of section 60-4,126;

17 (i) LPD-learner's permit. A permit issued in accordance with the
18 requirements of section 60-4,123 to a person at least fifteen years of
19 age which authorizes the person to operate a motor vehicle, except a
20 commercial motor vehicle, for learning purposes when accompanied by a
21 licensed operator who is at least twenty-one years of age and who
22 possesses a valid operator's license issued by this state or another
23 state;

24 (j) LPE-learner's permit. A permit issued to a person at least
25 fourteen years of age which authorizes the person to operate a motor
26 vehicle, except a commercial motor vehicle, while learning to drive in
27 preparation for application for a school permit;

28 (k) EDP-employment driving permit. A permit issued to a person which
29 authorizes the person to operate a motor vehicle, except a commercial
30 motor vehicle, pursuant to the requirements of sections 60-4,129 and
31 60-4,130;

1 (1) IIP-ignition interlock permit. A permit issued to a person which
2 authorizes the person to operate a motor vehicle, except a commercial
3 motor vehicle, which is equipped with an ignition interlock device;

4 ~~(m) SEP-seasonal permit. A permit issued to a person who holds a~~
5 ~~restricted commercial driver's license authorizing the person to operate~~
6 ~~a commercial motor vehicle, as prescribed by section 60-4,146.01, for no~~
7 ~~more than one hundred eighty consecutive days in any twelve-month period.~~
8 ~~The seasonal permit shall be valid and run from the date of original~~
9 ~~issuance of the permit for one hundred eighty days and from the date of~~
10 ~~annual revalidation of the permit;~~

11 ~~(m) (n)~~ MHP-medical hardship driving permit. A permit issued to a
12 person which authorizes the person to operate a motor vehicle, except a
13 commercial motor vehicle, pursuant to the requirements of sections
14 60-4,130.01 and 60-4,130.02; and

15 ~~(n) (o)~~ SPP-24/7 sobriety program permit. A permit issued to a
16 person which authorizes the person to operate a motor vehicle, except a
17 commercial motor vehicle, pursuant to the 24/7 Sobriety Program Act.

18 (2) For purposes of this section, motorcycle does not include an
19 auticycle.

20 Sec. 27. Section 60-490, Revised Statutes Cumulative Supplement,
21 2022, is amended to read:

22 60-490 (1) Operators' licenses issued to persons required to use
23 bioptic or telescopic lenses as provided in section 60-4,118 shall expire
24 on the licensee's birthday in the second year after issuance unless
25 specifically restricted to a shorter renewal period as determined under
26 section 60-4,118.

27 (2) Except for state identification cards issued to persons less
28 than twenty-one years of age, all state identification cards expire on
29 the cardholder's birthday in the fifth year after issuance. A state
30 identification card issued to a person who is less than twenty-one years
31 of age expires on his or her twenty-first birthday or on his or her

1 birthday in the fifth year after issuance, whichever comes first.

2 (3) Except as otherwise provided in subsection (1) of this section
3 and section 60-4,147.05 and except for operators' licenses issued to
4 persons less than twenty-one years of age, operators' licenses issued
5 pursuant to the Motor Vehicle Operator's License Act expire on the
6 licensee's birthday in the fifth year after issuance. An operator's
7 license issued to a person less than twenty-one years of age expires on
8 his or her twenty-first birthday. Except as otherwise provided in section
9 60-4,147.05, the Department of Motor Vehicles shall mail out a renewal
10 notice for each operator's license at least thirty days before the
11 expiration of the operator's license.

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

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

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

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

31 Sec. 28. Section 60-497.01, Reissue Revised Statutes of Nebraska, is

1 amended to read:

2 60-497.01 (1) An abstract of the court record of every case in which
3 a person is convicted of violating any provision of the Motor Vehicle
4 Operator's License Act, the Motor Vehicle Safety Responsibility Act, the
5 Nebraska Rules of the Road, or section 28-524, as from time to time
6 amended by the Legislature, or any traffic regulations in city or village
7 ordinances shall be transmitted within thirty days of sentencing or other
8 disposition by the court to the director. Any abstract received by the
9 director more than thirty days after the date of sentencing or other
10 disposition shall be reported by the director to the State Court
11 Administrator.

12 (2) Any person violating section 28-306, 28-394, 28-1254, 60-696,
13 60-697, 60-6,196, 60-6,197, 60-6,213, or 60-6,214 who is placed on
14 probation shall be assessed the same points under section 60-4,182 as if
15 such person were not placed on probation unless a court has ordered that
16 such person shall ~~must~~ obtain an ignition interlock permit in order to
17 operate a motor vehicle with an ignition interlock device pursuant to
18 section 60-6,211.05 and sufficient evidence is presented to the
19 department that such a device is installed. For any other violation, the
20 director shall not assess such person with any points under section
21 60-4,182 for such violation when the person is placed on probation until
22 the director is advised by the court that such person previously placed
23 on probation has violated the terms of his or her probation and such
24 probation has been revoked. Upon receiving notice of revocation of
25 probation, the director shall assess to such person the points which such
26 person would have been assessed had the person not been placed on
27 probation. All such points shall be assessed as of the date of the
28 violation. When a person fails to successfully complete probation, the
29 court shall notify the director immediately.

30 Sec. 29. Section 60-4,111.01, Revised Statutes Supplement, 2023, is
31 amended to read:

1 60-4,111.01 (1) The Department of Motor Vehicles, the courts, or law
2 enforcement agencies may store or compile information acquired from an
3 operator's license or a state identification card for their statutorily
4 authorized purposes.

5 (2) Except as otherwise provided in subsection (3) or (4) of this
6 section, no person having use of or access to machine-readable
7 information encoded on an operator's license or a state identification
8 card shall compile, store, preserve, trade, sell, or share such
9 information. Any person who trades, sells, or shares such information
10 shall be guilty of a Class IV felony. Any person who compiles, stores, or
11 preserves such information except as authorized in subsection (3) or (4)
12 of this section shall be guilty of a Class IV felony.

13 (3)(a) For purposes of compliance with and enforcement of
14 restrictions on the purchase of alcohol, lottery tickets, and tobacco
15 products, a retailer who sells any of such items pursuant to a license
16 issued or a contract under the applicable statutory provision may scan
17 machine-readable information encoded on an operator's license or a state
18 identification card presented for the purpose of such a sale. The
19 retailer may store only the following information obtained from the
20 license or card: Age and license or card identification number. The
21 retailer shall post a sign at the point of sale of any of such items
22 stating that the license or card will be scanned and that the age and
23 identification number will be stored. The stored information may only be
24 used by a law enforcement agency for purposes of enforcement of the
25 restrictions on the purchase of alcohol, lottery tickets, and tobacco
26 products and may not be shared with any other person or entity.

27 (b) For purposes of compliance with the provisions of sections
28 28-458 to 28-462, a seller who sells methamphetamine precursors pursuant
29 to such sections may scan machine-readable information encoded on an
30 operator's license or a state identification card presented for the
31 purpose of such a sale. The seller may store only the following

1 information obtained from the license or card: Name, age, address, type
2 of identification presented by the customer, the governmental entity that
3 issued the identification, and the number on the identification. The
4 seller shall post a sign at the point of sale stating that the license or
5 card will be scanned and stating what information will be stored. The
6 stored information may only be used by law enforcement agencies,
7 regulatory agencies, and the exchange for purposes of enforcement of the
8 restrictions on the sale or purchase of methamphetamine precursors
9 pursuant to sections 28-458 to 28-462 and may not be shared with any
10 other person or entity. For purposes of this subsection, the terms
11 exchange, methamphetamine precursor, and seller have the same meanings as
12 in section 28-458.

13 (c) The retailer or seller shall utilize software that stores only
14 the information allowed by this subsection. A programmer for computer
15 software designed to store such information shall certify to the retailer
16 that the software stores only the information allowed by this subsection.
17 Intentional or grossly negligent programming by the programmer which
18 allows for the storage of more than the age and identification number or
19 wrongfully certifying the software shall be a Class IV felony.

20 (d) A retailer or seller who knowingly stores more information than
21 authorized under this subsection from the operator's license or state
22 identification card shall be guilty of a Class IV felony.

23 (e) Information scanned, compiled, stored, or preserved pursuant to
24 subdivision (a) of this subsection may not be retained longer than
25 eighteen months unless required by state or federal law.

26 (4) In order to approve a negotiable instrument, an electronic funds
27 transfer, or a similar method of payment, a person having use of or
28 access to machine-readable information encoded on an operator's license
29 or a state identification card may:

30 (a) Scan, compile, store, or preserve such information in order to
31 provide the information to a check services company subject to and in

1 compliance with the federal Fair Credit Reporting Act, 15 U.S.C. 1681 et
2 seq., as such act existed on January 1, 2024 ~~2023~~, for the purpose of
3 effecting, administering, or enforcing a transaction requested by the
4 holder of the license or card or preventing fraud or other criminal
5 activity; or

6 (b) Scan and store such information only as necessary to protect
7 against or prevent actual or potential fraud, unauthorized transactions,
8 claims, or other liability or to resolve a dispute or inquiry by the
9 holder of the license or card.

10 (5) Except as provided in subdivision (4)(a) of this section,
11 information scanned, compiled, stored, or preserved pursuant to this
12 section may not be traded or sold to or shared with a third party; used
13 for any marketing or sales purpose by any person, including the retailer
14 who obtained the information; or, unless pursuant to a court order,
15 reported to or shared with any third party. A person who violates this
16 subsection shall be guilty of a Class IV felony.

17 Sec. 30. Section 60-4,115, Revised Statutes Supplement, 2023, is
18 amended to read:

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

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

	Document	Total Fee	County General Fund	Department of Motor Vehicles Cash Fund
1				
2				
3				
4				
5	State identification card:			
6	Valid for 1 year or less	5.00	2.75	2.25
7	Valid for more than 1 year			
8	but not more than 2 years	10.00	2.75	7.25
9	Valid for more than 2 years			
10	but not more than 3 years	14.00	2.75	11.25
11	Valid for more than 3 years			
12	but not more than 4 years	19.00	2.75	16.25
13	Valid for more than 4 years			
14	for a person under 21	24.00	2.75	21.25
15	Valid for 5 years	24.00	3.50	20.50
16	Replacement	11.00	2.75	8.25
17	Class 0 or M operator's license:			
18	Valid for 1 year or less	5.00	2.75	2.25
19	Valid for more than 1 year			
20	but not more than 2 years	10.00	2.75	7.25
21	Valid for more than 2 years			
22	but not more than 3 years	14.00	2.75	11.25
23	Valid for more than 3 years			
24	but not more than 4 years	19.00	2.75	16.25
25	Valid for 5 years	24.00	3.50	20.50
26	Bioptic or telescopic lens			
27	restriction:			
28	Valid for 1 year or less	5.00	0	5.00
29	Valid for more than 1 year			

1	but not more than 2 years	10.00	2.75	7.25
2	Replacement	11.00	2.75	8.25
3	Add, change, or remove class,			
4	endorsement, or restriction	5.00	0	5.00
5	Provisional operator's permit:			
6	Original	15.00	2.75	12.25
7	Bioptic or telescopic lens			
8	restriction:			
9	Valid for 1 year or less	5.00	0	5.00
10	Valid for more than 1 year			
11	but not more than 2 years	15.00	2.75	12.25
12	Replacement	11.00	2.75	8.25
13	Add, change, or remove class,			
14	endorsement, or restriction	5.00	0	5.00
15	LPD-learner's permit:			
16	Original	8.00	.25	7.75
17	Replacement	11.00	2.75	8.25
18	Add, change, or remove class,			
19	endorsement, or restriction	5.00	0	5.00
20	LPE-learner's permit:			
21	Original	8.00	.25	7.75
22	Replacement	11.00	2.75	8.25
23	Add, change, or remove class,			
24	endorsement, or restriction	5.00	0	5.00
25	School permit:			
26	Original	8.00	.25	7.75
27	Replacement	11.00	2.75	8.25
28	Add, change, or remove class,			
29	endorsement, or restriction	5.00	0	5.00

1	Farm permit:			
2	Original or renewal	5.00	.25	4.75
3	Replacement	5.00	.25	4.75
4	Add, change, or remove class,			
5	endorsement, or restriction	5.00	0	5.00
6	Driving permits:			
7	Employment	45.00	0	45.00
8	Medical hardship	45.00	0	45.00
9	Replacement	10.00	.25	9.75
10	Add, change, or remove class,			
11	endorsement, or restriction	5.00	0	5.00
12	Commercial driver's license:			
13	Valid for 1 year or less	11.00	1.75	9.25
14	Valid for more than 1 year			
15	but not more than 2 years	22.00	1.75	20.25
16	Valid for more than 2 years			
17	but not more than 3 years	33.00	1.75	31.25
18	Valid for more than 3 years			
19	but not more than 4 years	44.00	1.75	42.25
20	Valid for 5 years	55.00	1.75	53.25
21	Bioptic or telescopic lens			
22	restriction:			
23	Valid for one year or less	11.00	1.75	9.25
24	Valid for more than 1 year			
25	but not more than 2 years	22.00	1.75	20.25
26	Replacement	11.00	2.75	8.25
27	Add, change, or remove class,			
28	endorsement, or restriction	10.00	1.75	8.25
29	CLP-commercial learner's permit:			

1	<u>Original</u>	<u>10.00</u>	<u>.25</u>	<u>9.75</u>
2	Original or renewal	10.00	.25	9.75
3	Replacement	10.00	.25	9.75
4	Add, change, or remove class,			
5	endorsement, or restriction	10.00	.25	9.75
6	Seasonal permit:			
7	Original or renewal	10.00	.25	9.75
8	Replacement	10.00	.25	9.75
9	Add, change, or remove class,			
10	endorsement, or restriction	10.00	.25	9.75

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

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

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

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

29 (5)(a) The fee for a 24/7 sobriety program permit shall be forty-
30 five dollars. Forty dollars of the fee shall be remitted to the State

1 Treasurer for credit to the Department of Motor Vehicles Cash Fund. Five
2 dollars of the fee shall be remitted to the county treasurer for credit
3 to the county general fund.

