

# APPENDIX

## CLASSIFICATION OF PENALTIES

### CLASS I FELONY

#### Death

28-303 Murder in the first degree

### CLASS IA FELONY

#### Life imprisonment (persons 18 years old or older)

#### Maximum for persons under 18 years old—life imprisonment

#### Minimum for persons under 18 years old—forty years' imprisonment

28-202 Criminal conspiracy to commit a Class IA felony

28-303 Murder in the first degree

28-313 Kidnapping

28-391 Murder of an unborn child in the first degree

28-1223 Using explosives to damage or destroy property resulting in death

28-1224 Using explosives to kill or injure any person resulting in death

### CLASS IB FELONY

#### Maximum—life imprisonment

#### Minimum—twenty years' imprisonment

28-111 Sexual assault of a child in the first degree committed against a person because of his or her race, color, religion, ancestry, national origin, gender, sexual orientation, age, or disability or because of his or her association with such a person

28-111 Sexual assault of a child in the second or third degree, with prior sexual assault convictions, committed against a person because of his or her race, color, religion, ancestry, national origin, gender, sexual orientation, age, or disability or because of his or her association with such a person

28-115 Sexual assault of a child in the second or third degree, with prior sexual assault conviction, committed against a pregnant woman

28-115 Sexual assault of a child in the first degree committed against a pregnant woman

28-202 Criminal conspiracy to commit a Class IB felony

28-304 Murder in the second degree

28-319.01 Sexual assault of a child in the first degree

28-319.01 Sexual assault of a child in the first degree with prior sexual assault conviction

28-392 Murder of an unborn child in the second degree

28-416 Knowingly or intentionally manufacturing, distributing, delivering, dispensing, or possessing with intent to manufacture, distribute, deliver, or dispense amphetamine or methamphetamine in a quantity of 140 grams or more

28-416 Offenses relating to amphetamine or methamphetamine in a quantity of at least 10 grams but less than 28 grams, second or subsequent offense involving minors or near youth facilities

28-416 Offenses relating to amphetamine or methamphetamine in a quantity of 28 grams or more involving minors or near youth facilities

**CLASS IB FELONY**

- 28-416 Possessing a firearm while violating prohibition on the manufacture, distribution, delivery, dispensing, or possession of amphetamine or methamphetamine in a quantity of at least 28 grams
- 28-416 Knowingly or intentionally manufacturing, distributing, delivering, dispensing, or possessing with intent to manufacture, distribute, deliver, or dispense cocaine or any mixture containing cocaine, or base cocaine (crack) or any mixture containing base cocaine, in a quantity of 140 grams or more
- 28-416 Knowingly or intentionally manufacturing, distributing, delivering, dispensing, or possessing with intent to manufacture, distribute, deliver, or dispense heroin or any mixture containing heroin in a quantity of 140 grams or more
- 28-416 Offenses relating to cocaine or base cocaine (crack) in a quantity of 28 grams or more involving minors or near youth facilities
- 28-416 Offenses relating to cocaine or base cocaine (crack) in a quantity of at least 10 grams but less than 28 grams, second or subsequent offense involving minors or near youth facilities
- 28-416 Possessing a firearm while violating prohibition on the manufacture, distribution, delivery, dispensing, or possession of cocaine or any mixture containing cocaine, or base cocaine (crack) or any mixture containing base cocaine, in a quantity of 28 grams or more
- 28-416 Offenses relating to heroin in a quantity of 28 grams or more involving minors or near youth facilities
- 28-416 Offenses relating to heroin in a quantity of at least 10 grams but less than 28 grams, second or subsequent offense involving minors or near youth facilities
- 28-416 Possessing a firearm while violating prohibition on the manufacture, distribution, delivery, dispensing, or possession of heroin or any mixture containing heroin in a quantity of at least 28 grams
- 28-457 Permitting a child or vulnerable adult to inhale, have contact with, or ingest methamphetamine resulting in death
- 28-707 Child abuse committed knowingly and intentionally and resulting in death
- 28-831 Labor trafficking or sex trafficking of a minor
- 28-1206 Possession of a firearm by a prohibited person, second or subsequent offense
- 28-1356 Obtaining a real property interest or establishing or operating an enterprise by means of racketeering activity punishable as a Class I, IA, or IB felony

**CLASS IC FELONY**

**Maximum—fifty years' imprisonment**

**Mandatory minimum—five years' imprisonment**

- 28-115 Assault on an officer, an emergency responder, a state correctional employee, a Department of Health and Human Services employee, or a health care professional in the first degree committed against a pregnant woman
- 28-202 Criminal conspiracy to commit a Class IC felony

**CLASS IC FELONY**

- 28-320.01 Sexual assault of a child in the second degree with prior sexual assault conviction
- 28-320.01 Sexual assault of a child in the third degree with prior sexual assault conviction
- 28-320.02 Sexual assault of minor or person believed to be a minor lured by electronic communication device, second offense or with previous conviction of sexual assault
- 28-416 Knowingly or intentionally manufacturing, distributing, delivering, dispensing, or possessing with intent to manufacture, distribute, deliver, or dispense cocaine or any mixture containing cocaine, or base cocaine (crack) or any mixture containing base cocaine, in a quantity of at least 28 grams but less than 140 grams
- 28-416 Knowingly or intentionally manufacturing, distributing, delivering, dispensing, or possessing with intent to manufacture, distribute, deliver, or dispense heroin or any mixture containing heroin in a quantity of at least 28 grams but less than 140 grams
- 28-416 Offenses relating to cocaine or base cocaine (crack) in a quantity of at least 10 grams but less than 28 grams, first offense involving minors or near youth facilities
- 28-416 Offenses relating to heroin in a quantity of at least 10 grams but less than 28 grams, first offense involving minors or near youth facilities
- 28-416 Possessing a firearm while violating prohibition on the manufacture, distribution, delivery, dispensing, or possession of cocaine or any mixture containing cocaine, or base cocaine (crack) or any mixture containing base cocaine, in a quantity of at least 10 grams but less than 28 grams
- 28-416 Possessing a firearm while violating prohibition on the manufacture, distribution, delivery, dispensing, or possession of heroin or any mixture containing heroin in a quantity of at least 10 grams but less than 28 grams
- 28-416 Manufacture, distribute, deliver, dispense, or possess exceptionally hazardous drug in Schedule I, II, or III of section 28-405, second or subsequent offense involving minors or near youth facilities
- 28-416 Knowingly or intentionally manufacturing, distributing, delivering, dispensing, or possessing with intent to manufacture, distribute, deliver, or dispense amphetamine or methamphetamine in a quantity of at least 28 grams but less than 140 grams
- 28-416 Offenses relating to amphetamine or methamphetamine in a quantity of at least 10 grams but less than 28 grams, first offense involving minors or near youth facilities
- 28-416 Possessing a firearm while violating prohibition on the manufacture, distribution, delivery, dispensing, or possession of amphetamine or methamphetamine in a quantity of at least 10 grams but less than 28 grams
- 28-813.01 Possession of visual depiction of sexually explicit conduct containing a child by a person with previous conviction
- 28-1205 Use of firearm to commit a felony
- 28-1212.04 Discharge of firearm within certain cities or counties from vehicle or proximity of vehicle at a person, structure, vehicle, or aircraft

**CLASS IC FELONY**

- 28-1463.04 Child pornography by person with previous conviction
- 28-1463.05 Possession of child pornography with intent to distribute by person with previous conviction

**CLASS ID FELONY**

**Maximum—fifty years' imprisonment**

**Mandatory minimum—three years' imprisonment**

- 28-111 Assault in the first degree committed against a person because of his or her race, color, religion, ancestry, national origin, gender, sexual orientation, age, or disability or because of his or her association with such a person
- 28-111 Kidnapping (certain situations) committed against a person because of his or her race, color, religion, ancestry, national origin, gender, sexual orientation, age, or disability or because of his or her association with such a person
- 28-111 Sexual assault in the first degree committed against a person because of his or her race, color, religion, ancestry, national origin, gender, sexual orientation, age, or disability or because of his or her association with such a person
- 28-111 Arson in the first degree committed against a person because of his or her race, color, religion, ancestry, national origin, gender, sexual orientation, age, or disability or because of his or her association with such a person
- 28-111 Sexual assault of a child in the second degree, first offense, committed against a person because of his or her race, color, religion, ancestry, national origin, gender, sexual orientation, age, or disability or because of his or her association with such a person
- 28-115 Assault in the first degree committed against a pregnant woman
- 28-115 Assault on an officer, an emergency responder, a state correctional employee, a Department of Health and Human Services employee, or a health care professional in the second degree committed against a pregnant woman
- 28-115 Sexual assault in the first degree committed against a pregnant woman
- 28-115 Sexual assault of a child in the second degree, first offense, committed against a pregnant woman
- 28-115 Domestic assault in the first degree, second or subsequent offense against same intimate partner, committed against a pregnant woman
- 28-115 Certain acts of assault, terroristic threats, kidnapping, or false imprisonment committed by legally confined person against a pregnant woman
- 28-202 Criminal conspiracy to commit a Class ID felony
- 28-320.02 Sexual assault of minor or person believed to be a minor lured by electronic communication device, first offense
- 28-416 Knowingly or intentionally manufacturing, distributing, delivering, dispensing, or possessing with intent to manufacture, distribute, deliver, or dispense cocaine or any mixture containing cocaine, or base cocaine (crack) or any mixture containing base cocaine, in a quantity of at least 10 grams but less than 28 grams

**CLASS ID FELONY**

- 28-416 Knowingly or intentionally manufacturing, distributing, delivering, dispensing, or possessing with intent to manufacture, distribute, deliver, or dispense heroin or any mixture containing heroin in a quantity of at least 10 grams but less than 28 grams
- 28-416 Knowingly or intentionally manufacturing, distributing, delivering, dispensing, or possessing with intent to manufacture, distribute, deliver, or dispense amphetamine or methamphetamine in a quantity of at least 10 grams but less than 28 grams
- 28-416 Manufacture, distribute, deliver, dispense, or possess exceptionally hazardous drug in Schedule I, II, or III of section 28-405, first offense involving minors or near youth facilities
- 28-416 Possessing a firearm while violating prohibition on the manufacture, distribution, delivery, dispensing, or possession of an exceptionally hazardous drug in Schedule I, II, or III of section 28-405
- 28-416 Manufacture, distribute, deliver, dispense, or possess certain controlled substances in Schedule I, II, or III of section 28-405, second or subsequent offense involving minors or near youth facilities
- 28-929 Assault on an officer, an emergency responder, a state correctional employee, a Department of Health and Human Services employee, or a health care professional in the first degree
- 28-1206 Possession of a firearm by a prohibited person, first offense
- 28-1212.02 Unlawful discharge of firearm at an occupied building, vehicle, or aircraft
- 28-1463.04 Child pornography by person 19 years old or older

**CLASS II FELONY**

**Maximum—fifty years' imprisonment**

**Minimum—one year imprisonment**

- 28-111 Assault in the second degree committed against a person because of his or her race, color, religion, ancestry, national origin, gender, sexual orientation, age, or disability or because of his or her association with such a person
- 28-111 Manslaughter committed against a person because of his or her race, color, religion, ancestry, national origin, gender, sexual orientation, age, or disability or because of his or her association with such a person
- 28-111 Sexual assault in the second degree committed against a person because of his or her race, color, religion, ancestry, national origin, gender, sexual orientation, age, or disability or because of his or her association with such a person
- 28-111 Arson in the second degree committed against a person because of his or her race, color, religion, ancestry, national origin, gender, sexual orientation, age, or disability or because of his or her association with such a person
- 28-115 Assault in the second degree committed against a pregnant woman
- 28-115 Assault with a deadly or dangerous weapon by a legally confined person committed against a pregnant woman
- 28-115 Sexual assault in the second degree committed against a pregnant woman

## **CLASS II FELONY**

28-115	Sexual abuse of an inmate or parolee in the first degree committed against a pregnant woman
28-115	Sexual abuse of a protected individual, first degree, committed against a pregnant woman
28-115	Domestic assault in the first degree, first offense, committed against a pregnant woman
28-115	Domestic assault in the second degree, second or subsequent offense against same intimate partner, committed against a pregnant woman
28-201	Criminal attempt to commit a Class I, IA, IB, IC, or ID felony
28-202	Criminal conspiracy to commit a Class I or II felony
28-306	Motor vehicle homicide by person driving under the influence of alcohol or drugs with prior conviction of driving under the influence of alcohol or drugs
28-308	Assault in the first degree
28-311.08	Distributing or otherwise making public an image or video of the intimate area of another recorded without his or her knowledge and consent when his or her intimate area would not be generally visible to the public regardless of whether in a public or private place, third or subsequent violation
28-313	Kidnapping (certain situations)
28-319	Sexual assault in the first degree
28-320.01	Sexual assault of a child in the second degree, first offense
28-323	Domestic assault in the first degree, second or subsequent offense
28-324	Robbery
28-416	Manufacture, distribute, deliver, dispense, or possess exceptionally hazardous drug in Schedule I, II, or III of section 28-405
28-416	Manufacture, distribute, deliver, dispense, or possess certain controlled substances in Schedule I, II, or III of section 28-405, first offense involving minors or near youth facilities
28-416	Possessing a firearm while violating prohibition on the manufacture, distribution, delivery, dispensing, or possession of certain controlled substances in Schedule I, II, or III of section 28-405
28-502	Arson in the first degree
28-638	Criminal impersonation by falsely representing business or engaging in profession, business, or occupation without license if the credit, money, goods, services, or other thing of value that was gained or was attempted to be gained was \$5,000 or more, second or subsequent offense
28-638	Criminal impersonation by providing false identification information to court or law enforcement officer, third or subsequent offense
28-639	Identity theft if the credit, money, goods, services, or other thing of value that was gained or was attempted to be gained was \$5,000 or more, second or subsequent offense
28-644	Violation of Counterfeit Airbag Protection Act resulting in death
28-707	Child abuse committed knowingly and intentionally and resulting in serious bodily injury
28-802	Pandering
28-831	Labor trafficking or sex trafficking

**CLASS II FELONY**

- 28-919 Tampering with a witness, informant, or juror when involving a pending criminal proceeding alleging a violation of another offense classified as a Class II felony or higher
- 28-922 Tampering with physical evidence when involving a pending criminal proceeding alleging a violation of another offense classified as a Class II felony or higher
- 28-930 Assault on an officer, an emergency responder, a state correctional employee, a Department of Health and Human Services employee, or a health care professional in the second degree
- 28-933 Certain acts of assault, terroristic threats, kidnapping, or false imprisonment committed by legally confined person
- 28-1205 Possession of firearm during commission of a felony
- 28-1205 Use of deadly weapon other than a firearm to commit a felony
- 28-1222 Using explosives to commit a felony, second or subsequent offense
- 28-1223 Using explosives to damage or destroy property resulting in personal injury
- 28-1224 Using explosives to kill or injure any person resulting in personal injury
- 30-619 Willfully conceal or destroy evidence of any person's disqualification as a surrogate under the Health Care Surrogacy Act
- 30-3432 Sign or alter without authority or alter, forge, conceal, or destroy a power of attorney for health care or conceal or destroy a revocation with the intent and effect of withholding or withdrawing life-sustaining procedures or nutrition or hydration
- 60-690 Aiding or abetting a violation of Nebraska Rules of the Road
- 60-6,197.03 Operation of a motor vehicle while under the influence of alcoholic liquor or of any drug or refusing chemical test, fifth or subsequent offense committed with .15 gram alcohol concentration
- 70-2105 Destroy, damage, or cause loss to nuclear electrical generating facility or steal or render nuclear fuel unusable or unsafe

**CLASS IIA FELONY**

**Maximum—twenty years' imprisonment**

**Minimum—none**

- 28-201 Attempt to commit a Class II felony
- 28-204 Harboring, concealing, or aiding a felon who committed a Class I, IA, IB, IC, or ID felony
- 28-305 Manslaughter
- 28-306 Motor vehicle homicide by person driving under the influence of alcohol or drugs with no prior conviction
- 28-309 Assault in the second degree
- 28-310.01 Assault by strangulation or suffocation using a dangerous instrument, or resulting in serious bodily injury, or after previous conviction under this section
- 28-311 Criminal child enticement with previous conviction of enumerated crimes
- 28-311.08 Distributing or otherwise making public an image or video of the intimate area of another recorded without his or her knowledge and consent when his or her intimate area would not be generally visible to