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

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

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

23 (7) No fee shall be charged for issuance of an original, renewal, or
24 duplicate state identification card to a resident of Nebraska who (a)
25 does not have a valid Nebraska driver's license, (b) is requesting
26 issuance of such card for voting purposes, and (c) is at least eighteen
27 years of age or is seventeen years of age and will attain the age of
28 eighteen years on or before the first Tuesday after the first Monday in
29 November of the then-current calendar year.

30 Sec. 31. Section 60-4,131, Reissue Revised Statutes of Nebraska, is
31 amended to read:

1 60-4,131 (1) Sections 60-462.01 and 60-4,132 to 60-4,172 and section
2 40 of this act shall apply to the operation of any commercial motor
3 vehicle.

4 (2) For purposes of such sections:

5 (a) Disqualification means:

6 (i) The suspension, revocation, cancellation, or any other
7 withdrawal by a state of a person's privilege to operate a commercial
8 motor vehicle;

9 (ii) A determination by the Federal Motor Carrier Safety
10 Administration, under the rules of practice for motor carrier safety
11 contained in 49 C.F.R. part 386, that a person is no longer qualified to
12 operate a commercial motor vehicle under 49 C.F.R. part 391; or

13 (iii) The loss of qualification which automatically follows
14 conviction of an offense listed in 49 C.F.R. 383.51;

15 (b) Downgrade means the state:

16 (i) Allows the driver of a commercial motor vehicle to change his or
17 her self-certification to interstate, but operating exclusively in
18 transportation or operation excepted from 49 C.F.R. part 391, as provided
19 in 49 C.F.R. 390.3(f), 391.2, 391.68, or 398.3;

20 (ii) Allows the driver of a commercial motor vehicle to change his
21 or her self-certification to intrastate only, if the driver qualifies
22 under a state's physical qualification requirements for intrastate only;

23 (iii) Allows the driver of a commercial motor vehicle to change his
24 or her certification to intrastate, but operating exclusively in
25 transportation or operations excepted from all or part of a state driver
26 qualification requirement; or

27 (iv) Removes the commercial driver's license privilege from the
28 operator's license;

29 (c) Employee means any operator of a commercial motor vehicle,
30 including full-time, regularly employed drivers; casual, intermittent, or
31 occasional drivers; and leased drivers and independent, owner-operator

1 contractors, while in the course of operating a commercial motor vehicle,
2 who are either directly employed by or under lease to an employer;

3 (d) Employer means any person, including the United States, a state,
4 the District of Columbia, or a political subdivision of a state, that
5 owns or leases a commercial motor vehicle or assigns employees to operate
6 a commercial motor vehicle;

7 (e) Endorsement means an authorization to an individual's CLP-
8 commercial learner's permit or commercial driver's license required to
9 permit the individual to operate certain types of commercial motor
10 vehicles;

11 (f) Foreign means outside the fifty United States and the District
12 of Columbia;

13 (g) Imminent hazard means the existence of a condition relating to
14 hazardous material that presents a substantial likelihood that death,
15 serious illness, severe personal injury, or a substantial endangerment to
16 health, property, or the environment may occur before the reasonably
17 foreseeable completion date of a formal proceeding begun to lessen the
18 risk of that death, illness, injury, or endangerment;

19 (h) Issue and issuance means initial issuance, transfer, renewal, or
20 upgrade of a ~~CLP-commercial learner's permit,~~ commercial driver's
21 license, ~~nondomiciled CLP-commercial learner's permit,~~ or nondomiciled
22 commercial driver's license, or issuance, transfer, or upgrade of a CLP-
23 commercial learner's permit or nondomiciled CLP-commercial learner's
24 permit, as described in 49 C.F.R. 383.73;

25 (i) Medical examiner means an individual certified by the Federal
26 Motor Carrier Safety Administration and listed on the National Registry
27 of Certified Medical Examiners in accordance with 49 C.F.R. part 390,
28 subpart D;

29 (j) Medical examiner's certificate means a form meeting the
30 requirements of 49 C.F.R. 391.43 issued by a medical examiner in
31 compliance with such regulation;

1 (k) Medical variance means the Federal Motor Carrier Safety
2 Administration has provided a driver with either an exemption letter
3 permitting operation of a commercial motor vehicle pursuant to 49 C.F.R.
4 381, subpart C, or 49 C.F.R. 391.64 or a Skill Performance Evaluation
5 Certificate permitting operation of a commercial motor vehicle pursuant
6 to 49 C.F.R. 391.49;

7 (l) Nondomiciled CLP-commercial learner's permit or nondomiciled
8 commercial driver's license means a CLP-commercial learner's permit or
9 commercial driver's license, respectively, issued by this state or other
10 jurisdiction under either of the following two conditions:

11 (i) To an individual domiciled in a foreign country meeting the
12 requirements of 49 C.F.R. 383.23(b)(1); or

13 (ii) To an individual domiciled in another state meeting the
14 requirements of 49 C.F.R. 383.23(b)(2);

15 (m) Representative vehicle means a motor vehicle which represents
16 the type of motor vehicle that a driver applicant operates or expects to
17 operate;

18 (n) State means a state of the United States and the District of
19 Columbia;

20 (o) State of domicile means that state where a person has his or her
21 true, fixed, and permanent home and principal residence and to which he
22 or she has the intention of returning whenever he or she is absent;

23 (p) Tank vehicle means any commercial motor vehicle that is designed
24 to transport any liquid or gaseous materials within a tank or tanks that
25 have an individual rated capacity of more than one hundred nineteen
26 gallons and an aggregate rated capacity of one thousand gallons or more
27 and that are either permanently or temporarily attached to the vehicle or
28 the chassis. A commercial motor vehicle transporting an empty storage
29 container tank, not designed for transportation, with a rated capacity of
30 one thousand gallons or more that is temporarily attached to a flatbed
31 trailer is not considered a tank vehicle;

1 (q) Third-party skills test examiner means a person employed by a
2 third-party tester who is authorized by this state to administer the
3 commercial driver's license skills tests specified in 49 C.F.R. part 383,
4 subparts G and H;

5 (r) Third-party tester means a person, including, but not limited
6 to, another state, a motor carrier, a private driver training facility or
7 other private institution, or a department, agency, or instrumentality of
8 a local government, authorized by this state to employ skills test
9 examiners to administer the commercial driver's license skills tests
10 specified in 49 C.F.R. part 383, subparts G and H;

11 (s) United States means the fifty states and the District of
12 Columbia; and

13 (t) Vehicle group means a class or type of vehicle with certain
14 operating characteristics.

15 Sec. 32. Section 60-4,131.01, Reissue Revised Statutes of Nebraska,
16 is amended to read:

17 60-4,131.01 Sections 60-462.01 and 60-4,132 to 60-4,172 and section
18 40 of this act shall not apply to individuals who operate commercial
19 motor vehicles for military purposes, including and limited to:

20 (1) Active duty military personnel;

21 (2) Members of the military reserves, other than military
22 technicians;

23 (3) Active duty United States Coast Guard personnel; and

24 (4) Members of the National Guard on active duty, including:

25 (a) Personnel on full-time National Guard duty;

26 (b) Personnel on part-time National Guard training; and

27 (c) National Guard military technicians required to wear military
28 uniforms.

29 Such individuals must have a valid military driver's license unless
30 such individual is operating the vehicle under written orders from a
31 commanding officer in an emergency declared by the federal government or

1 by the State of Nebraska.

2 Sec. 33. Section 60-4,132, Revised Statutes Supplement, 2023, is
3 amended to read:

4 60-4,132 The purposes of sections 60-462.01, 60-4,133, and 60-4,137
5 to 60-4,172 and section 40 of this act are to implement the requirements
6 mandated by the federal Commercial Motor Vehicle Safety Act of 1986, 49
7 U.S.C. 31100 et seq., the federal Motor Carrier Safety Improvement Act of
8 1999, Public Law 106-159, 49 U.S.C. 101 et seq., section 1012 of the
9 federal Uniting and Strengthening America by Providing Appropriate Tools
10 Required to Intercept and Obstruct Terrorism Act of 2001, USA PATRIOT
11 Act, 49 U.S.C. 5103a, and federal regulations as such acts and
12 regulations existed on January 1, 2024 ~~2023~~, and to reduce or prevent
13 commercial motor vehicle accidents, fatalities, and injuries by: (1)
14 Permitting drivers to hold only one operator's license; (2) disqualifying
15 drivers for specified offenses and serious traffic violations; and (3)
16 strengthening licensing and testing standards.

17 Sec. 34. Section 60-4,134, Revised Statutes Supplement, 2023, is
18 amended to read:

19 60-4,134 In conformance with section 7208 of the federal Fixing
20 America's Surface Transportation Act and 49 C.F.R. 383.3(i), as such
21 section and regulation existed on January 1, 2024 ~~2023~~, no hazardous
22 materials endorsement authorizing the holder of a Class A commercial
23 driver's license to operate a commercial motor vehicle transporting
24 diesel fuel shall be required if such driver is (1) operating within the
25 state and acting within the scope of his or her employment as an employee
26 of a custom harvester operation, an agrichemical business, a farm retail
27 outlet and supplier, or a livestock feeder and (2) operating a service
28 vehicle that is (a) transporting diesel in a quantity of one thousand
29 gallons or less and (b) clearly marked with a flammable or combustible
30 placard, as appropriate.

31 Sec. 35. Section 60-4,139, Reissue Revised Statutes of Nebraska, is

1 amended to read:

2 60-4,139 Any nonresident may operate a commercial motor vehicle upon
3 the highways of this state if:

4 (1) Such ~~such~~ nonresident has in his or her immediate possession a
5 valid commercial driver's license or a valid commercial learner's permit
6 issued by his or her state of residence or by a jurisdiction with
7 standards that are in accord with 49 C.F.R. parts 383 and 391; ~~and~~

8 (2) The ~~the~~ license or permit is not suspended, revoked, or
9 canceled; ~~and~~

10 (3) Such ~~such~~ nonresident is not disqualified from operating a
11 commercial motor vehicle; ~~and~~

12 (4) The ~~the~~ commercial motor vehicle is not operated in violation of
13 any downgrade; ~~and~~

14 (5) Such nonresident does not have a status of prohibited in the
15 federal Drug and Alcohol Clearinghouse.

16 Sec. 36. Section 60-4,142, Revised Statutes Supplement, 2023, is
17 amended to read:

18 60-4,142 Any resident or nondomiciled applicant may obtain a CLP-
19 commercial learner's permit from the department by making application to
20 licensing staff of the department. An applicant shall present proof to
21 licensing staff that he or she holds a valid Class 0 license or
22 commercial driver's license or a foreign nondomiciled applicant shall
23 successfully complete the requirements for the Class 0 license before a
24 CLP-commercial learner's permit is issued. An applicant shall also
25 successfully complete the commercial driver's license general knowledge
26 examination under section 60-4,155 and examinations for all previously
27 issued endorsements as provided in 49 C.F.R. 383.25(a)(3) and 49 C.F.R.
28 383.153(b)(2)(vii). Upon application, the examination may be waived if
29 the applicant presents (1) a Nebraska commercial driver's license which
30 is valid or has been expired for less than one year or (2) a valid
31 commercial driver's license from another state. The CLP-commercial

1 learner's permit shall be valid for one year from the date of issuance.
2 The successful applicant shall pay the fee prescribed in section 60-4,115
3 for the issuance ~~or renewal~~ of a CLP-commercial learner's permit.

4 Sec. 37. Section 60-4,143, Reissue Revised Statutes of Nebraska, is
5 amended to read:

6 60-4,143 (1) No commercial driver's license or CLP-commercial
7 learner's permit shall, under any circumstances, be issued to any person
8 who has not attained the age of eighteen years.

9 (2) A commercial driver's license or CLP-commercial learner's permit
10 shall not be issued to any person:

11 (a) During ~~during~~ the period the person is subject to a
12 disqualification in this or any other state; ~~or~~

13 (b) While ~~while~~ the person's operator's license is suspended,
14 revoked, or canceled in this or any other state; ~~or~~

15 (c) When ~~when~~ the Commercial Driver License Information System
16 indicates "not-certified"; ~~or~~

17 (d) When a federal Drug and Alcohol Clearinghouse query indicates
18 "prohibited".

19 (3) The department shall not issue any commercial driver's license
20 to any person unless the person applying for a commercial driver's
21 license first surrenders to the department all operators' licenses issued
22 to such person by this or any other state. Any operator's license issued
23 by another state which is surrendered to the department shall be
24 destroyed, and the director shall send notice to the other state that the
25 operator's license has been surrendered.