## CLASS IIA FELONY

	the public regardless of whether in a public or private place, first or second violation
28-316.01	Sexual abuse by a school employee in the first degree
28-320	Sexual assault in the second degree
28-322.02	Sexual abuse of inmate or parolee in the first degree
28-322.04	Sexual abuse of a protected individual in the first degree
28-322.05	Sexual abuse of a detainee in the first degree
28-323	Domestic assault in the first degree, first offense
28-323	Domestic assault in the second degree, second or subsequent offense
28-393	Manslaughter of unborn child
28-394	Motor vehicle homicide of unborn child by person driving under the influence of alcohol or drugs with prior conviction of driving under the influence
28-397	Assault of unborn child in the first degree
28-416	Manufacture, distribute, deliver, dispense, or possess certain controlled substances in Schedule I, II, or III of section 28-405
28-416	Manufacture, distribute, deliver, dispense, or possess controlled substances in Schedule IV or V of section 28-405, second or subsequent offense involving minors or near youth facilities
28-507	Burglary
28-518	Theft, value \$5,000 or more
28-603	Forgery in the second degree, face value \$5,000 or more
28-611	Issuing or passing bad check or other instrument, amount of \$5,000 or more
28-611.01	Issuing a no-account check, amount less than \$1,500 or more, second or subsequent offense
28-620	Unauthorized use or uses of financial transaction device, total value more than \$5,000, within six months from first unauthorized use
28-621	Criminal possession of four or more financial transaction devices
28-622	Unlawful circulation of a financial transaction device in the first degree
28-627	Unlawful manufacture of a financial transaction device
28-638	Criminal impersonation by falsely representing business or engaging in profession, business, or occupation without license if the credit, money, goods, services, or other thing of value that was gained or was attempted to be gained was \$5,000 or more, second or subsequent offense
28-639	Identity theft if the credit, money, goods, services, or other thing of value that was gained or was attempted to be gained was \$5,000 or more, first offense
28-644	Violation of Counterfeit Airbag Prevention Act resulting in serious bodily injury
28-703	Incest with a person under 18 years old
28-707	Child abuse committed negligently resulting in death
28-813.01	Possessing visual depiction of sexually explicit conduct containing a child by a person 19 years old or older
28-831	Benefitting from or participating in a labor trafficking or sex trafficking venture
28-912	Escape using force, threat, deadly weapon, or dangerous instrument
28-932	Assault with a deadly or dangerous weapon by a legally confined person



**CLASS IIA FELONY**

- 28-1212.03 Possession, receipt, retention, or disposal of a stolen firearm knowing or believing, or when person should have known or had reasonable cause to believe, firearm to be stolen
- 28-1222 Using explosives to commit a felony, first offense
- 28-1224 Using explosives to kill or injure any person unless personal injury or death occurs
- 28-1463.05 Possession of child pornography with intent to distribute by person 19 years old or older
- 29-4011 Failure by felony sex offender to register under Sex Offender Registration Act, second or subsequent offense
- 60-6,197.03 Operation of a motor vehicle while under the influence of alcoholic liquor or of any drug or refusing chemical test, fourth offense committed with .15 gram alcohol concentration
- 60-6,197.03 Operation of a motor vehicle while under the influence of alcoholic liquor or of any drug or refusing chemical test, fifth or subsequent offense
- 60-6,197.06 Operating a motor vehicle when operator's license has been revoked for driving under the influence, second or subsequent offense

**CLASS III FELONY**

**Maximum—four years' imprisonment and two years' post-release supervision or twenty-five thousand dollars' fine, or both**  
**Minimum—none for imprisonment and nine months' post-release supervision if imprisonment is imposed**

- 2-1220 Knowingly and willfully commit fraudulent acts regarding racehorses
- 8-138 Officer, agent, or employee accepting or receiving deposits on behalf of insolvent bank
- 8-139 Acting or attempting to act as active executive officer of a bank when license has been revoked or authority has been suspended
- 8-175 Banks, false entry or statements, offenses relating to records
- 8-224.01 Substitution or investment of estate or trust assets for or in securities of the trust company controlling the estate or trust; loans of trust company assets to trust company officials or employees
- 8-702 Bank continuing to do business after charter is forfeited
- 9-814 Altering lottery tickets to defraud under State Lottery Act
- 24-216 Clerk of the Supreme Court intentionally making a false report under oath, perjury
- 25-2310 Fraudulently invoking privilege of proceeding in forma pauperis
- 28-107 Felony defined outside of criminal code
- 28-111 Terroristic threats committed against a person because of his or her race, color, religion, ancestry, national origin, gender, sexual orientation, age, or disability or because of his or her association with such a person
- 28-111 Stalking, certain situations or subsequent conviction within 7 years, committed against a person because of his or her race, color, religion, ancestry, national origin, gender, sexual orientation, age, or disability or because of his or her association with such a person
- 28-111 False imprisonment in the first degree committed against a person because of his or her race, color, religion, ancestry, national origin,

**CLASS III FELONY**

- gender, sexual orientation, age, or disability or because of his or her association with such a person
- 28-111 Sexual assault of a child in the third degree, first offense, committed against a person because of his or her race, color, religion, ancestry, national origin, gender, sexual orientation, age, or disability or because of his or her association with such a person
- 28-115 Assault by legally confined person without a deadly weapon committed against a pregnant woman
- 28-115 Sexual assault of a child in the third degree, first offense, committed against a pregnant woman
- 28-115 Domestic assault in the second degree, first offense, committed against a pregnant woman
- 28-115 Assault on an officer, an emergency responder, a state correctional employee, a Department of Health and Human Services employee, or a health care professional in the third degree committed against a pregnant woman
- 28-115 Assault on an officer, an emergency responder, a state correctional employee, a Department of Health and Human Services employee, or a health care professional using a motor vehicle committed against a pregnant woman
- 28-115 Causing serious bodily injury to a pregnant woman while driving while intoxicated
- 28-115 Sexual abuse of an inmate or parolee in the second degree committed against a pregnant woman
- 28-115 Sexual abuse of a protected individual, second degree, committed against a pregnant woman
- 28-115 Domestic assault in the third degree involving bodily injury, second or subsequent offense against same intimate partner, committed against a pregnant woman
- 28-202 Criminal conspiracy to commit a Class III felony
- 28-310.01 Strangulation without dangerous instrument
- 28-328 Performance of partial-birth abortion
- 28-342 Sale, transfer, distribution, or giving away of live or viable aborted child or consenting to, aiding, or abetting the same
- 28-416 Manufacture, distribute, deliver, dispense, or possess controlled substances in Schedule IV or V of section 28-405, first offense involving minors or near youth facilities
- 28-416 Possessing a firearm while violating prohibition on the manufacture, distribution, delivery, dispensing, or possession of controlled substances in Schedule IV or V of section 28-405
- 28-503 Arson in the second degree
- 28-602 Forgery in the first degree
- 28-611.01 Issuing a no-account check in an amount of \$5,000 or more, first offense
- 28-611.01 Issuing a no-account check in an amount of \$1,500 or more, second or subsequent offense
- 28-625 Criminal sale of two or more blank financial transaction devices
- 28-638 Criminal impersonation by falsely representing business or engaging in profession, business, or occupation without license if the credit, money,

### CLASS III FELONY

	goods, services, or other thing of value that was gained or was attempted to be gained was \$5,000 or more, first offense
28-638	Criminal impersonation by falsely representing business or engaging in profession, business, or occupation without license if the credit, money, goods, services, or other thing of value that was gained or was attempted to be gained was \$1,500 or more but less than \$5,000, second or subsequent offense
28-638	Criminal impersonation by providing false identification information to court or law enforcement officer, second offense
28-639	Identity theft if the credit, money, goods, services, or other thing of value that was gained or was attempted to be gained was \$1,500 or more but less than \$5,000, second or subsequent offense
28-644	Violation of Counterfeit Airbag Prevention Act resulting in bodily injury
28-703	Incest with a person under 18 years old
28-804	Keeping a place of prostitution used by a person under 18 years old practicing prostitution
28-912	Escape when detained or under arrest on a felony charge
28-912	Escape, public servant concerned in detention permits another to escape
28-915	Perjury and subornation of perjury
28-1102	Promoting gambling in the first degree, third or subsequent offense
28-1105.01	Gambling debt collection
28-1204.01	Unlawful transfer of a firearm to a juvenile
28-1205	Possession of deadly weapon other than a firearm during commission of a felony
28-1206	Possession of deadly weapon other than a firearm by a prohibited person
28-1207	Possession of a defaced firearm
28-1208	Defacing a firearm
28-1223	Using explosives to damage or destroy property unless personal injury or death occurs
28-1344	Unauthorized access to a computer which deprives another of property or services or obtains property or services of another with value of \$5,000 or more
28-1345	Unauthorized access to a computer which causes damages of \$5,000 or more
28-1356	Obtaining a real property interest or establishing or operating an enterprise by means of racketeering activity or unlawful debt collection
28-1423	Swearing falsely regarding sales of tobacco
28-1463.04	Child pornography by person under 19 years old
30-2219	Falsifying representation under Uniform Probate Code
30-24,125	False statement regarding personal property of decedent
30-24,129	False statement regarding real property of decedent
32-1514	Forging candidate filing form for election nomination
32-1516	Forging initials or signatures on official ballots or falsifying, destroying, or suppressing candidate filing forms
32-1517	Employer penalizing employee for serving as election official
38-140	Violation of cease and desist order prohibiting the unauthorized practice of a credentialed profession or unauthorized operation of a credentialed business under Uniform Credentialing Act

**CLASS III FELONY**

- 38-1,124 Violation of cease and desist order prohibiting the unauthorized practice of a credentialed profession or unauthorized operation of a credentialed business under Uniform Credentialing Act
- 44-10,108 Fraudulent statement in report or statement for benefits from a fraternal benefit society
- 54-1,123 Selling livestock without evidence of ownership
- 54-1,124 Branding another's livestock, defacing marks
- 54-1,124.01 Willfully and knowingly apply, remove, damage, or alter an approved nonvisual identifier or expunge, alter, render inaccessible, or otherwise corrupt its recorded or imbedded information with intent to deprive or falsely assert ownership
- 54-1,125 Forging or altering livestock ownership document when value is \$1,000 or more
- 57-1211 Intentionally making false oath to uranium severance tax return or report
- 60-169 False statement on affidavit of affixture for mobile home or manufactured home
- 60-690 Aiding or abetting a violation of Nebraska Rules of the Road
- 60-698 Motor vehicle accident resulting in serious bodily injury or death, violation of duty to stop
- 66-727 Violation of motor fuel tax laws when the amount involved is \$5,000 or more, provisions relating to evasion of tax, keeping books and records, making false statements
- 71-7462 Wholesale drug distribution in violation of Wholesale Drug Distributor Licensing Act
- 71-8929 Veterinary drug distribution in violation of Veterinary Drug Distribution Licensing Act
- 75-151 Violation by officer or agent of common carriers in consolidation or increase in stock, issuance of securities
- 77-5016.01 Falsifying a representation before the Tax Equalization and Review Commission
- 79-541 School district meeting or election, false oath
- 83-174.05 Failure to comply with community supervision, second or subsequent offense
- 83-184 Escape from custody (certain situations)

**CLASS IIIA FELONY**

**Maximum—three years' imprisonment and eighteen months' post-release supervision or ten thousand dollars' fine, or both**  
**Minimum—none for imprisonment and nine months' post-release supervision if imprisonment is imposed**

- 28-111 Arson in the third degree, damages of \$1,500 or more, committed against a person because of his or her race, color, religion, ancestry, national origin, gender, sexual orientation, age, or disability or because of his or her association with such a person
- 28-111 Criminal mischief, pecuniary loss in excess of \$5,000 or substantial disruption of public communication or utility, committed against a person because of his or her race, color, religion, ancestry, national origin, gender, sexual orientation, age, or disability or because of his or her association with such a person

**CLASS IIIA FELONY**

28-111	Unauthorized application of graffiti, second or subsequent offense, committed against a person because of his or her race, color, religion, ancestry, national origin, gender, sexual orientation, age, or disability or because of his or her association with such a person
28-115	Domestic assault in the third degree in a menacing manner, committed against a pregnant woman
28-115	Assault in the third degree (certain situations) committed against a pregnant woman
28-115	Sexual assault in the third degree committed against a pregnant woman
28-115	Domestic assault in the third degree, first offense involving bodily injury, committed against a pregnant woman
28-204	Harboring, concealing, or aiding a felon who committed a Class II or IIA felony
28-306	Motor vehicle homicide by person driving in a reckless manner
28-310.01	Assault by strangulation or suffocation
28-311	Criminal child enticement
28-311.01	Terroristic threats
28-311.04	Stalking (certain situations)
28-314	False imprisonment in the first degree
28-316.01	Sexual abuse by a school employee in the second degree
28-320.01	Sexual assault of a child in the third degree, first offense
28-322.03	Sexual abuse of an inmate or parolee in the second degree
28-322.04	Sexual abuse of a protected individual in the second degree
28-322.05	Sexual abuse of a detainee in the second degree
28-323	Domestic assault in the third degree, second or subsequent offense (certain situations)
28-386	Knowing and intentional abuse, neglect, or exploitation of a vulnerable or senior adult
28-394	Motor vehicle homicide of an unborn child by person driving in a reckless manner
28-394	Motor vehicle homicide of an unborn child by person driving under the influence of alcohol or drugs with no prior conviction
28-398	Assault of an unborn child in the second degree
28-416	Manufacture, distribute, deliver, dispense, or possess controlled substances in Schedule IV or V of section 28-405
28-457	Permitting a child or vulnerable adult to ingest methamphetamine, second or subsequent offense
28-457	Permitting a child or vulnerable adult to inhale, have contact with, or ingest methamphetamine causing serious bodily injury
28-634	Unlawful use or possession of an electronic payment card scanning device or encoding machine, second or subsequent offense
28-644	Second or subsequent violation of Counterfeit Airbag Prevention Act
28-707	Child abuse committed knowingly and intentionally and not resulting in serious bodily injury or death
28-707	Child abuse committed negligently, resulting in serious bodily injury but not death
28-904	Resisting arrest, second or subsequent offense
28-904	Resisting arrest using deadly or dangerous weapon

**CLASS IIIA FELONY**

- 28-931 Assault on an officer, an emergency responder, a state correctional employee, a Department of Health and Human Services employee, or a health care professional in the third degree
- 28-931.01 Assault on an officer, an emergency responder, a state correctional employee, a Department of Health and Human Services employee, or a health care professional using a motor vehicle
- 28-932 Assault by legally confined person without a deadly weapon
- 28-934 Assault with a bodily fluid against a public safety officer with knowledge that bodily fluid was infected with HIV, Hep B, or Hep C
- 28-1005 Dogfighting, cockfighting, bearbaiting, etc., promoter, owner, employee, property owner, or spectator
- 28-1009 Cruel mistreatment of animal not involving torture or mutilation, second or subsequent offense
- 28-1009 Cruel mistreatment of animal involving torture or mutilation
- 28-1009 Harassment of police animal resulting in death of animal
- 28-1204.05 Unlawful possession of a firearm by a prohibited juvenile offender, second or subsequent offense
- 28-1463.05 Possession of child pornography with intent to distribute by person under 19 years old
- 29-4011 Failure by felony sex offender to register under Sex Offender Registration Act, first offense
- 29-4011 Failure by misdemeanor sex offender to register under Sex Offender Registration Act, second or subsequent offense
- 53-180.05 Knowingly and intentionally dispensing alcohol in any manner to minors or incompetents resulting in serious bodily injury or death caused by the minors' consumption or impaired condition
- 60-690 Aiding or abetting a violation of Nebraska Rules of the Road
- 60-698 Motor vehicle accident resulting in injury other than serious bodily injury, violation of duty to stop
- 60-6,197.03 Operation of a motor vehicle while under the influence of alcoholic liquor or of any drug or refusing chemical test, third offense committed with .15 gram alcohol concentration
- 60-6,197.03 Operation of a motor vehicle while under the influence of alcoholic liquor or of any drug or refusing chemical test, fourth offense committed with less than .15 gram alcohol concentration
- 60-6,198 Causing serious bodily injury to person or unborn child while driving while intoxicated
- 71-4839 Knowingly purchase or sell a body part for transplantation, therapy, research, or education if removal is to occur after death
- 71-4840 Intentionally falsifying, forging, concealing, defacing, or obliterating a document related to anatomical gifts for financial gain

**CLASS IV FELONY**

**Maximum—two years' imprisonment and twelve months' post-release supervision or ten thousand dollars' fine, or both**  
**Minimum—none for imprisonment and none for post-release supervision**