26 Sec. 38. Section 60-4,144, Revised Statutes Supplement, 2023, is
27 amended to read:

28 60-4,144 (1) An applicant for issuance of any original or renewal
29 commercial driver's license or an applicant for a change of class of
30 commercial motor vehicle, endorsement, or restriction shall demonstrate
31 his or her knowledge and skills for operating a commercial motor vehicle

1 as prescribed in the Motor Vehicle Operator's License Act. An applicant
2 for a commercial driver's license shall provide the information and
3 documentation required by this section and section 60-4,144.01. Such
4 information and documentation shall include any additional information
5 required by 49 C.F.R. parts 383 and 391 and also include:

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

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

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

24 (b) The applicant's social security number shall not be printed on
25 the CLP-commercial learner's permit or commercial driver's license and
26 shall be used only (i) to furnish information to the United States
27 Selective Service System under section 60-483, (ii) with the permission
28 of the director in connection with the certification of the status of an
29 individual's driving record in this state or any other state, (iii) for
30 purposes of child support enforcement pursuant to section 42-358.08 or
31 43-512.06, (iv) to furnish information regarding an applicant for or

1 holder of a commercial driver's license with a hazardous materials
2 endorsement to the Transportation Security Administration of the United
3 States Department of Homeland Security or its agent, (v) to furnish
4 information to the Department of Revenue under section 77-362.02, ~~or~~ (vi)
5 to furnish information to the Secretary of State for purposes of the
6 Election Act, or (vii) to query the federal Drug and Alcohol
7 Clearinghouse.

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

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

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

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

20 (i) A valid, unexpired United States passport;

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

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

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

29 (v) An unexpired employment authorization document issued by the
30 United States Department of Homeland Security;

31 (vi) An unexpired foreign passport with a valid, unexpired United

1 States visa affixed accompanied by the approved form documenting the
2 applicant's most recent admittance into the United States;

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

5 (viii) A Certificate of Citizenship issued by the United States
6 Department of Homeland Security;

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

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

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

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

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

27 (f)(i) ~~Any~~ ~~On a date determined by the director but not later than~~
28 ~~November 1, 2023,~~ any person assigned a parolee immigration status by the
29 United States Department of Homeland Security may apply for and be issued
30 a CLP-commercial learner's permit or commercial driver's license that is
31 not in compliance with the federal REAL ID Act of 2005, Public Law

1 109-13, if the person:

2 (A) Possessed an unexpired foreign passport issued to such person at
3 the time of such person's entry into the United States of America; and

4 (B) Fulfills the requirements of subdivision (2)(a) of this section
5 and such requirements are verified pursuant to section 60-484.06.

6 (ii) Any CLP-commercial learner's permit or commercial driver's
7 license issued under this subsection is otherwise subject to all laws
8 relating to CLP-commercial learner's permits or commercial driver's
9 licenses.

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

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

20 (i) A valid, unexpired United States passport;

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

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

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

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

31 (vi) A valid, unexpired Permanent Resident Card issued by the United

1 States Department of Homeland Security or United States Citizenship and
2 Immigration Services.

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

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

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

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

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

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

31 (ii) After receipt of the nondomiciled CLP-commercial learner's

1 permit or nondomiciled commercial driver's license and, for as long as
2 the permit or license is valid, notify the Department of Motor Vehicles
3 of any adverse action taken by any jurisdiction or governmental agency,
4 foreign or domestic, against his or her driving privileges. Such adverse
5 actions include, but are not limited to, license disqualification or
6 disqualification from operating a commercial motor vehicle for the
7 convictions described in 49 C.F.R. 383.51. Notifications shall ~~must~~ be
8 made within the time periods specified in 49 C.F.R. 383.33; and

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

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

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

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

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

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

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

30 (e) Do you wish to donate \$1 to promote the Organ and Tissue Donor
31 Awareness and Education Fund?

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

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

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

18 Sec. 39. Section 60-4,144.03, Reissue Revised Statutes of Nebraska,
19 is amended to read:

20 60-4,144.03 (1) The department shall issue a CLP-commercial
21 learner's permit or a commercial driver's license that is temporary only
22 to any applicant who presents documentation under section 60-4,144 that
23 shows his or her authorized stay in the United States is temporary. A
24 CLP-commercial learner's permit or a commercial driver's license that is
25 temporary shall be valid only during the period of time of the
26 applicant's authorized stay in the United States or, if there is no
27 definite end to the period of authorized stay, a period of one year.

28 (2) A CLP-commercial learner's permit or a commercial driver's
29 license that is temporary shall clearly indicate that it is temporary
30 with a special notation that states the date on which it expires.

31 (3) A ~~CLP-commercial learner's permit or a~~ commercial driver's

1 license that is temporary may be renewed only upon presentation of valid
2 documentary evidence that the status, by which the applicant qualified
3 for the ~~CLP-commercial learner's permit~~ or commercial driver's license
4 that is temporary, has been extended by the United States Department of
5 Homeland Security.

6 Sec. 40. (1) Beginning November 18, 2024, in compliance with 49
7 C.F.R. part 382, within sixty calendar days of receiving notification
8 from the Federal Motor Carrier Safety Administration that a driver is
9 prohibited from operating a commercial motor vehicle due to a drug or
10 alcohol violation, the department shall:

11 (a) Update the Commercial Driver License Information System driver
12 record to include the information provided in the notification;

13 (b) Notify the holder of the commercial driver's license or CLP-
14 commercial learner's permit of such holder's prohibited status and that
15 the commercial driver's license privilege or CLP-commercial learner's
16 permit privilege will be removed from such license or permit; and

17 (c) Downgrade such license and cancel the permit for holders of a
18 CLP-commercial learner's permit pursuant to established procedures of the
19 department and, if applicable, update the driver's record maintained by
20 the department.

21 (2) Beginning November 18, 2024, in compliance with 49 C.F.R. part
22 382, within ten calendar days of receiving notification from the Federal
23 Motor Carrier Safety Administration that a driver was erroneously
24 identified as prohibited on the federal Drug and Alcohol Clearinghouse,
25 the department shall:

26 (a) Restore the commercial driving privilege as it existed before
27 the erroneous notification;

28 (b) Notify the holder of the commercial driver's license or CLP-
29 commercial learner's permit of:

30 (i) Such holder's updated status; and

31 (ii) Procedures the driver shall follow to reinstate such driver's

1 license or permit; and

2 (c) Expunge the Commercial Driver License Information System driver
3 record or motor vehicle record of any reference to the erroneous
4 prohibited status.

5 Sec. 41. Section 60-4,146.01, Reissue Revised Statutes of Nebraska,
6 is amended to read:

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

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

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

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

31 (ii) Has not been subject to any order of suspension, revocation, or

1 cancellation of any type;

2 (iii) Has no convictions involving any type or classification of
3 motor vehicle of the disqualification offenses enumerated in sections
4 60-4,168 and 60-4,168.01; and

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

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

12 ~~(3)(a) Until January 1, 2022, the commercial motor vehicle operating~~
13 ~~privilege as conferred by the restricted commercial driver's license~~
14 ~~shall be valid for five years if annually revalidated by the seasonal~~
15 ~~permit which shall be valid for no more than one hundred eighty~~
16 ~~consecutive days in any twelve-month period. To revalidate the restricted~~
17 ~~commercial driver's license, the applicant shall meet the requirements of~~
18 ~~subsection (2) of this section and shall designate a time period he or~~
19 ~~she desires the commercial motor vehicle operating privilege to be valid.~~
20 ~~The time period designated by the applicant shall appear and be clearly~~
21 ~~indicated on the seasonal permit. A seasonal permit shall not be issued~~
22 ~~to any person more than once in any twelve-month period. The holder of a~~
23 ~~restricted commercial driver's license shall operate commercial motor~~
24 ~~vehicles in the course or scope of his or her employment within one~~
25 ~~hundred fifty miles of the employer's place of business or the farm or~~
26 ~~ranch currently being served.~~

27 (3)(a) ~~(b)~~ Beginning January 1, 2022, the restricted commercial
28 driver's license shall be valid for five years and shall clearly indicate
29 the commercial motor vehicle operating privilege for the seasonal period
30 of validity on the back of the restricted commercial driver's license.
31 The seasonal period of validity shall be valid for no more than one

1 hundred eighty consecutive days in any twelve-month period. The applicant
2 shall designate the seasonal period of validity when making application
3 for the restricted commercial driver's license. The holder of the
4 restricted commercial driver's license may change the seasonal period of
5 validity by renewing or obtaining a replacement of the restricted
6 commercial driver's license. The holder of a restricted commercial
7 driver's license shall operate commercial motor vehicles in the course or
8 scope of his or her employment within one hundred fifty miles of the
9 employer's place of business or the farm or ranch currently being served.
10 The department shall annually revalidate the restricted commercial
11 driver's license to confirm that the holder of the restricted commercial
12 driver's license meets the requirements of subsection (2) of this
13 section. If the holder of the restricted commercial driver's license does
14 not meet the requirements of subsection (2) of this section upon
15 revalidation, the department shall provide notice to the holder that the
16 restricted commercial driver's license is canceled and the holder shall
17 ~~must~~ apply for a Class 0 operator's license within thirty calendar days
18 after the date notice was sent.

19 (b) Beginning January 1, 2025, the restricted commercial driver's
20 license shall be valid for five years and shall clearly indicate the
21 commercial motor vehicle operating privilege for the seasonal period of
22 validity on the back of the restricted commercial driver's license. The
23 seasonal period of validity shall be valid for no more than two hundred
24 ten days in any calendar year. The applicant shall designate the seasonal
25 period of validity when making application for the restricted commercial
26 driver's license. The holder of the restricted commercial driver's
27 license may change the seasonal period of validity by renewing or
28 obtaining a replacement of the restricted commercial driver's license.
29 The holder of a restricted commercial driver's license shall operate
30 commercial motor vehicles in the course or scope of his or her employment
31 within one hundred fifty miles of the employer's place of business or the

1 farm or ranch currently being served. The department shall annually
2 revalidate the restricted commercial driver's license to confirm that the
3 holder of the restricted commercial driver's license meets the
4 requirements of subsection (2) of this section. If the holder of the
5 restricted commercial driver's license does not meet the requirements of
6 subsection (2) of this section upon revalidation, the department shall
7 provide notice to the holder that the restricted commercial driver's
8 license is canceled and the holder must apply for a Class 0 operator's
9 license within thirty calendar days after the date notice was sent.

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

16 (5) The Department of Motor Vehicles may adopt and promulgate rules
17 and regulations to carry out the requirements of this section.

18 (6) For purposes of this section:

19 (a) Agricultural chemical business means any business that
20 transports agricultural chemicals predominately to or from a farm or
21 ranch;

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

27 (c) Retail agricultural outlet or supplier means any retail outlet
28 or supplier that transports either agricultural products, farm machinery,
29 farm supplies, or both, predominately to or from a farm or ranch. ~~;~~ ~~and~~

30 ~~(d) Seasonal commercial motor vehicle operator means any person who,~~
31 ~~exclusively on a seasonal basis, operates a commercial motor vehicle for~~

1 ~~a farm-related or ranch-related service industry.~~

2 Sec. 42. Section 60-4,147.02, Revised Statutes Supplement, 2023, is
3 amended to read:

4 60-4,147.02 No endorsement authorizing the driver to operate a
5 commercial motor vehicle transporting hazardous materials shall be
6 issued, renewed, or transferred by the Department of Motor Vehicles
7 unless the endorsement is issued, renewed, or transferred in conformance
8 with the requirements of section 1012 of the federal Uniting and
9 Strengthening America by Providing Appropriate Tools Required to
10 Intercept and Obstruct Terrorism Act of 2001, USA PATRIOT Act, 49 U.S.C.
11 5103a, including all amendments and federal regulations adopted pursuant
12 thereto as of January 1, 2024 ~~2023~~, for the issuance of licenses to
13 operate commercial motor vehicles transporting hazardous materials.

14 Sec. 43. Section 60-4,148, Reissue Revised Statutes of Nebraska, is
15 amended to read:

16 60-4,148 (1) All commercial drivers' licenses shall be issued by the
17 department as provided in sections 60-4,148.01 and 60-4,149. Successful
18 applicants shall pay the fee and surcharge prescribed in section
19 60-4,115.

20 (2) Any person making application to add or remove a class of
21 commercial motor vehicle, any endorsement, or any restriction to or from
22 a previously issued and outstanding commercial driver's license shall pay
23 the fee and surcharge prescribed in section 60-4,115. ~~The fee for an
24 original or renewal seasonal permit to revalidate the restricted
25 commercial motor vehicle operating privilege to a previously issued and
26 outstanding restricted commercial driver's license shall be the fee and
27 surcharge prescribed in section 60-4,115.~~

28 Sec. 44. Section 60-4,148.01, Reissue Revised Statutes of Nebraska,
29 is amended to read:

30 60-4,148.01 (1) The department may develop and offer methods for
31 successful applicants to obtain, renew, and replace commercial drivers'

1 licenses electronically and for the electronic ~~renewal and~~ replacement of
2 ~~commercial drivers' licenses and~~ CLP-commercial learners' permits.

3 (2)(a) An applicant who has successfully passed the knowledge and
4 skills tests for a commercial driver's license pursuant to section
5 60-4,149 and who has a digital image and digital signature preserved in
6 the digital system that is not more than ten years old may obtain a
7 commercial driver's license using the preserved digital image and digital
8 signature by electronic means in a manner prescribed by the department
9 pursuant to this subsection.