- 2-1215 Conducting horseracing or betting on horseraces without license or violating horseracing provisions
- 2-1218 Drugging horses or permitting drugged horses to run in a horserace

**CLASS IV FELONY**

2-1825	Forge, counterfeit, or use without authorization an inspection legend or certificate of Director of Agriculture on potatoes
8-103	Department of Banking and Finance personnel borrowing money from certain financial institutions or aiding or abetting such violation
8-133	Pledging bank assets for making or retaining a deposit in bank or accepting such pledge of assets
8-133	Overpayment of interest to bank officer or employee
8-133	Request or receipt of overpayment of interest by bank officer or employee
8-142	Bank officer, employee, director, or agent violating loan limits resulting in insolvency of bank
8-143.01	Illegal bank loans to executive officers, directors, or shareholders
8-147	Banks, illegal transfer of assets, limitation on amounts of loans and investments
8-1,139	Financial institutions, misappropriation of funds or assets
8-225	Trust companies, false statement or book entry, destruction or secretion of records
8-333	Building and loan association, false statement or book entry
8-1117	Violation of Securities Act of Nebraska or any rule or regulation under the act
8-1729	Willful violation of Commodity Code or rule, regulation, or order under the code
9-262	Second or subsequent violation of Nebraska Bingo Act when not otherwise specified
9-262	Specified violations of Nebraska Bingo Act
9-262	Intentionally employing or possessing device to facilitate cheating at bingo or using any fraud in connection with a bingo game, gain of \$1,500 or more
9-352	Second or subsequent violation of Nebraska Pickle Card Lottery Act when not otherwise specified
9-352	Specified violations of Nebraska Pickle Card Lottery Act
9-352	Intentionally employing or possessing device to facilitate cheating at lottery by sale of pickle cards or using any fraud in connection with such lottery, gain of \$1,500 or more
9-434	Second or subsequent violation of Nebraska Lottery and Raffle Act when not otherwise specified
9-434	Specified violations of Nebraska Lottery and Raffle Act
9-434	Intentionally employing or possessing device to facilitate cheating at lottery or raffle, or using any fraud in connection with such lottery or raffle, gain of \$1,500 or more
9-652	Second or subsequent violation of Nebraska County and City Lottery Act when not otherwise specified
9-652	Specified violations of Nebraska County and City Lottery Act
9-652	Intentionally employing or possessing device to facilitate cheating at keno, or using any fraud in connection with keno, gain of \$1,500 or more
9-814	Providing false information pursuant to State Lottery Act
9-1114	Knowingly make a false or misleading statement or entry or fail to maintain or make any such entry in any report or record required to be

#### **CLASS IV FELONY**

9-1207	maintained or submitted by the Nebraska Racetrack Gaming Act Willful failure, neglect, or refusal of an authorized gaming operator to make any required report
10-509	Funding bonds of counties, fraudulent issue or use
11-101.02	False statement in oath of office
23-135.01	False claim against county when value is \$1,500 or more
23-3113	County purchasing agent or staff member violating County Purchasing Act
25-1673	Illegal disclosure of juror names
25-1676	Placing names on any jury list in a manner not authorized by the Jury Selection Act
28-111	Assault in the third degree (certain situations) committed against a person because of his or her race, color, religion, ancestry, national origin, gender, sexual orientation, age, or disability or because of his or her association with such a person
28-111	Stalking, first offense or certain situations, committed against a person because of his or her race, color, religion, ancestry, national origin, gender, sexual orientation, age, or disability or because of his or her association with such a person
28-111	False imprisonment in the second degree committed against a person because of his or her race, color, religion, ancestry, national origin, gender, sexual orientation, age, or disability or because of his or her association with such a person
28-111	Sexual assault in the third degree committed against a person because of his or her race, color, religion, ancestry, national origin, gender, sexual orientation, age, or disability or because of his or her association with such a person
28-111	Arson in the third degree, damages \$500 or more but less than \$1,500, committed against a person because of his or her race, color, religion, ancestry, national origin, gender, sexual orientation, age, or disability or because of his or her association with such a person
28-111	Criminal mischief, pecuniary loss of \$1,500 or more but less than \$5,000, committed against a person because of his or her race, color, religion, ancestry, national origin, gender, sexual orientation, age, or disability or because of his or her association with such a person
28-111	Criminal trespass in the first degree committed against a person because of his or her race, color, religion, ancestry, national origin, gender, sexual orientation, age, or disability or because of his or her association with such a person
28-201	Criminal attempt to commit certain Class III or IIIA felonies
28-202	Criminal conspiracy to commit a Class IV felony
28-204	Harboring, concealing, or aiding a felon who committed a Class III or IIIA felony
28-204	Obstructing the apprehension of a felon who committed a felony other than a Class IV felony
28-205	Aiding consummation of felony
28-307	Assisting suicide
28-311.08	Intrude upon another person without his or her consent in a place of solitude or seclusion, second or subsequent offense



**CLASS IV FELONY**

28-311.08	Photograph, film, or otherwise record an image or video of the intimate area of any other person without his or her knowledge and consent when his or her intimate area would not be generally visible to the public regardless of whether in a public or private place, first offense
28-311.08	Distributing or otherwise making public an image or video of another's intimate area or of another engaged in sexually explicit conduct as prescribed, second or subsequent violation
28-311.11	Violating a sexual assault protection order after service or notice, subsequent violation
28-316	Violation of custody with intent to deprive custodian of custody of child
28-316.01	Sexual abuse by a school employee in the third degree
28-323	Domestic assault in the third degree by intentionally and knowingly causing bodily injury to his or her intimate partner or by threatening an intimate partner with imminent bodily injury, second or subsequent offense
28-332	Abortion violations
28-335	Abortion by other than licensed physician
28-335	Physician knowingly or recklessly performs, induces, or attempts to perform or induce abortion without being physically present
28-336	Abortion by other than accepted medical procedures
28-346	Use of premature infant aborted alive for experimentation
28-374.04	Intentional and knowing performance of an unlawful dismemberment abortion
28-3,108	Intentional or reckless performance of or attempt to perform abortion in violation of Pain-Capable Unborn Child Protection Act
28-412	Unlawful prescription of narcotic drugs for detoxification or maintenance treatment
28-416	Knowingly or intentionally unlawfully possessing controlled substance other than marijuana or synthetically produced cannabinoids
28-416	Knowingly or intentionally possessing more than one pound of marijuana
28-416	Possession of money used or intended to be used to violate provisions relating to controlled substances
28-418	Knowing or intentional violation of Uniform Controlled Substances Act
28-451	Possession of anhydrous ammonia with intent to manufacture methamphetamine
28-452	Possession of ephedrine, pseudoephedrine, or phenylpropanolamine with intent to manufacture methamphetamine
28-457	Permitting a child or vulnerable adult to inhale or have contact with methamphetamine, second or subsequent offense
28-471	Offer, display, market, advertise for sale, or sell a lookalike substance
28-504	Arson in the third degree, damages of \$1,500 or more
28-505	Burning to defraud insurer
28-508	Possession of burglar's tools
28-514	Theft of lost, mislaid, or misdelivered property when value is over \$5,000
28-516	Unauthorized use of a propelled vehicle, third or subsequent offense
28-518	Theft when value is \$1,500 or more but less than \$5,000

#### **CLASS IV FELONY**

28-518	Theft when value is more than \$500 but less than \$1,500, second or subsequent offense
28-518	Theft when value is \$500 or less, third or subsequent offense
28-519	Criminal mischief, pecuniary loss of \$5,000 or more or substantial disruption of public communication or utility service
28-524	Unauthorized application of graffiti, second or subsequent offense
28-603	Forgery in the second degree when face value is \$1,500 or more but less than \$5,000
28-604	Criminal possession of a forged instrument prohibited by section 28-602
28-604	Criminal possession of a forged instrument prohibited by section 28-603, amount or value is \$5,000 or more
28-605	Criminal possession of written instrument forgery devices
28-611	Issuing a bad check or other order in an amount of \$1,500 or more but less than \$5,000
28-611	Issuing a bad check or other order in an amount under \$500, second or subsequent offense
28-611	Issuing or passing a bad check or other instrument in amount of \$500 or more but less than \$1,500, second or subsequent offense
28-611.01	Issuing a no-account check in an amount of \$1,500 or more but less than \$5,000, first offense
28-611.01	Issuing a no-account check in an amount under \$1,500, second or subsequent offense
28-612	False statement or book entry in or destruction or secretion of records of financial institution or organization
28-619	Issuing two or more false financial statements to obtain two or more financial transaction devices
28-620	Unauthorized use of a financial transaction device when total value is \$1,500 or more but less than \$5,000 within a six-month period
28-621	Criminal possession of two or three financial transaction devices
28-623	Unlawful circulation of a financial transaction device in the second degree
28-624	Criminal possession of two or more blank financial transaction devices
28-625	Criminal sale of one blank financial transaction device
28-626	Criminal possession of a financial transaction forgery device
28-628	Laundering of sales forms
28-629	Unlawful acquisition of sales form processing services
28-630	Unlawful factoring of a financial transaction device
28-631	Committing a fraudulent insurance act when the amount involved is \$1,500 or more but less than \$5,000
28-631	Committing a fraudulent insurance act when the amount involved is \$500 or more but less than \$1,500, second or subsequent offense
28-631	Committing a fraudulent insurance act with intent to defraud or deceive
28-634	Unlawful use or possession of an electronic payment card scanning device or encoding machine, first offense
28-638	Criminal impersonation by falsely representing business or engaging in profession, business, or occupation without license if the credit, money, goods, services, or other thing of value that was gained or was attempted to be gained was \$1,500 or more but less than \$5,000, first offense

#### **CLASS IV FELONY**

- 28-638 Criminal impersonation by falsely representing business or engaging in profession, business, or occupation without license if the credit, money, goods, services, or other thing of value that was gained or was attempted to be gained was \$500 or more but less than \$1,500, second or subsequent offense
- 28-638 Criminal impersonation by falsely representing business or engaging in profession, business, or occupation without license if no credit, money, goods, services, or other thing of value was gained or was attempted to be gained, or if the credit, money, goods, services, or other thing of value that was gained or was attempted to be gained was less than \$500, third or subsequent offense
- 28-638 Criminal impersonation by providing false identification information to court or law enforcement officer, first offense
- 28-639 Identity theft if the credit, money, goods, services, or other thing of value that was gained or was attempted to be gained was \$1,500 or more but less than \$5,000, first offense
- 28-639 Identity theft if the credit, money, goods, services, or other thing of value that was gained or was attempted to be gained was \$500 or more but less than \$1,500, second or subsequent offense
- 28-639 Identity theft if no credit, money, goods, services, or other thing of value was gained or was attempted to be gained, or if the credit, money, goods, services, or other thing of value that was gained or was attempted to be gained was less than \$500, third or subsequent offense
- 28-640 Identity fraud, second or subsequent offense
- 28-644 Violation of Counterfeit Airbag Prevention Act
- 28-706 Criminal nonsupport in violation of a court order
- 28-801.01 Solicitation of prostitution, second or subsequent offense
- 28-801.01 Solicitation of prostitution with person under 18 years old, first offense
- 28-804 Keeping a place of prostitution used by person 18 years old or older practicing prostitution
- 28-813.01 Possession by a minor of visual depiction of sexually explicit conduct containing a child other than the defendant as one of its participants or portrayed observers, second or subsequent conviction
- 28-833 Enticement by electronic communication device
- 28-905 Operating a motor vehicle to avoid arrest which is a second or subsequent offense, results in death or injury, or involves willful reckless driving
- 28-905 Operating a boat to avoid arrest for felony
- 28-912 Escape (certain situations excepted)
- 28-912 Knowingly causing or facilitating an escape
- 28-912.01 Accessory to escape of juvenile from custody of Office of Juvenile Services
- 28-917 Bribery
- 28-918 Bribery of a witness
- 28-918 Witness accepting bribe or benefit
- 28-919 Tampering with a witness or informant except if involving a pending criminal proceeding alleging violation of another offense classified as a Class I misdemeanor or lower or a violation of a city or village ordinance, or classified as a Class II felony or higher

#### **CLASS IV FELONY**

28-919	Tampering with a juror except if involving a pending criminal proceeding alleging violation of another offense classified as a Class II felony or higher
28-920	Bribery of a juror
28-920	Juror accepting bribe or benefit
28-922	Tampering with physical evidence except if involving a pending criminal proceeding alleging violation of another offense classified as a Class I misdemeanor or lower or a violation of a city or village ordinance, or classified as a Class II felony or higher
28-935	Fraudulently filing a financing statement, lien, or document
28-1009	Abandonment or cruel neglect of animal resulting in serious injury, illness, or death
28-1102	Promoting gambling in the first degree, second offense
28-1202	Minor or prohibited person carrying a concealed weapon, second or subsequent offense
28-1202.04	Failure to immediately inform peace officer or emergency services personnel of concealed handgun, third or subsequent offense
28-1203	Transporting or possessing a machine gun, short rifle, or short shotgun
28-1204.04	Unlawful possession of a firearm at a school
28-1204.05	Unlawful possession of a firearm by a prohibited juvenile offender, first offense
28-1205	Carrying firearm or destructive device during commission of a dangerous misdemeanor, third or subsequent offense
28-1215	Unlawful possession of explosive materials in the first degree
28-1217	Unlawful sale of explosives
28-1219	Explosives, obtaining a permit through false representations
28-1220	Possession of a destructive device
28-1221	Threatening the use of explosives or placing a false bomb
28-1301	Removing, abandoning, or concealing human skeletal remains or burial goods
28-1307	Sell or offer for sale diseased meat
28-1343.01	Unauthorized computer access creating grave risk of death
28-1344	Unauthorized access to a computer which deprives another of property or services or obtains property or services of another with value of \$1,500 or more but less than \$5,000
28-1345	Unauthorized access to a computer causing damages of \$1,500 or more but less than \$5,000
28-1351	Unlawful membership recruitment for an organization or association engaged in criminal acts
28-1469	Operation of aircraft while under the influence of alcohol or drugs, third or subsequent offense
28-1482	Unlawful paramilitary activities
29-908	Failing to appear when on bail for felony offense
32-312	Election falsification on voter registration
32-330	Election falsification for unlawful use of list of registered voters
32-915	Election falsification on provisional ballot
32-939	Election falsification on registering or voting outside the country
32-939.02	Election falsification on ballot to vote early
32-947	Election falsification on ballot to vote early

#### **CLASS IV FELONY**

32-949	Election falsification on ballot to vote early
32-1502	Election falsification
32-1503	Elections, unlawful registration acts
32-1504	Elections, neglect of duty, corruption, or fraud by deputy registrar
32-1508	Election registration, perjury by voter
32-1526	Fraudulent voting by election official
32-1529	Resident of another state voting in this state
32-1530	Voting by ineligible person
32-1531	Voting outside county of residence
32-1532	Aiding unlawful voting
32-1533	Procuring another to vote in county other than that of residence
32-1534	Voting more than once in same election
32-1537	Employer coercing political action of employees
32-1538	Deceiving illiterate elector
32-1539	Violations relating to ballots for early voting
32-1540	Fraudulent voting
32-1541	Making fraudulent entry in list of voters book
32-1542	Unlawful possession of list of voters book, official summary, or election returns
32-1543	Obtaining or attempting to obtain or destroy ballot boxes or ballots by improper means
32-1544	Destruction or falsification of election materials
32-1545	Disclosing election returns before polls have closed or without authorization from election officials
32-1546	Offering or receiving money for signing petitions or falsely swearing to circulator's affidavit on petition
32-1551	Special elections by mail, specified violations
37-554	Prohibited use of explosives or poisons in waters of state
37-1288	Forgery of motorboat title or certificate or use of false name in bill of sale or sworn statement of ownership
37-1298	Knowingly transfer motorboat without salvage certificate of title
38-1,117	False or forged document or fraud in procuring license, certificate, or registration to practice a health profession, aiding or abetting person practicing without a credential, or impersonating a credentialed person
38-2052	Person purporting to be a physician's assistant when not licensed
38-3130	Psychologist filing false diploma, license of another, or forged affidavit of identification
42-924	Knowingly violating a protection order issued pursuant to domestic abuse or harassment case with a prior conviction for violating a protection order
44-165	Financial conglomerate or its directors, officers, employees, or agents violating supervision requirements
44-3,121	Borrowing or rental of securities of insurance company by member, director, or attorney
44-2146	Willful violation of Insurance Holding Company System Act
44-2147	Willful filing of false report under Insurance Holding Company System Act
45-191.03	Loan broker collecting advance fee in excess of \$300 and other violations of loan broker provisions