10 (b) To be eligible to obtain a license pursuant to this subsection:

11 (i) There shall ~~must~~ have been no changes to the applicant's name
12 since his or her most recent application for a CLP-commercial learner's
13 permit;

14 (ii) The new license shall ~~must~~ not contain a hazardous materials
15 endorsement;

16 (iii) The applicant shall ~~must~~ meet the requirements of section
17 60-4,144 and submit the information and documentation and make the
18 certifications required under section 60-4,144; and

19 (iv) The applicant shall ~~must~~ satisfy any other eligibility criteria
20 that the department may prescribe pursuant to subsection (6) of this
21 section.

22 (c) The successful applicant shall pay the fee and surcharge
23 prescribed in section 60-4,115. Upon receipt of such fee and surcharge
24 and an application it deems satisfactory, the department shall deliver
25 the license by mail.

26 (3)(a) An applicant whose commercial driver's license ~~or CLP-~~
27 ~~commercial learner's permit~~ expires prior to his or her seventy-second
28 birthday and who has a digital image and digital signature preserved in
29 the digital system may, once every ten years, renew such license ~~or~~
30 ~~permit~~ using the preserved digital image and digital signature by
31 electronic means in a manner prescribed by the department pursuant to

1 this subsection.

2 (b) To be eligible for renewal under this subsection:

3 (i) The renewal shall ~~must~~ be prior to or within one year after
4 expiration of such license ~~or permit~~;

5 (ii) The driving record abstract maintained in the department's
6 computerized records shall ~~must~~ show that such license ~~or permit~~ is not
7 suspended, revoked, canceled, or disqualified;

8 (iii) There shall ~~must~~ be no changes to the applicant's name or to
9 the class, endorsements, or restrictions on such license ~~or permit~~;

10 (iv) The applicant shall ~~must~~ not hold a hazardous materials
11 endorsement or shall ~~must~~ relinquish such endorsement;

12 (v) The applicant shall ~~must~~ meet the requirements of section
13 60-4,144 and submit the information and documentation and make the
14 certifications required under section 60-4,144; and

15 (vi) The applicant shall ~~must~~ satisfy any other eligibility criteria
16 that the department may prescribe pursuant to subsection (6) of this
17 section.

18 (c) Every applicant seeking renewal of his or her commercial
19 driver's license shall ~~or CLP-commercial learner's permit must~~ apply for
20 renewal in person at least once every ten years and have a new digital
21 image and digital signature captured.

22 (d) An applicant seeking renewal under this subsection (3) shall pay
23 the fee and surcharge prescribed in section 60-4,115. Upon receipt of
24 such fee and surcharge and an application it deems satisfactory, the
25 department shall deliver the renewal license or permit by mail.

26 (4)(a) Any person holding a commercial driver's license or CLP-
27 commercial learner's permit who has a digital image and digital signature
28 not more than ten years old preserved in the digital system and who loses
29 his or her license or permit, who requires issuance of a replacement
30 license or permit because of a change of address, or whose license or
31 permit is mutilated or unreadable may obtain a replacement commercial

1 driver's license or CLP-commercial learner's permit using the preserved
2 digital image and digital signature by electronic means in a manner
3 prescribed by the department pursuant to this subsection.

4 (b) To be eligible to obtain a replacement license or permit
5 pursuant to this subsection:

6 (i) There shall ~~must~~ be no changes to the applicant's name and no
7 changes to the class, endorsements, or restrictions on such license or
8 permit;

9 (ii) The applicant shall ~~must~~ meet the requirements of section
10 60-4,144 and submit the information and documentation and make the
11 certifications required under section 60-4,144; and

12 (iii) The applicant shall ~~must~~ satisfy any other eligibility
13 criteria that the department may prescribe pursuant to subsection (6) of
14 this section.

15 (c) An application for a replacement license or permit because of a
16 change of address shall be made within sixty days after the change of
17 address.

18 (d) An applicant seeking replacement under this subsection (4) shall
19 pay the fee and surcharge prescribed in section 60-4,115. Upon receipt of
20 such fee and surcharge and an application it deems satisfactory, the
21 department shall deliver the replacement license or permit by mail. The
22 replacement license or permit shall be subject to the provisions of
23 subsection (4) of section 60-4,150.

24 (5) An application to obtain, renew, or replace a commercial
25 driver's license or to ~~renew or replace a commercial driver's license or~~
26 CLP-commercial learner's permit because of a change of name may not be
27 made electronically pursuant to this section and shall be made in person
28 at a licensing station within sixty days after the change of name.

29 (6) The department may adopt and promulgate rules and regulations
30 governing eligibility for the use of electronic methods for successful
31 applicants to obtain, renew, or replace commercial drivers' licenses and

1 for the ~~renewal and replacement of commercial drivers' licenses and~~ CLP-
2 commercial learners' permits, taking into consideration medical and
3 vision requirements, safety concerns, and any other factors consistent
4 with the purposes of the Motor Vehicle Operator's License Act that the
5 director deems relevant.

6 Sec. 45. Section 60-4,149, Reissue Revised Statutes of Nebraska, is
7 amended to read:

8 60-4,149 (1) The director shall appoint as his or her agents one or
9 more department personnel who shall examine all applicants for a
10 commercial driver's license or a CLP-commercial learner's permit as
11 provided in section 60-4,144. The same department personnel may be
12 assigned to one or more counties by the director. In counties in which
13 the county treasurer collects the fees and issues receipts, the county
14 shall furnish office space for the administration of the license or
15 permit examination. Department personnel shall conduct the examination of
16 applicants and deliver to each successful applicant an issuance
17 certificate or receipt. The certificate may be presented to the county
18 treasurer within ninety days after issuance, and the county treasurer
19 shall collect the fee and surcharge as provided in section 60-4,115 and
20 issue a receipt which is valid for up to thirty days. If a commercial
21 driver's license or CLP-commercial learner's permit is being issued, the
22 receipt shall also authorize driving privileges for such thirty-day
23 period. If department personnel refuse to issue an issuance certificate
24 or receipt, the department personnel shall state such cause in writing
25 and deliver such written cause to the applicant.

26 (2)(a) The segments of the driving skills examination shall be
27 administered and successfully completed in the following order: Pre-trip
28 inspection, basic vehicle control skills, and on-road skills. If an
29 applicant fails one segment of the driving skills examination, ~~the~~ ~~÷~~ ~~(i)~~
30 ~~The~~ applicant cannot continue to the next segment of the examination. ~~÷~~
31 and

1 ~~(ii) Scores for the passed segments of the examination are only~~
2 ~~valid during initial issuance of a CLP-commercial learner's permit. If a~~
3 ~~CLP-commercial learner's permit is renewed, all three segments of the~~
4 ~~skills examination must be retaken.~~

5 (b) Passing scores for the knowledge and skills tests shall ~~must~~
6 meet the standards contained in 49 C.F.R. 383.135.

7 (3) Except as provided for in sections 60-4,157 and 60-4,158, all
8 commercial driver's license examinations shall be conducted by department
9 personnel designated by the director. Each successful applicant shall be
10 issued a certificate or receipt entitling the applicant to secure a
11 commercial driver's license. If department personnel refuse to issue such
12 certificate or receipt, he or she shall state such cause in writing and
13 deliver the same to the applicant. Department personnel shall not be
14 required to hold a commercial driver's license to administer a driving
15 skills examination and occupy the seat beside an applicant for a
16 commercial driver's license.

17 (4) The successful applicant shall, within ten days after renewal or
18 within twenty-four hours after initial issuance, pay the fee and
19 surcharge as provided in section 60-4,115. A receipt with driving
20 privileges which is valid for up to thirty days shall be issued. The
21 commercial driver's license shall be delivered to the applicant as
22 provided in section 60-4,113.

23 (5) In lieu of proceeding under subsection (4) of this section, the
24 successful applicant may pay the fee and surcharge as provided in section
25 60-4,115 and electronically submit an application prescribed by the
26 department in a manner prescribed by the department pursuant to section
27 60-4,148.01.

28 Sec. 46. Section 60-4,150, Reissue Revised Statutes of Nebraska, is
29 amended to read:

30 60-4,150 (1) Any person holding a commercial driver's license or
31 CLP-commercial learner's permit who loses his or her license or permit,

1 who requires issuance of a replacement license or permit because of a
2 change of name or address, or whose license or permit is mutilated or
3 unreadable may obtain a replacement commercial driver's license or CLP-
4 commercial learner's permit by filing an application pursuant to this
5 section and by furnishing proof of identification in accordance with
6 section 60-4,144. Any person seeking a replacement license or permit for
7 such reasons, except because of a change of name, may also obtain a
8 replacement license or permit by submitting an electronic application
9 pursuant to section 60-4,148.01.

10 (2) An application for a replacement license or permit because of a
11 change of name or address shall be made within sixty days after the
12 change of name or address.

13 (3) A replacement commercial driver's license or CLP-commercial
14 learner's permit issued pursuant to this section shall be delivered to
15 the applicant as provided in section 60-4,113 after department personnel
16 or the county treasurer collects the fee and surcharge prescribed in
17 section 60-4,115 and issues the applicant a receipt with driving
18 privileges which is valid for up to thirty days. Replacement commercial
19 drivers' licenses or CLP-commercial learners' permits issued pursuant to
20 this section shall be issued in the manner provided for the issuance of
21 original and renewal commercial drivers' licenses or the issuance of
22 permits as provided for by section 60-4,149.

23 (4) Upon issuance of any replacement commercial driver's license or
24 permit, the commercial driver's license or CLP-commercial learner's
25 permit for which the replacement license or permit is issued shall be
26 void. Each replacement commercial driver's license or CLP-commercial
27 learner's permit shall be issued with the same expiration date as the
28 license or permit for which the replacement is issued. The replacement
29 license or permit shall also state the new issuance date.

30 Sec. 47. Section 60-4,151, Reissue Revised Statutes of Nebraska, is
31 amended to read:

1 60-4,151 (1)(a) The commercial driver's license shall be
2 conspicuously marked Nebraska Commercial Driver's License and shall be,
3 to the maximum extent practicable, tamper and forgery proof. The
4 commercial driver's license shall be marked Nondomiciled if the license
5 is a nondomiciled commercial driver's license.

6 (b) The form of the commercial driver's license shall also comply
7 with section 60-4,117.

8 (2) The RC DL-restricted commercial driver's license shall be
9 conspicuously marked Nebraska Restricted Commercial Driver's License and
10 shall be, to the maximum extent practicable, tamper and forgery proof.
11 The RC DL-restricted commercial driver's license shall contain such
12 additional information as deemed necessary by the director.

13 ~~(3) The SEP-seasonal permit shall contain such information as deemed~~
14 ~~necessary by the director but shall include the time period during which~~
15 ~~the commercial motor vehicle operating privilege is effective. The SEP-~~
16 ~~seasonal permit shall be valid only when held in conjunction with an~~
17 ~~RC DL-restricted commercial driver's license.~~

18 (3) ~~(4)~~ The CLP-commercial learner's permit shall be conspicuously
19 marked Nebraska Commercial Learner's Permit and shall be, to the maximum
20 extent practicable, tamper and forgery proof. The permit shall also be
21 marked Nondomiciled if the permit is a nondomiciled CLP-commercial
22 learner's permit.

23 Sec. 48. Section 60-4,168, Revised Statutes Supplement, 2023, is
24 amended to read:

25 60-4,168 (1) Except as provided in subsections (2) and (3) of this
26 section, a person shall be disqualified from operating a commercial motor
27 vehicle for one year upon his or her first conviction, after April 1,
28 1992, in this or any other state for:

29 (a) Operating a commercial motor vehicle in violation of section
30 60-6,196 or 60-6,197 or under the influence of a controlled substance or,
31 beginning September 30, 2005, operating any motor vehicle in violation of

1 section 60-6,196 or 60-6,197 or under the influence of a controlled
2 substance;

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

5 (c) Leaving the scene of an accident involving a commercial motor
6 vehicle operated by the person or, beginning September 30, 2005, leaving
7 the scene of an accident involving any motor vehicle operated by the
8 person;

9 (d) Using a commercial motor vehicle in the commission of a felony
10 other than a felony described in subdivision (3)(b) of this section or,
11 beginning September 30, 2005, using any motor vehicle in the commission
12 of a felony other than a felony described in subdivision (3)(b) of this
13 section;

14 (e) Beginning September 30, 2005, operating a commercial motor
15 vehicle after his or her commercial driver's license has been suspended,
16 revoked, or canceled or the driver is disqualified from operating a
17 commercial motor vehicle; or

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

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

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

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

1 (b) Beginning September 30, 2005, used a motor vehicle in the
2 commission of a felony involving the manufacturing, distributing, or
3 dispensing of a controlled substance; or

4 (c) Used a commercial motor vehicle in the commission of a felony
5 involving an act or practice of severe forms of trafficking in persons,
6 as defined and described in 22 U.S.C. 7102(11), as such section existed
7 on January 1, 2024 ~~2023~~.

8 (4)(a) A person is disqualified from operating a commercial motor
9 vehicle for a period of not less than sixty days if he or she is
10 convicted in this or any other state of two serious traffic violations,
11 or not less than one hundred twenty days if he or she is convicted in
12 this or any other state of three serious traffic violations, arising from
13 separate incidents occurring within a three-year period while operating a
14 commercial motor vehicle.

15 (b) A person is disqualified from operating a commercial motor
16 vehicle for a period of not less than sixty days if he or she is
17 convicted in this or any other state of two serious traffic violations,
18 or not less than one hundred twenty days if he or she is convicted in
19 this or any other state of three serious traffic violations, arising from
20 separate incidents occurring within a three-year period while operating a
21 motor vehicle other than a commercial motor vehicle if the convictions
22 have resulted in the revocation, cancellation, or suspension of the
23 person's operator's license or driving privileges.

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

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

31 (ii) For drivers who are not required to always stop, failing to

1 stop before reaching the crossing, if the tracks are not clear;

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

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

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

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

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

13 (ii) A person shall be disqualified for not less than one hundred
14 twenty days if, during any three-year period, the person is convicted of
15 a second violation described in this subsection in separate incidents.

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

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

23 (7) If the department receives credible information that a CLP-
24 commercial learner's permit holder or a commercial driver's license
25 holder is suspected, but has not been convicted, on or after July 8,
26 2015, of fraud related to the issuance of his or her CLP-commercial
27 learner's permit or commercial driver's license, the department must
28 require the driver to retake the skills and knowledge tests. Within
29 thirty days after receiving notification from the department that
30 retesting is necessary, the affected CLP-commercial learner's permit
31 holder or commercial driver's license holder must make an appointment or

1 otherwise schedule to take the next available test. If the CLP-commercial
2 learner's permit holder or commercial driver's license holder fails to
3 make an appointment within thirty days, the department must disqualify
4 his or her CLP-commercial learner's permit or commercial driver's
5 license. If the driver fails either the knowledge or skills test or does
6 not take the test, the department must disqualify his or her CLP-
7 commercial learner's permit or commercial driver's license. If the holder
8 of a CLP-commercial learner's permit or commercial driver's license has
9 had his or her CLP-commercial learner's permit or commercial driver's
10 license disqualified, he or she must reapply for a CLP-commercial
11 learner's permit or commercial driver's license under department
12 procedures applicable to all applicants for a CLP-commercial learner's
13 permit or commercial driver's license.

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

16 (9) For purposes of this section, conviction means an unvacated
17 adjudication of guilt, or a determination that a person has violated or
18 failed to comply with the law, in a court of original jurisdiction or by
19 an authorized administrative tribunal, an unvacated forfeiture of bail or
20 collateral deposited to secure the person's appearance in court, a plea
21 of guilty or nolo contendere accepted by the court, the payment of a fine
22 or court costs, or a violation of a condition of release without bail,
23 regardless of whether or not the penalty is rebated, suspended, or
24 probated.

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

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

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

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

31 (d) Following the vehicle ahead too closely as described in section

1 60-6,140;

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

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

8 (g) Beginning September 30, 2005, operating a commercial motor
9 vehicle without a commercial driver's license in the operator's
10 possession;

11 (h) Beginning September 30, 2005, operating a commercial motor
12 vehicle without the proper class of commercial driver's license and any
13 endorsements, if required, for the specific vehicle group being operated
14 or for the passengers or type of cargo being transported on the vehicle;

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

17 (j) Using a handheld mobile telephone as described in section
18 60-6,179.02.

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

21 Sec. 49. Section 60-501, Revised Statutes Supplement, 2023, is
22 amended to read:

23 60-501 For purposes of the Motor Vehicle Safety Responsibility Act,
24 unless the context otherwise requires:

25 (1) Department means Department of Motor Vehicles;

26 (2) Former military vehicle means a motor vehicle that was
27 manufactured for use in any country's military forces and is maintained
28 to accurately represent its military design and markings, regardless of
29 the vehicle's size or weight, but is no longer used, or never was used,
30 by a military force;

31 (3) Golf car vehicle means a vehicle that has at least four wheels,

1 has a maximum level ground speed of less than twenty miles per hour, has
2 a maximum payload capacity of one thousand two hundred pounds, has a
3 maximum gross vehicle weight of two thousand five hundred pounds, has a
4 maximum passenger capacity of not more than four persons, and is designed
5 and manufactured for operation on a golf course for sporting and
6 recreational purposes;

7 (4) Judgment means any judgment which shall have become final by the
8 expiration of the time within which an appeal might have been perfected
9 without being appealed, or by final affirmation on appeal, rendered by a
10 court of competent jurisdiction of any state or of the United States, (a)
11 upon a cause of action arising out of the ownership, maintenance, or use
12 of any motor vehicle for damages, including damages for care and loss of
13 services, because of bodily injury to or death of any person or for
14 damages because of injury to or destruction of property, including the
15 loss of use thereof, or (b) upon a cause of action on an agreement of
16 settlement for such damages;

17 (5) License means any license issued to any person under the laws of
18 this state pertaining to operation of a motor vehicle within this state;

19 (6) Low-speed vehicle means a (a) four-wheeled motor vehicle (i)
20 whose speed attainable in one mile is more than twenty miles per hour and
21 not more than twenty-five miles per hour on a paved, level surface, (ii)
22 whose gross vehicle weight rating is less than three thousand pounds, and
23 (iii) that complies with 49 C.F.R. part 571, as such part existed on
24 January 1, 2024 ~~2023~~, or (b) three-wheeled motor vehicle (i) whose
25 maximum speed attainable is not more than twenty-five miles per hour on a
26 paved, level surface, (ii) whose gross vehicle weight rating is less than
27 three thousand pounds, and (iii) which is equipped with a windshield and
28 an occupant protection system. A motorcycle with a sidecar attached is
29 not a low-speed vehicle;

30 (7) Minitruck means a foreign-manufactured import vehicle or
31 domestic-manufactured vehicle which (a) is powered by an internal

1 combustion engine with a piston or rotor displacement of one thousand
2 five hundred cubic centimeters or less, (b) is sixty-seven inches or less
3 in width, (c) has a dry weight of four thousand two hundred pounds or
4 less, (d) travels on four or more tires, (e) has a top speed of
5 approximately fifty-five miles per hour, (f) is equipped with a bed or
6 compartment for hauling, (g) has an enclosed passenger cab, (h) is
7 equipped with headlights, taillights, turnsignals, windshield wipers, a
8 rearview mirror, and an occupant protection system, and (i) has a four-
9 speed, five-speed, or automatic transmission;

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

24 (9) Nonresident means every person who is not a resident of this
25 state;

26 (10) Nonresident's operating privilege means the privilege conferred
27 upon a nonresident by the laws of this state pertaining to the operation
28 by him or her of a motor vehicle or the use of a motor vehicle owned by
29 him or her in this state;

30 (11) Operator means every person who is in actual physical control
31 of a motor vehicle;

1 (12) Owner means a person who holds the legal title of a motor
2 vehicle, or in the event (a) a motor vehicle is the subject of an
3 agreement for the conditional sale or lease thereof with the right of
4 purchase upon performance of the conditions stated in the agreement and
5 with an immediate right of possession vested in the conditional vendee or
6 lessee or (b) a mortgagor of a vehicle is entitled to possession, then
7 such conditional vendee or lessee or mortgagor shall be deemed the owner
8 for the purposes of the act;

9 (13) Person means every natural person, firm, partnership, limited
10 liability company, association, or corporation;

11 (14) Proof of financial responsibility means evidence of ability to
12 respond in damages for liability, on account of accidents occurring
13 subsequent to the effective date of such proof, arising out of the
14 ownership, maintenance, or use of a motor vehicle, (a) in the amount of
15 twenty-five thousand dollars because of bodily injury to or death of one
16 person in any one accident, (b) subject to such limit for one person, in
17 the amount of fifty thousand dollars because of bodily injury to or death
18 of two or more persons in any one accident, and (c) in the amount of
19 twenty-five thousand dollars because of injury to or destruction of
20 property of others in any one accident;

21 (15) Registration means registration certificate or certificates and
22 registration plates issued under the laws of this state pertaining to the
23 registration of motor vehicles;

24 (16) State means any state, territory, or possession of the United
25 States, the District of Columbia, or any province of the Dominion of
26 Canada; and

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

30 Sec. 50. Section 60-628.01, Revised Statutes Supplement, 2023, is
31 amended to read:

1 60-628.01 Low-speed vehicle means a (1) four-wheeled motor vehicle
2 (a) whose speed attainable in one mile is more than twenty miles per hour
3 and not more than twenty-five miles per hour on a paved, level surface,
4 (b) whose gross vehicle weight rating is less than three thousand pounds,
5 and (c) that complies with 49 C.F.R. part 571, as such part existed on
6 January 1, 2024 ~~2023~~, or (2) three-wheeled motor vehicle (a) whose
7 maximum speed attainable is not more than twenty-five miles per hour on a
8 paved, level surface, (b) whose gross vehicle weight rating is less than
9 three thousand pounds, and (c) which is equipped with a windshield and an
10 occupant protection system. A motorcycle with a sidecar attached is not a
11 low-speed vehicle.

12 Sec. 51. Section 60-6,123, Reissue Revised Statutes of Nebraska, is
13 amended to read:

14 60-6,123 Whenever traffic is controlled by traffic control signals
15 exhibiting different colored lights or colored lighted arrows,
16 successively one at a time or in combination, only the colors green, red,
17 and yellow shall be used, except for special pedestrian signals carrying
18 a word legend, number, or symbol, and such lights shall indicate and
19 apply to drivers of vehicles and pedestrians as follows:

20 (1)(a) Vehicular traffic facing a circular green indication may
21 proceed straight through or turn right or left unless a sign at such
22 place prohibits either such turn, but vehicular traffic, including
23 vehicles turning right or left, shall yield the right-of-way to other
24 vehicles and to pedestrians lawfully within the intersection or an
25 adjacent crosswalk at the time such indication is exhibited;

26 (b) Vehicular traffic facing a green arrow indication, shown alone
27 or in combination with another indication, may cautiously enter the
28 intersection only to make the movement indicated by such arrow or such
29 other movement as is permitted by other indications shown at the same
30 time, and such vehicular traffic shall yield the right-of-way to
31 pedestrians lawfully within an adjacent crosswalk and to other traffic

1 lawfully using the intersection; and

2 (c) Unless otherwise directed by a pedestrian-control signal,
3 pedestrians facing any green indication, except when the sole green
4 indication is a turn arrow, may proceed across the roadway within any
5 marked or unmarked crosswalk;

6 (2)(a) Vehicular traffic facing a steady yellow indication is
7 thereby warned that the related green movement is being terminated or
8 that a red indication will be exhibited immediately thereafter when
9 vehicular traffic shall not enter the intersection, and upon display of a
10 steady yellow indication, vehicular traffic shall stop before entering
11 the nearest crosswalk at the intersection, but if such stop cannot be
12 made in safety, a vehicle may be driven cautiously through the
13 intersection;~~and~~

14 (b) Vehicular traffic facing a flashing yellow arrow indication may
15 cautiously enter the intersection only to make the movement indicated by
16 such arrow, and such vehicular traffic shall yield the right-of-way to
17 pedestrians lawfully within an adjacent crosswalk and to other traffic
18 lawfully using the intersection; and

19 (c) ~~(b)~~ Pedestrians facing a steady yellow indication, unless
20 otherwise directed by a pedestrian-control signal, are thereby advised
21 that there is insufficient time to cross the roadway before a red
22 indication is shown and no pedestrian shall then start to cross the
23 roadway;

24 (3)(a) Vehicular traffic facing a steady circular red indication
25 alone shall stop at a clearly marked stop line or shall stop, if there is
26 no such line, before entering the crosswalk on the near side of the
27 intersection or, if there is no crosswalk, before entering the
28 intersection. The traffic shall remain standing until an indication to
29 proceed is shown except as provided in subdivisions (3)(b) and (3)(c) of
30 this section;

31 (b) Except where a traffic control device is in place prohibiting a

1 turn, vehicular traffic facing a steady circular red indication may
2 cautiously enter the intersection to make a right turn after stopping as
3 required by subdivision (3)(a) of this section. Such vehicular traffic
4 shall yield the right-of-way to pedestrians lawfully within an adjacent
5 crosswalk and to other traffic lawfully using the intersection;

6 (c) Except where a traffic control device is in place prohibiting a
7 turn, vehicular traffic facing a steady circular red indication at the
8 intersection of two one-way streets may cautiously enter the intersection
9 to make a left turn after stopping as required by subdivision (3)(a) of
10 this section. Such vehicular traffic shall yield the right-of-way to
11 pedestrians lawfully within an adjacent crosswalk and to other traffic
12 lawfully using the intersection;~~and~~

13 (d) Vehicular traffic facing a steady red arrow indication alone
14 shall stop at a clearly marked stop line or shall stop, if there is no
15 such line, before entering the crosswalk on the near side of the
16 intersection or, if there is no crosswalk, before entering the
17 intersection. The traffic shall not enter the intersection to make the
18 movement indicated by the arrow and shall remain standing until an
19 indication to proceed is shown; and

20 (e) ~~(d)~~ Unless otherwise directed by a pedestrian-control signal,
21 pedestrians facing a steady red indication alone shall not enter the
22 roadway;

23 (4) If a traffic control signal is erected and maintained at a place
24 other than an intersection, the provisions of this section shall be
25 applicable except as to those provisions which by their nature can have
26 no application. Any stop required shall be made at a sign or marking on
27 the pavement indicating where the stop shall be made, but in the absence
28 of any such sign or marking, the stop shall be made at the signal; and

29 (5)(a) If a traffic control signal at an intersection is not
30 operating because of a power failure or other cause and no peace officer,
31 flagperson, or other traffic control device is providing direction for

1 traffic at the intersection, the intersection shall be treated as a
2 multi-way stop; and

3 (b) If a traffic control signal is not in service and the signal
4 heads are turned away from traffic or covered with opaque material,
5 subdivision (a) of this subdivision shall not apply.