**CLASS IV FELONY**

45-926	Operating delayed deposit services business without license
46-155	Irrigation districts, officers interested in contracts, accepting bribes or gratuities
48-654.01	Engaging in business practices to avoid higher combined tax rates under the Employment Security Law
49-1476.01	Campaign contributions or expenditures by state lottery contractor
49-14,134	Filing false statement, report, or verification under Nebraska Political Accountability and Disclosure Act
49-14,135	Perjury before Nebraska Accountability and Disclosure Commission
53-1,100	Manufacturing spirits without a license, second or subsequent offense
54-1,125	Using false document of livestock ownership
54-1,125	Forging or altering livestock ownership document when value is over \$300 but less than \$1,000
54-622.01	Owner of dangerous dog which inflicts serious bodily injury, second or subsequent offense
54-753.05	Importation of livestock in violation of an embargo issued by State Veterinarian
54-903	Intentionally, knowingly, or recklessly abandon or cruelly neglect livestock animal resulting in serious injury or illness or death of the livestock animal
54-903	Cruelly mistreat a livestock animal, second or subsequent offense
54-1808	Violation of Nebraska Livestock Sellers Protective Act
54-1913	Violation of Nebraska Meat and Poultry Inspection Law with intent to defraud or by distributing adulterated article
54-2955	Violation of embargo or importation order by State Veterinarian
57-719	Preparation or presentation of false or fraudulent oil and gas severance tax document
59-801	Unlawful restraint of trade or commerce
59-802	Unlawful monopolizing of trade or commerce
59-805	Unlawful restraint of trade; underselling
59-815	Corporation or other association engaged in unlawful restraint of trade
59-825	Refusal to attend and testify in restraint of trade proceedings
59-1522	Unlawful sale and distribution of cigarettes
59-1757	Violations in sales or leases of seller-assisted marketing plans
60-176	Knowing transfer of wrecked, damaged, or destroyed motor vehicle, all-terrain vehicle, or minibike without appropriate certificate of title
60-179	Fraud or forgery in obtaining certificate of title to motor vehicle, all-terrain vehicle, or minibike
60-196	Violating laws relating to odometers
60-492	Impersonating an officer under Motor Vehicle Operator's License Act
60-4,111.01	Trade, sell, or share machine-readable information encoded on driver's license or state identification card
60-4,111.01	Compile, store, or preserve machine-readable information encoded on driver's license or state identification card without authorization
60-4,111.01	Intentional or grossly negligent programming by the programmer which allows for the storage of more than the age and identification number from machine-readable information encoded on driver's license or state identification card or wrongfully certifying the software

**CLASS IV FELONY**

60-4,111.01	Retailer or seller knowingly storing more information than authorized from the machine-readable information encoded on driver's license or state identification card
60-4,111.01	Unauthorized trading, selling, sharing, use for marketing or sales, or reporting of scanned, compiled, stored, or preserved machine-readable information encoded on driver's license or state identification card
60-690	Aiding or abetting a violation of Nebraska Rules of the Road
60-6,197.06	Operating a motor vehicle when operator's license has been revoked for driving under the influence, first offense
60-6,211.11	Operating a motor vehicle while under the influence after tampering with or circumventing an ignition interlock device installed under a court order or Department of Motor Vehicles order while the order is in effect or operating a motor vehicle while under the influence which is not equipped with an ignition interlock device in violation of a court order or Department of Motor Vehicles order
60-1416	Acting as auction, motor vehicle, motorcycle, trailer, or wrecker or salvage dealer, manufacturer, factory representative, or distributor without license
60-2912	Misrepresenting identity or making false statement on application submitted under Uniform Motor Vehicle Records Disclosure Act
66-727	Violations of motor fuel tax laws when the amount involved is less than \$5,000, provisions relating to evasion of tax, keeping books and records, making false statements
66-727	Violations of motor fuel tax laws, including making returns and reports, assignment of licenses and permits, payment of tax
66-1226	Selling automotive spark ignition engine fuels not within specifications, second or subsequent offense
66-1822	False or fraudulent entries in books of a jurisdictional utility
68-1017	Obtaining through fraud assistance to aged, blind, or disabled persons, aid to dependent children, or supplemental nutrition assistance program benefits when value is \$1,500 or more
68-1017.01	Unlawful use, alteration, or transfer of supplemental nutrition assistance program benefits when value is \$1,500 or more
68-1017.01	Unlawful possession or redemption of supplemental nutrition assistance program benefits when value is \$1,500 or more
68-1017.01	Unlawful possession of blank supplemental nutrition assistance program authorizations
69-109	Sale or transfer of personal property with security interest without consent
69-2408	Providing false information on an application for a certificate to purchase a handgun
69-2420	Unlawful acts relating to purchase of a handgun
69-2421	Unlawful sale or delivery of a handgun
69-2422	Knowingly and intentionally obtaining a handgun for purposes of unlawful transfer of the handgun
69-2430	Falsified concealed handgun permit application
69-2709	Knowingly submit false information regarding cigarette and tobacco sales
70-508	False statement on sale, lease, or transfer of public electric plant

**CLASS IV FELONY**

70-511	Excessive promotion expenses on sale of public electric plant
70-514	Failure to file statement of expenditures related to transfer of electric plant facilities or filing false statement
70-2104	Damage, injure, destroy, or attempt to damage, injure, or destroy equipment or structures owned and used by public power suppliers to generate, transmit, or distribute electricity or otherwise interrupt the generation, transmission, or distribution of electricity by a public power supplier
71-649	Vital statistics, unlawful acts
71-2228	Illegal receipt of food supplement benefits when value is \$1,500 or more
71-2229	Unlawful use, alteration, or transfer of food instruments or food supplements when value is \$1,500 or more
71-2229	Unlawful possession or redemption of food supplement benefits when value is \$1,500 or more
71-2229	Unlawful possession of blank authorization to participate in the WIC program or CSF program
71-6312	Unlawfully engaging in an asbestos project without a valid license or using unlicensed employees subsequent to the levy of a civil penalty, second or subsequent offense
71-6329	Engaging in a lead abatement project or lead-based paint profession without a valid license or using unlicensed employees after assessment of a civil penalty, second or subsequent offense
71-6329	Conducting a lead abatement project or lead-based paint profession training program without departmental accreditation after assessment of a civil penalty, second or subsequent offense
71-6329	Issuing fraudulent licenses under Residential Lead-Based Paint Professions Practice Act after assessment of a civil penalty, second or subsequent offense
75-909	Violation of Grain Dealer Act
76-2325.01	Interference with utility poles and wires or transmission of light, heat, power, or telecommunications, loss of \$1,500 or more or substantial disruption of service
76-2728	Violation of Nebraska Foreclosure Protection Act
77-2310	Unlawful removal of state funds or illegal profits by State Treasurer
77-2323	Violation of provisions on deposit of county funds
77-2325	Unlawful removal of county funds or illegal profits by county treasurers
77-2381	Violation of provisions on deposit of local hospital district funds
77-2383	Unlawful removal of funds or illegal profits by secretary-treasurer of local hospital district
77-2614	Altered, forged, or counterfeited stamp, license, permit, or cigarette tax meter impression for sale of cigarettes
77-2615	Violation of cigarette tax provisions when not otherwise specified
77-2615	Evasion of cigarette tax provisions, affixing unauthorized stamp, or sales or possession of cigarettes of manufacturer not in directory
77-2713	Failure to collect, account for, or pay, or prepare or present a false or fraudulent return on, sales and use tax
77-27,113	Evasion of income tax
77-27,114	Failure to collect or account for income taxes
77-27,116	False return on income tax