6 Sec. 52. Section 60-6,254, Reissue Revised Statutes of Nebraska, is
7 amended to read:

8 60-6,254 (1)(a) (1) No person shall drive a motor vehicle, other
9 than a motorcycle, on a highway when the motor vehicle is so constructed
10 or loaded as to prevent the driver from obtaining a view of the highway
11 to the rear by looking backward from the driver's position unless such
12 vehicle is equipped with the following that are a right-side and a left-
13 side outside mirror so located as to reflect to the driver a view of the
14 highway for a distance of at least two hundred feet to the rear of such
15 vehicle: -

16 (i) A right-side and a left-side outside mirror; or

17 (ii) A camera monitor system that is compliant with the Federal
18 Motor Carrier Safety Administration.

19 (b) Temporary outside mirrors and attachments used when towing a
20 vehicle shall be removed from such motor vehicle or retracted within the
21 outside dimensions thereof when it is operated upon the highway without
22 such trailer.

23 (2) For purposes of this section, motorcycle does not include an
24 autocycle.

25 Sec. 53. Section 60-6,265, Revised Statutes Supplement, 2023, is
26 amended to read:

27 60-6,265 For purposes of sections 60-6,266 to 60-6,273:

28 (1) Occupant protection system means a system utilizing a lap belt,
29 a shoulder belt, or any combination of belts installed in a motor vehicle
30 which (a) restrains drivers and passengers and (b) conforms to Federal
31 Motor Vehicle Safety Standards, 49 C.F.R. 571.207, 571.208, 571.209, and

1 571.210, as such standards existed on January 1, 2024 ~~2023~~, or, as a
2 minimum standard, to the federal motor vehicle safety standards for
3 passenger restraint systems applicable for the motor vehicle's model
4 year; and

5 (2) Three-point safety belt system means a system utilizing a
6 combination of a lap belt and a shoulder belt installed in a motor
7 vehicle which restrains drivers and passengers.

8 Sec. 54. Section 60-6,290, Reissue Revised Statutes of Nebraska, is
9 amended to read:

10 60-6,290 (1)(a) No vehicle shall exceed a length of forty feet,
11 extreme overall dimensions, inclusive of front and rear bumpers including
12 load, except that:

13 (i) A bus or a motor home, as defined in section 71-4603, may exceed
14 the forty-foot limitation but shall not exceed a length of forty-five
15 feet;

16 (ii) A truck-tractor may exceed the forty-foot limitation;

17 (iii) A semitrailer operating in a truck-tractor single semitrailer
18 combination, which semitrailer was actually and lawfully operating in the
19 State of Nebraska on December 1, 1982, may exceed the forty-foot
20 limitation;

21 (iv) A semitrailer operating in a truck-tractor single semitrailer
22 combination, which semitrailer was not actually and lawfully operating in
23 the State of Nebraska on December 1, 1982, may exceed the forty-foot
24 limitation but shall not exceed a length of fifty-three feet including
25 load;

26 (v) A semitrailer operating in a truck-tractor single semitrailer
27 combination, while transporting baled livestock forage, may exceed the
28 forty-foot limitation but shall not exceed a length of fifty-nine feet
29 six inches including load;~~and~~

30 (vi) An articulated bus vehicle operated by a transit authority
31 established under the Transit Authority Law or regional metropolitan

1 transit authority established pursuant to section 18-804 may exceed the
2 forty-foot limitation. For purposes of this subdivision (vi), an
3 articulated bus vehicle shall not exceed sixty-five feet in length; and -
4 (vii) A truck may exceed the forty-foot limitation but shall not
5 exceed a length of forty-five feet.

6 (b) No combination of vehicles shall exceed a length of sixty-five
7 feet, extreme overall dimensions, inclusive of front and rear bumpers and
8 including load, except:

9 (i) One truck and one trailer, loaded or unloaded, used in
10 transporting implements of husbandry to be engaged in harvesting, while
11 being transported into or through the state during daylight hours if the
12 total length does not exceed seventy-five feet including load;

13 (ii) A truck-tractor single semitrailer combination;

14 (iii) A truck-tractor semitrailer trailer combination, but the
15 semitrailer trailer portion of such combination shall not exceed sixty-
16 five feet inclusive of connective devices;

17 (iv) A driveaway saddlemount vehicle transporter combination and
18 driveaway saddlemount with fullmount vehicle transporter combination, but
19 the total overall length shall not exceed ninety-seven feet;

20 (v) A stinger-steered automobile transporter, but the total overall
21 length shall not exceed eighty feet, inclusive of a front overhang of
22 less than four feet and a rear overhang of less than six feet. For
23 purposes of this subdivision, automobile transporter means any vehicle
24 combination designed and used for the transport of assembled highway
25 vehicles, including truck camper units. An automobile transporter shall
26 not be prohibited from the transport of cargo or general freight on a
27 backhaul, so long as it is in compliance with weight limitations for a
28 truck-tractor and semitrailer combination; and

29 (vi) A towaway trailer transporter combination, but the total
30 overall length shall not exceed eighty-two feet. For purposes of this
31 subdivision, towaway trailer transporter combination means a combination

1 of vehicles consisting of a trailer transporter towing unit and two
2 trailers or semitrailers with a total weight that does not exceed twenty-
3 six thousand pounds, and in which the trailers or semitrailers carry no
4 property and constitute inventory property of a manufacturer,
5 distributor, or dealer of such trailers or semitrailers.

6 (c) A truck shall be construed to be one vehicle for the purpose of
7 determining length.

8 (d) A trailer shall be construed to be one vehicle for the purpose
9 of determining length.

10 (2) Subsection (1) of this section shall not apply to:

11 (a) Extra-long vehicles which have been issued a permit pursuant to
12 section 60-6,292;

13 (b) Vehicles which have been issued a permit pursuant to section
14 60-6,299;

15 (c) The temporary moving of farm machinery during daylight hours in
16 the normal course of farm operations;

17 (d) The movement of unbaled livestock forage vehicles, loaded or
18 unloaded;

19 (e) The movement of public utility or other construction and
20 maintenance material and equipment at any time;

21 (f) Farm equipment dealers or their representatives as authorized
22 under section 60-6,382 driving, delivering, or picking up farm equipment
23 or implements of husbandry within the county in which the dealer
24 maintains his or her place of business, or in any adjoining county or
25 counties, and return;

26 (g) The overhang of any motor vehicle being hauled upon any lawful
27 combination of vehicles, but such overhang shall not exceed the distance
28 from the rear axle of the hauled motor vehicle to the closest bumper
29 thereof;

30 (h) The overhang of a combine to be engaged in harvesting, while
31 being transported into or through the state driven during daylight hours

1 by a truck-tractor semitrailer combination, but the length of the
2 semitrailer, including overhang, shall not exceed sixty-three feet and
3 the maximum semitrailer length shall not exceed fifty-three feet;

4 (i) Any self-propelled specialized mobile equipment with a fixed
5 load when the requirements of subdivision (2)(i) of section 60-6,288 are
6 met; or

7 (j) One truck-tractor two trailer combination or one truck-tractor
8 semitrailer trailer combination used in transporting equipment utilized
9 by custom harvesters under contract to agricultural producers to harvest
10 wheat, soybeans, or milo during the months of April through November but
11 the length of the property-carrying units, excluding load, shall not
12 exceed eighty-one feet six inches.

13 (3) The length limitations of this section shall be exclusive of
14 safety and energy conservation devices such as rearview mirrors,
15 turnsignal lights, marker lights, steps and handholds for entry and
16 egress, flexible fender extensions, mudflaps and splash and spray
17 suppressant devices, load-induced tire bulge, refrigeration units or air
18 compressors, and other devices necessary for safe and efficient operation
19 of commercial motor vehicles, except that no device excluded from the
20 limitations of this section shall have by its design or use the
21 capability to carry cargo.

22 Sec. 55. Section 60-1401.24, Reissue Revised Statutes of Nebraska,
23 is amended to read:

24 60-1401.24 (1) Manufacturer means any person, whether a resident or
25 nonresident of this state, who is engaged in the business of
26 distributing, manufacturing, or assembling a line-make of new motor
27 vehicles, trailers, or motorcycles, and includes any such person who
28 distributes such motor vehicles, trailers, or motorcycles ~~them~~ directly
29 or indirectly through one or more distributors to one or more new motor
30 vehicle, trailer, or motorcycle dealers in this state.

31 (2) Manufacturer ~~and also~~ has the same meaning as the term

1 franchisor.

2 (3) Manufacturer also includes a central or principal sales
3 corporation or other entity through which, by contractual agreement or
4 otherwise, a manufacturer distributes its products.

5 Sec. 56. Section 60-1438.01, Reissue Revised Statutes of Nebraska,
6 is amended to read:

7 60-1438.01 (1) For purposes of this section, manufacturer or
8 distributor includes (a) a factory representative or a distributor
9 representative or (b) a person who is affiliated with a manufacturer or
10 distributor or who, directly or indirectly through an intermediary, is
11 controlled by, or is under common control with, the manufacturer or
12 distributor. A person is controlled by a manufacturer or distributor if
13 the manufacturer or distributor has the authority directly or indirectly,
14 by law or by agreement of the parties, to direct or influence the
15 management and policies of the person. A franchise agreement with a
16 Nebraska-licensed dealer which conforms to and is subject to the Motor
17 Vehicle Industry Regulation Act is not control for purposes of this
18 section.

19 (2) Except as provided in this section, a manufacturer or
20 distributor shall not directly or indirectly:

21 (a) Own an interest in a franchise, franchisee, or consumer care or
22 service facility, except that a manufacturer or distributor may hold
23 stock in a publicly held franchise, franchisee, or consumer care or
24 service facility so long as the manufacturer or distributor does not by
25 virtue of holding such stock operate or control the franchise,
26 franchisee, or consumer care or service facility;

27 (b) Operate or control a franchise, franchisee, or consumer care or
28 service facility;~~or~~

29 (c) Act in the capacity of a franchisee or motor vehicle dealer;
30 or -

31 (d) Own, operate, or control any consumer care or service facility

1 or perform warranty or nonwarranty work on any vehicle manufactured by
2 such manufacturer or distributor, unless such manufacturer or
3 distributor:

- 4 (i) Manufactures and distributes electric vehicles; and
5 (ii) Is not nor has ever been a franchisor in this state.

6 (3) A manufacturer or distributor may own an interest in a
7 franchisee or otherwise control a franchise for a period not to exceed
8 twelve months after the date the manufacturer or distributor acquires the
9 franchise if:

10 (a) The person from whom the manufacturer or distributor acquired
11 the franchise was a franchisee; and

12 (b) The franchise is for sale by the manufacturer or distributor.

13 (4) For purposes of broadening the diversity of its franchisees and
14 enhancing opportunities for qualified persons who lack the resources to
15 purchase a franchise outright, but for no other purpose, a manufacturer
16 or distributor may temporarily own an interest in a franchise if the
17 manufacturer's or distributor's participation in the franchise is in a
18 bona fide relationship with a franchisee and the franchisee:

19 (a) Has made a significant investment in the franchise, which
20 investment is subject to loss;

21 (b) Has an ownership interest in the franchise; and

22 (c) Operates the franchise under a plan to acquire full ownership of
23 the franchise within a reasonable time and under reasonable terms and
24 conditions.

25 (5) On a showing of good cause by a manufacturer or distributor, the
26 board may extend the time limit set forth in subsection (3) of this
27 section. An extension may not exceed twelve months. An application for an
28 extension after the first extension is granted is subject to protest by a
29 franchisee of the same line-make whose franchise is located in the same
30 community as the franchise owned or controlled by the manufacturer or
31 distributor.

1 (6) The prohibition in subdivision (2)(b) of this section shall not
2 apply to any manufacturer of manufactured housing, recreational vehicles,
3 or trailers.

4 (7) The prohibitions set forth in subsection (2) of this section
5 shall not apply to a manufacturer that:

6 (a) Does not own or operate more than two such dealers or dealership
7 locations in this state;

8 (b) Owned, operated, or controlled a warranty repair or service
9 facility in this state as of January 1, 2016;

10 (c) Manufactures engines for installation in a motor-driven vehicle
11 with a gross vehicle weight rating of more than sixteen thousand pounds
12 for which motor-driven vehicle evidence of title is required as a
13 condition precedent to registration under the laws of this state, if the
14 manufacturer is not otherwise a manufacturer of motor vehicles; and

15 (d) Provides to dealers on substantially equal terms access to all
16 support for completing repairs, including, but not limited to, parts and
17 assemblies, training and technical service bulletins, and other
18 information concerning repairs that the manufacturer provides to
19 facilities owned, operated, or controlled by the manufacturer.

20 Sec. 57. Section 60-2705, Revised Statutes Supplement, 2023, is
21 amended to read:

22 60-2705 The Director of Motor Vehicles shall adopt standards for an
23 informal dispute settlement procedure which substantially comply with the
24 provisions of 16 C.F.R. part 703, as such part existed on January 1, 2024
25 ~~2023~~.

26 If a manufacturer has established or participates in a dispute
27 settlement procedure certified by the Director of Motor Vehicles within
28 the guidelines of such standards, the provisions of section 60-2703
29 concerning refunds or replacement shall not apply to any consumer who has
30 not first resorted to such a procedure.

31 Sec. 58. Section 60-2909.01, Revised Statutes Supplement, 2023, is

1 amended to read:

2 60-2909.01 The department and any officer, employee, agent, or
3 contractor of the department having custody of a motor vehicle record
4 shall, upon the verification of identity and purpose of a requester,
5 disclose and make available the requested motor vehicle record, including
6 the sensitive personal information in the record, other than the social
7 security number, for the following purposes:

8 (1) For use by any federal, state, or local governmental agency,
9 including any court or law enforcement agency, in carrying out the
10 agency's functions or by a private person or entity acting on behalf of a
11 governmental agency in carrying out the agency's functions;

12 (2) For use in connection with any civil, criminal, administrative,
13 or arbitral proceeding in any federal, state, or local court or
14 governmental agency or before any self-regulatory body, including service
15 of process, investigation in anticipation of litigation, and execution or
16 enforcement of judgments and orders, or pursuant to an order of a
17 federal, state, or local court, an administrative agency, or a self-
18 regulatory body;

19 (3) For use by any insurer or insurance support organization, or by
20 a self-insured entity, or its agents, employees, or contractors, in
21 connection with claims investigation activities, anti-fraud activities,
22 rating, or underwriting;

23 (4) For use by an employer or the employer's agent or insurer to
24 obtain or verify information relating to a holder of a commercial
25 driver's license or CLP-commercial learner's permit that is required
26 under the Commercial Motor Vehicle Safety Act of 1986, 49 U.S.C. 31301 et
27 seq., as such act existed on January 1, 2024 2023, or pursuant to
28 sections 60-4,132 and 60-4,141; and

29 (5) For use by employers of a holder of a commercial driver's
30 license or CLP-commercial learner's permit and by the Commercial Driver
31 License Information System as provided in section 60-4,144.02 and 49

1 C.F.R. 383.73, as such regulation existed on January 1, 2024 ~~2023~~.

2 Sec. 59. Section 66-4,144, Reissue Revised Statutes of Nebraska, is
3 amended to read:

4 66-4,144 (1) In order to insure that an adequate balance in the
5 Highway Restoration and Improvement Bond Fund is maintained to meet the
6 debt service requirements of bonds to be issued by the commission under
7 subsection (2) of section 39-2223, the Director-State Engineer shall
8 certify to the department the excise tax rate to be imposed by sections
9 66-4,140 and 66-6,108 for each year during which such bonds are
10 outstanding necessary to provide in each such year money equal in amount
11 to not less than one hundred twenty-five percent of such year's bond
12 principal and interest payment requirements. The department shall adjust
13 the rate as certified by the Director-State Engineer. Such rate shall be
14 in addition to the rate of excise tax set pursuant to subsection (2) of
15 this section. Each such rate shall be effective from July 1 of a stated
16 year through June 30 of the succeeding year or during such other period
17 not longer than one year as the Director-State Engineer certifies to be
18 consistent with the principal and interest requirements of such bonds.
19 Such excise tax rates set pursuant to this subsection may be increased,
20 but such excise tax rates shall not be subject to reduction or
21 elimination unless the Director-State Engineer has received from the
22 State Highway Commission notice of reduced principal and interest
23 requirements for such bonds, in which event the Director-State Engineer
24 shall certify the new rate or rates to the department. The new rate or
25 rates, if any, shall become effective on the first day of the following
26 semiannual period.

27 (2) In order to insure that there is maintained an adequate Highway
28 Cash Fund balance to meet expenditures from such fund as appropriated by
29 the Legislature, by June 15 or five days after the adjournment of the
30 regular legislative session each year, whichever is later, the Director-
31 State Engineer shall certify to the department the excise tax rate to be

1 imposed by sections 66-4,140 and 66-6,108. The department shall adjust
2 the rate as certified by the Director-State Engineer to be effective from
3 July 1 through June 30 of the succeeding year. The rate of excise tax for
4 a given July 1 through June 30 period set pursuant to this subsection
5 shall be in addition to and independent of the rate or rates of excise
6 tax set pursuant to subsection (1) of this section for such period. The
7 Director-State Engineer shall determine the cash and investment balances
8 of the Highway Cash Fund at the beginning of each fiscal year under
9 consideration and the estimated receipts to the Highway Cash Fund from
10 each source which provides at least one million dollars annually to such
11 fund. The rate of excise tax shall be an amount sufficient to meet the
12 appropriations made from the Highway Cash Fund by the Legislature. Such
13 rate shall be set in increments of one-hundreth ~~one-tenth~~ of one percent.

14 (3) The Department of Transportation shall provide to the
15 Legislative Fiscal Analyst an electronic copy of the information that is
16 submitted to the Department of Revenue and used to set or adjust the
17 excise tax rate.

18 (4) If the actual receipts received to date added to any projections
19 or modified projections of deposits to the Highway Cash Fund for the
20 current fiscal year are less than ninety-nine percent or greater than one
21 hundred two percent of the appropriation for the current fiscal year, the
22 Director-State Engineer shall certify to the department the adjustment in
23 rate necessary to meet the appropriations made from the Highway Cash Fund
24 by the Legislature. The department shall adjust the rate as certified by
25 the Director-State Engineer to be effective on the first day of the
26 following semiannual period.

27 (5) Nothing in this section shall be construed to abrogate the
28 duties of the Department of Transportation or attempt to change any
29 highway improvement program schedule.

30 Sec. 60. Section 75-363, Revised Statutes Supplement, 2023, is
31 amended to read:

1 75-363 (1) The parts, subparts, and sections of Title 49 of the Code
2 of Federal Regulations listed below, as modified in this section, or any
3 other parts, subparts, and sections referred to by such parts, subparts,
4 and sections, in existence and effective as of January 1, 2024 ~~2023~~, are
5 adopted as Nebraska law.

6 (2) Except as otherwise provided in this section, the regulations
7 shall be applicable to:

8 (a) All motor carriers, drivers, and vehicles to which the federal
9 regulations apply; and

10 (b) All motor carriers transporting persons or property in
11 intrastate commerce to include:

12 (i) All vehicles of such motor carriers with a gross vehicle weight
13 rating, gross combination weight rating, gross vehicle weight, or gross
14 combination weight over ten thousand pounds;

15 (ii) All vehicles of such motor carriers designed or used to
16 transport more than eight passengers, including the driver, for
17 compensation, or designed or used to transport more than fifteen
18 passengers, including the driver, and not used to transport passengers
19 for compensation;

20 (iii) All vehicles of such motor carriers transporting hazardous
21 materials required to be placarded pursuant to section 75-364; and

22 (iv) All drivers of such motor carriers if the drivers are operating
23 a commercial motor vehicle as defined in section 60-465 which requires a
24 commercial driver's license.

25 (3) The Legislature hereby adopts, as modified in this section, the
26 following parts of Title 49 of the Code of Federal Regulations:

27 (a) Part 382 - CONTROLLED SUBSTANCES AND ALCOHOL USE AND TESTING;

28 (b) Part 385 - SAFETY FITNESS PROCEDURES;

29 (c) Part 386 - RULES OF PRACTICE FOR FMCSA PROCEEDINGS;

30 (d) Part 387 - MINIMUM LEVELS OF FINANCIAL RESPONSIBILITY FOR MOTOR
31 CARRIERS;

- 1 (e) Part 390 - FEDERAL MOTOR CARRIER SAFETY REGULATIONS; GENERAL;
- 2 (f) Part 391 - QUALIFICATIONS OF DRIVERS AND LONGER COMBINATION
- 3 VEHICLE (LCV) DRIVER INSTRUCTORS;
- 4 (g) Part 392 - DRIVING OF COMMERCIAL MOTOR VEHICLES;
- 5 (h) Part 393 - PARTS AND ACCESSORIES NECESSARY FOR SAFE OPERATION;
- 6 (i) Part 395 - HOURS OF SERVICE OF DRIVERS;
- 7 (j) Part 396 - INSPECTION, REPAIR, AND MAINTENANCE;
- 8 (k) Part 397 - TRANSPORTATION OF HAZARDOUS MATERIALS; DRIVING AND
- 9 PARKING RULES; and

10 (l) Part 398 - TRANSPORTATION OF MIGRANT WORKERS.

11 (4) The provisions of subpart E - Physical Qualifications and

12 Examinations of 49 C.F.R. part 391 - QUALIFICATIONS OF DRIVERS AND LONGER

13 COMBINATION VEHICLE (LCV) DRIVER INSTRUCTORS shall not apply to any

14 driver subject to this section who: (a) Operates a commercial motor

15 vehicle exclusively in intrastate commerce; and (b) holds, or has held, a

16 commercial driver's license issued by this state prior to July 30, 1996.

17 (5) The regulations adopted in subsection (3) of this section shall

18 not apply to farm trucks registered pursuant to section 60-3,146 with a

19 gross weight of sixteen tons or less. The following parts and sections of

20 49 C.F.R. chapter III shall not apply to drivers of farm trucks

21 registered pursuant to section 60-3,146 and operated solely in intrastate

22 commerce:

- 23 (a) All of part 391;
- 24 (b) Section 395.8 of part 395; and
- 25 (c) Section 396.11 of part 396.

26 (6) The following parts and subparts of 49 C.F.R. chapter III shall

27 not apply to the operation of covered farm vehicles:

- 28 (a) Part 382 - CONTROLLED SUBSTANCES AND ALCOHOL USE AND TESTING;
- 29 (b) Part 391, subpart E - Physical Qualifications and Examinations;
- 30 (c) Part 395 - HOURS OF SERVICE OF DRIVERS; and
- 31 (d) Part 396 - INSPECTION, REPAIR, AND MAINTENANCE.

1 (7) Part 393 - PARTS AND ACCESSORIES NECESSARY FOR SAFE OPERATION
2 and Part 396 - INSPECTION, REPAIR, AND MAINTENANCE shall not apply to
3 fertilizer and agricultural chemical application and distribution
4 equipment transported in units with a capacity of three thousand five
5 hundred gallons or less.

6 (8) For purposes of this section, intrastate motor carriers shall
7 not include any motor carrier or driver excepted from 49 C.F.R. chapter
8 III by section 390.3(f) of part 390.

9 (9)(a) Part 395 - HOURS OF SERVICE OF DRIVERS shall apply to motor
10 carriers and drivers who engage in intrastate commerce as defined in
11 section 75-362, except that no motor carrier who engages in intrastate
12 commerce shall permit or require any driver used by it to drive nor shall
13 any driver drive:

14 (i) More than twelve hours following ten consecutive hours off duty;
15 or

16 (ii) For any period after having been on duty sixteen hours
17 following ten consecutive hours off duty.

18 (b) No motor carrier who engages in intrastate commerce shall permit
19 or require a driver of a commercial motor vehicle, regardless of the
20 number of motor carriers using the driver's services, to drive, nor shall
21 any driver of a commercial motor vehicle drive, for any period after:

22 (i) Having been on duty seventy hours in any seven consecutive days
23 if the employing motor carrier does not operate every day of the week; or

24 (ii) Having been on duty eighty hours in any period of eight
25 consecutive days if the employing motor carrier operates motor vehicles
26 every day of the week.

27 (10) Part 395 - HOURS OF SERVICE OF DRIVERS, as adopted in
28 subsections (3) and (9) of this section, shall not apply to drivers
29 transporting agricultural commodities or farm supplies for agricultural
30 purposes during planting and harvesting season when:

31 (a) The transportation of such agricultural commodities is from the

1 source of the commodities to a location within a one-hundred-fifty-air-
2 mile radius of the source of the commodities;

3 (b) The transportation of such farm supplies is from a wholesale or
4 retail distribution point of the farm supplies to a farm or other
5 location where the farm supplies are intended to be used which is within
6 a one-hundred-fifty-air-mile radius of the wholesale or retail
7 distribution point; or

8 (c) The transportation of such farm supplies is from a wholesale
9 distribution point of the farm supplies to a retail distribution point of
10 the farm supplies which is within a one-hundred-fifty-air-mile radius of
11 the wholesale distribution point.

12 (11) 49 C.F.R. 390.21 - Marking of self-propelled CMVs and
13 intermodal equipment shall not apply to farm trucks and farm truck-
14 tractors registered pursuant to section 60-3,146 and operated solely in
15 intrastate commerce.

16 (12) 49 C.F.R. 392.9a - Operating authority shall not apply to
17 Nebraska motor carriers operating commercial motor vehicles solely in
18 intrastate commerce.

19 (13) No motor carrier shall permit or require a driver of a
20 commercial motor vehicle to violate, and no driver of a commercial motor
21 vehicle shall violate, any out-of-service order.

22 Sec. 61. Section 75-364, Revised Statutes Supplement, 2023, is
23 amended to read:

24 75-364 The parts, subparts, and sections of Title 49 of the Code of
25 Federal Regulations listed below, or any other parts, subparts, and
26 sections referred to by such parts, subparts, and sections, in existence
27 and effective as of January 1, 2024 ~~2023~~, are adopted as part of Nebraska
28 law and shall be applicable to all motor carriers whether engaged in
29 interstate or intrastate commerce, drivers of such motor carriers, and
30 vehicles of such motor carriers:

31 (1) Part 107 - HAZARDOUS MATERIALS PROGRAM PROCEDURES, subpart F -

1 Registration of Cargo Tank and Cargo Tank Motor Vehicle Manufacturers,
2 Assemblers, Repairers, Inspectors, Testers, and Design Certifying
3 Engineers;

4 (2) Part 107 - HAZARDOUS MATERIALS PROGRAM PROCEDURES, subpart G -
5 Registration of Persons Who Offer or Transport Hazardous Materials;

6 (3) Part 171 - GENERAL INFORMATION, REGULATIONS, AND DEFINITIONS;

7 (4) Part 172 - HAZARDOUS MATERIALS TABLE, SPECIAL PROVISIONS,
8 HAZARDOUS MATERIALS COMMUNICATIONS, EMERGENCY RESPONSE INFORMATION,
9 TRAINING REQUIREMENTS, AND SECURITY PLANS;

10 (5) Part 173 - SHIPPERS - GENERAL REQUIREMENTS FOR SHIPMENTS AND
11 PACKAGINGS;

12 (6) Part 177 - CARRIAGE BY PUBLIC HIGHWAY;

13 (7) Part 178 - SPECIFICATIONS FOR PACKAGINGS; and

14 (8) Part 180 - CONTINUING QUALIFICATION AND MAINTENANCE OF
15 PACKAGINGS.

16 Sec. 62. Section 75-366, Revised Statutes Supplement, 2023, is
17 amended to read:

18 75-366 For the purpose of enforcing Chapter 75, article 3, any
19 officer of the Nebraska State Patrol may, upon demand, inspect the
20 accounts, records, and equipment of any motor carrier or shipper. Any
21 officer of the Nebraska State Patrol shall have the authority to enforce
22 the federal motor carrier safety regulations, as such regulations existed
23 on January 1, 2024 ~~2023~~, and federal hazardous materials regulations, as
24 such regulations existed on January 1, 2024 ~~2023~~, and is authorized to
25 enter upon, inspect, and examine any and all lands, buildings, and
26 equipment of any motor carrier, any shipper, and any other person subject
27 to the federal Interstate Commerce Act, the federal Department of
28 Transportation Act, and other related federal laws and to inspect and
29 copy any and all accounts, books, records, memoranda, correspondence, and
30 other documents of a motor carrier, a shipper, and any other person
31 subject to Chapter 75, article 3, for the purposes of enforcing Chapter

1 75, article 3. To promote uniformity of enforcement, the carrier
2 enforcement division of the Nebraska State Patrol shall cooperate and
3 consult with the Public Service Commission and the Division of Motor
4 Carrier Services.

5 Sec. 63. Section 75-369.03, Revised Statutes Supplement, 2023, is
6 amended to read:

7 75-369.03 (1) The Superintendent of Law Enforcement and Public
8 Safety may issue an order imposing a civil penalty against a motor
9 carrier transporting persons or property in interstate commerce for a
10 violation of sections 75-392 to 75-3,100 or against a motor carrier
11 transporting persons or property in intrastate commerce for a violation
12 or violations of section 75-363 or 75-364 based upon an inspection
13 conducted pursuant to section 75-366 in an amount which shall not exceed
14 nine hundred seventy-one ~~nine hundred one~~ dollars for any single
15 violation in any proceeding or series of related proceedings against any
16 person or motor carrier as defined in 49 C.F.R. 390.5 as adopted in
17 section 75-363.

18 (2) The superintendent shall issue an order imposing a civil penalty
19 in an amount not to exceed nineteen thousand three hundred eighty-nine
20 ~~seventeen thousand nine hundred ninety-five~~ dollars against a motor
21 carrier transporting persons or property in interstate commerce for a
22 violation of subdivision (2)(e) of section 60-4,162 based upon a
23 conviction of such a violation.

24 (3) The superintendent shall issue an order imposing a civil penalty
25 against a driver operating a commercial motor vehicle, as defined in
26 section 60-465, that requires a commercial driver's license or CLP-
27 commercial learner's permit, in violation of an out-of-service order. The
28 civil penalty shall be in an amount not less than three thousand seven
29 hundred forty ~~three thousand four hundred seventy-one~~ dollars for a first
30 violation and not less than seven thousand four hundred eighty-one ~~six~~
31 ~~thousand nine hundred forty-three~~ dollars for a second or subsequent

1 violation.

2 (4) The superintendent shall issue an order imposing a civil penalty
3 against a motor carrier who knowingly allows, requires, permits, or
4 authorizes the operation of a commercial motor vehicle, as defined in
5 section 60-465, that requires a commercial driver's license or CLP-
6 commercial learner's permit, in violation of an out-of-service order. The
7 civil penalty shall be not less than six thousand seven hundred fifty-
8 five six thousand two hundred sixty-nine dollars but not more than
9 thirty-seven thousand four hundred thirty-four thousand seven hundred
10 twelve dollars per violation.

11 (5) Upon the discovery of any violation by a motor carrier
12 transporting persons or property in interstate commerce of section
13 75-307, 75-363, or 75-364 or sections 75-392 to 75-3,100 based upon an
14 inspection conducted pursuant to section 75-366, the superintendent shall
15 immediately refer such violation to the appropriate federal agency for
16 disposition, and upon the discovery of any violation by a motor carrier
17 transporting persons or property in intrastate commerce of section 75-307
18 based upon such inspection, the superintendent shall refer such violation
19 to the Public Service Commission for disposition.

20 Sec. 64. Section 75-392, Revised Statutes Supplement, 2023, is
21 amended to read:

22 75-392 For purposes of sections 75-392 to 75-3,100:

- 23 (1) Director means the Director of Motor Vehicles;
- 24 (2) Division means the Division of Motor Carrier Services of the
25 Department of Motor Vehicles; and
- 26 (3) Unified carrier registration plan and agreement means the plan
27 and agreement established and authorized pursuant to 49 U.S.C. 14504a, as
28 such section existed on January 1, 2024 ~~2023~~.

29 Sec. 65. Section 75-393, Revised Statutes Supplement, 2023, is
30 amended to read:

31 75-393 The director may participate in the unified carrier

1 registration plan and agreement pursuant to the Unified Carrier
2 Registration Act of 2005, 49 U.S.C. 13908, as the act existed on January
3 1, 2024 ~~2023~~, and may file on behalf of this state the plan required by
4 such plan and agreement for enforcement of the act in this state.

5 Sec. 66. (1) The Legislature finds that:

6 (a) In 2020, Congress enacted the federal National Suicide Hotline
7 Designation Act of 2020, Public Law 116-172. This federal act designated
8 988 as the universal three-digit telephone number within the United
9 States for the purpose of the national suicide prevention and mental
10 health crisis hotline system operating since 2005 through the National
11 Suicide Prevention Lifeline;

12 (b) The three-digit 988 code became operational nationally in 2022,
13 and is a more universal and easy-to-remember way to connect individuals
14 experiencing mental health-related distress with mental health care
15 professionals; and

16 (c) The 988 Suicide and Crisis Lifeline is a national effort,
17 organized at the state level, and serves as an alternative to 911 in
18 addressing the growing need for mental health-related crisis intervention
19 in order to save lives.

20 (2) The Department of Health and Human Services shall:

21 (a) Oversee administration of the 988 Suicide and Crisis Lifeline in
22 Nebraska, including contracting for services provided by trained
23 counselors, call-center operators, and other service providers helping
24 operate the 988 Suicide and Crisis Lifeline network in the state; and

25 (b) Coordinate and cooperate with the Public Service Commission to
26 ensure that the 988 Suicide and Crisis Lifeline has the capability to
27 connect individuals to the 911 service system and also receive
28 communications from the 911 service system as provided under subdivision
29 (6) of section 86-1025.

30 Sec. 67. Except for failure to use reasonable care or for
31 intentional acts, each person involved in the provision of 988 Suicide

1 and Crisis Lifeline service pursuant to section 66 of this act, including
2 988 service providers, call-center operators, and counselors, shall be
3 immune from liability or the payment of damages in the performance of
4 installing, maintaining, or providing such service, including providing
5 interoperable connections between the 988 Suicide and Crisis Lifeline and
6 the 911 service system.

7 Sec. 68. Section 86-1025, Revised Statutes Cumulative Supplement,
8 2022, is amended to read:

9 86-1025 The commission shall:

10 (1) Serve as the statewide coordinating authority for the
11 implementation of the 911 service system;

12 (2) Be responsible for statewide planning, implementation,
13 coordination, funding assistance, deployment, and management and
14 maintenance of the 911 service system to ensure that coordinated 911
15 service is provided to all residents of the state at a consistent level
16 of service in a cost-effective manner;

17 (3) Be responsible for establishing mandatory and uniform technical
18 and training standards applicable to public safety answering points and
19 adopting and promulgating rules and regulations applicable to public
20 safety answering points for quality assurance standards;

21 (4) Appoint the members of the committee and act on the committee's
22 recommendations as provided in section 86-1025.01;~~and~~

23 (5)(a) Determine how to allocate the 911 Service System Fund in
24 order to facilitate the planning, implementation, coordination,
25 operation, management, and maintenance of the 911 service system;

26 (b) Create a mechanism for determining the level of funding
27 available to or for the benefit of local governing bodies, public safety
28 answering points, and third-party service or infrastructure providers for
29 costs determined to be eligible by the commission under subdivision (5)
30 (c) of this section; and

31 (c) Establish standards and criteria concerning disbursements from

1 the 911 Service System Fund for the planning, implementation,
2 coordination, operation, management, and maintenance of the 911 service
3 system. In establishing such standards and criteria, the following may be
4 eligible for funding:

5 (i) Costs incurred by or on behalf of governing bodies or public
6 safety answering points to provide 911 service, including, but not
7 limited to, (A) acquisition of new equipment and related maintenance
8 costs and license fees, (B) upgrades and modifications, (C) delivering
9 next-generation 911 core services, and (D) training personnel used to
10 provide 911 services; and

11 (ii) Costs incurred by or on behalf of governing bodies or public
12 safety answering points for the acquisition, installation, maintenance,
13 and operation of telecommunications equipment and telecommunications
14 service required for the provision of 911 service; and -

15 (6) Adopt statewide uniform standards for technical enhancement,
16 support, training, and quality assurance that will allow the 911 service
17 system to communicate, coordinate, and engage with the 988 Suicide and
18 Crisis Lifeline. Such standards shall provide that service users calling
19 the 911 service system can be connected to the 988 Suicide and Crisis
20 Lifeline, and individuals calling the 988 Suicide and Crisis Lifeline can
21 be connected to the 911 service system, when deemed appropriate by the
22 call-center operators. The purpose of such dual capability is to
23 facilitate the provision of appropriate emergency services, including
24 instances requiring counseling services for an individual in
25 psychological distress. The standards shall be completed so that the dual
26 capability to connect individuals between both the 988 Suicide and Crisis
27 Lifeline and the 911 service system is operational no later than January
28 1, 2025.

29 Sec. 69. Section 86-1029.02, Revised Statutes Cumulative Supplement,
30 2022, is amended to read:

31 86-1029.02 Any person involved in the provision of next-generation

1 911 service who: (1) Receives, develops, collects, or processes
2 information for any 911 database; (2) provides local exchange,
3 interexchange, or transport service in connection with any next-
4 generation 911 service; (3) relays, transfers, operates, maintains, or
5 provides next-generation 911 service or systems capabilities, including
6 interoperable connections between the 911 service system and the 988
7 Suicide and Crisis Lifeline; or (4) provides next-generation 911
8 communications service for emergency service providers shall, except for
9 failure to use reasonable care or for intentional acts, be immune from
10 liability or the payment of damages in the performance of installing,
11 maintaining, or providing next-generation 911 service.

12 Sec. 70. Sections 3, 51, 54, 55, 56, 59, 66, 67, 68, 69, and 72 of
13 this act become operative three calendar months after the adjournment of
14 this legislative session. The other sections of this act become operative
15 on their effective date.

16 Sec. 71. Original sections 18-1737, 43-3314, 43-3318, 60-164.01,
17 60-172, 60-3,162, 60-3,202, 60-3,205, 60-480, 60-497.01, 60-4,131,
18 60-4,131.01, 60-4,139, 60-4,143, 60-4,144.03, 60-4,146.01, 60-4,148,
19 60-4,148.01, 60-4,149, 60-4,150, 60-4,151, and 60-6,254, Reissue Revised
20 Statutes of Nebraska, sections 60-144, 60-146, 60-149, 60-3,198, and
21 60-490, Revised Statutes Cumulative Supplement, 2022, and sections
22 30-24,125, 60-107, 60-119.01, 60-169, 60-302.01, 60-336.01, 60-386,
23 60-3,113.04, 60-3,193.01, 60-462, 60-462.01, 60-479.01, 60-4,111.01,
24 60-4,115, 60-4,132, 60-4,134, 60-4,142, 60-4,144, 60-4,147.02, 60-4,168,
25 60-501, 60-628.01, 60-6,265, 60-2705, 60-2909.01, 75-363, 75-364, 75-366,
26 75-369.03, 75-392, and 75-393, Revised Statutes Supplement, 2023, are
27 repealed.

28 Sec. 72. Original sections 60-6,123, 60-6,290, 60-1401.24,
29 60-1438.01, and 66-4,144, Reissue Revised Statutes of Nebraska, and
30 sections 39-2817, 86-1025, and 86-1029.02, Revised Statutes Cumulative
31 Supplement, 2022, are repealed.

1 Sec. 73. Since an emergency exists, this act takes effect when
2 passed and approved according to law.