**CLASS IV FELONY**

- 77-27,119 Unauthorized disclosure of confidential tax information by current or former officers or employees of the Auditor of Public Accounts or the office of Legislative Audit
- 77-4024 Violation of Tobacco Products Tax Act or evasion of act
- 77-4309 Dealer distributing or possessing marijuana or a controlled substance without affixing the official stamp, label, or other indicium
- 77-5544 Unlawful disclosure of confidential information by qualified independent accounting firm under Invest Nebraska Act
- 81-161.05 Materiel division personnel having financial or beneficial personal interest or receiving gifts or rebates
- 81-1108.56 State building division personnel having financial or beneficial personal interest or receiving gifts or rebates
- 81-1508.01 Specific violations of section 404 of federal Clean Water Act, Environmental Protection Act, Integrated Solid Waste Management Act, or Livestock Waste Management Act
- 81-15,111 Violation of Low-Level Radioactive Waste Disposal Act
- 81-3442 Violation of Engineers and Architects Regulation Act, second or subsequent offense
- 83-174.05 Failure to comply with community supervision, first offense
- 83-184 Escape from custody (certain situations)
- 83-198 Threatening or attempting to influence a member or an employee of the Board of Parole
- 83-1,127.02 Operation of vehicle while under the influence with disabled, bypassed, or altered ignition interlock device or without an ignition interlock device or permit in violation of board order
- 83-1,133 Threatening or attempting to influence a member of the Board of Pardons
- 83-417 Allowing a committed offender to escape or be visited without approval
- 83-443 Financial interest in convict labor
- 83-912 Director or employee of Department of Correctional Services receiving prohibited gift or gratuity
- 86-290 Intercepting or interfering with wire, electronic, or oral communication
- 86-295 Unlawful tampering with communications equipment or transmissions
- 86-296 Shipping or manufacturing devices capable of intercepting certain communications
- 86-2,102 Interference with satellite transmissions or operation
- 86-2,104 Unauthorized access to electronic communication services
- 87-303.09 Violation of court order or written assurance of voluntary compliance under Uniform Deceptive Trade Practices Act
- 88-543 Issuing a receipt for grain not received, improperly recording grain as received or loaded, or creating a post-direct delivery storage position without proper documentation or grain in storage
- 88-545 Violation of Grain Warehouse Act when not otherwise specified

**UNCLASSIFIED FELONIES, see section 28-107**

- 69-110 Removal from county of personal property subject to a security interest with intent to deprive of security interest
  - fine of not more than one thousand dollars
  - imprisonment of not more than ten years

**UNCLASSIFIED FELONIES, see section 28-107**

- 77-27,119 Unauthorized disclosure of confidential tax information by Tax Commissioner, officer, employee, or third-party auditor  
–fine of not less than one hundred dollars nor more than five hundred dollars  
–imprisonment of not more than five years  
–both
- 77-3210 Receipt of profit from rental, management, or disposition of Land Reutilization Authority lands  
–imprisonment of not less than two years nor more than five years
- 83-1,124 Parolee leaving state without permission  
–imprisonment of not more than five years

**OTHER MANDATORY MINIMUMS:**

- 29-2221 Habitual criminal

**CLASS I MISDEMEANOR**

**Maximum—not more than one year imprisonment, or one thousand dollars' fine, or both**

**Minimum—none**

- 2-1207 Knowingly aiding or abetting a person under 21 years of age to make a parimutuel wager
- 2-1221 Receipt or delivery of certain off-track wagers
- 2-2647 Violation of Pesticide Act, second or subsequent offense
- 8-119 Officers of corporation filing false statement for banking purposes
- 8-142 Bank officer, employee, director, or agent violating loan limits by \$40,000 or more or resulting in monetary loss of over \$20,000 to bank
- 8-145 Improper solicitation or receipt of benefits, unlawful inducement for bank loan
- 8-189 Attempting to prevent Department of Banking and Finance from taking possession of insolvent or unlawfully operated bank
- 8-1,138 Violation of a final order issued by Director of Banking and Finance
- 8-224.01 Division of fees for legal services by a trust company attorney
- 8-2745 Acting without license or intentionally falsifying records in violation of Nebraska Money Transmitters Act
- 9-230 Unlawfully conducting or awarding a prize at a bingo game, second or subsequent offense
- 9-262 Intentionally employing or possessing device to facilitate cheating at bingo or using any fraud in connection with a bingo game, gain of \$500 or more but less than \$1,500
- 9-266 Disclosure by Tax Commissioner or employee of reports or records of a licensed distributor or manufacturer under Nebraska Bingo Act
- 9-351 Unlawfully possessing pickle cards or conducting a pickle card lottery
- 9-352 Intentionally employing or possessing device to facilitate cheating at lottery by sale of pickle cards or using any fraud in connection with such lottery, gain of \$500 or more but less than \$1,500
- 9-356 Disclosure by Tax Commissioner or employee of returns or reports of licensed distributor or manufacturer under Nebraska Pickle Card Lottery Act

**CLASS I MISDEMEANOR**

- 9-434 Intentionally employing or possessing device to facilitate cheating at lottery or raffle or using any fraud in connection with such lottery or raffle, gain of \$500 or more but less than \$1,500
- 9-652 Intentionally employing or possessing device to facilitate cheating at keno or using any fraud in connection with keno, gain of \$500 or more but less than \$1,500
- 9-653 Disclosure by Tax Commissioner or employee of reports or records of a licensed manufacturer-distributor under Nebraska County and City Lottery Act
- 9-814 Sale of lottery tickets under State Lottery Act without authorization or at other than the established price
- 9-814 Release of information obtained from background investigation under State Lottery Act
- 9-1111 Knowingly cheat at any game of chance or manipulate any component of a gaming device with intent to cheat and knowledge of affecting the outcome of the game
- 9-1112 Knowingly use tokens or currency not approved by the Nebraska Gaming Commission
- 9-1112 Knowingly possess any device within a gaming facility intended to violate the Nebraska Racetrack Gaming Act
- 9-1112 Unauthorized and knowing possession of any key or device within a gaming facility used to open, enter, or affect the operation of any game, dropbox, or related electronic or mechanical device connected to such game or dropbox
- 9-1112 Knowingly and with intent to use any paraphernalia used for manufacturing slugs for cheating or possession of such paraphernalia
- 9-1113 Manufacture, sell, or distribute a device intended for use in violating the Nebraska Racetrack Gaming Act or knowingly possess any gaming device manufactured, sold, or distributed in violation of the act
- 9-1113 Mark, alter, or otherwise modify any gaming device to affect or alter a wager, game operation, or game outcome
- 9-1115 Participate in a game of chance when younger than 21 years of age or knowingly permit such person younger than 21 years of age to participate
- 9-1116 Willfully violate, attempt to violate, or conspire to violate any provision of the Nebraska Racetrack Gaming Act for which no other penalty is provided
- 10-807 Misrepresentations for aid from county aid bonds
- 18-2532 Initiative and referendum, making false affidavit or taking false oath
- 18-2533 Initiative and referendum, destruction, falsification, or suppression of a petition
- 18-2534 Initiative and referendum petition, signing by person not registered to vote or paying for or deceiving another to sign a petition
- 18-2535 Initiative and referendum, failure by city clerk to comply or unreasonable delay in complying with statutes
- 20-334 Willful failure to obey a subpoena or order or intentionally mislead another in proceedings under Nebraska Fair Housing Act
- 20-344 Coerce, intimidate, threaten, or interfere with the exercise or enjoyment of rights under Nebraska Fair Housing Act

**CLASS I MISDEMEANOR**

- 20-411 Physician or health care provider failing to transfer care of patient under declaration or living will
- 20-411 Physician failing to record a living will or a determination of a terminal condition or persistent vegetative state
- 20-411 Concealing, canceling, defacing, obliterating, falsifying, or forging a living will
- 20-411 Concealing, falsifying, or forging a revocation of a living will
- 20-411 Requiring or prohibiting a living will for health care services or insurance
- 20-411 Coercing or fraudulently inducing an individual to make a living will
- 21-212 Signing a false document under Nebraska Model Business Corporation Act with intent to file with the Secretary of State
- 21-1912 Signing a false document under Nebraska Nonprofit Corporation Act with intent to file with the Secretary of State
- 28-107 Misdemeanor defined outside of criminal code
- 28-111 Arson in the third degree, damages less than \$500, committed against a person because of his or her race, color, religion, ancestry, national origin, gender, sexual orientation, age, or disability or because of his or her association with such a person
- 28-111 Assault in the third degree (certain situations) committed against a person because of his or her race, color, religion, ancestry, national origin, gender, sexual orientation, age, or disability or because of his or her association with such a person
- 28-111 Criminal mischief, pecuniary loss of \$500 or more but less than \$1,500, committed against a person because of his or her race, color, religion, ancestry, national origin, gender, sexual orientation, age, or disability or because of his or her association with such a person
- 28-111 Criminal trespass in the second degree (certain situations) committed against a person because of his or her race, color, religion, ancestry, national origin, gender, sexual orientation, age, or disability or because of his or her association with such a person
- 28-115 Assault in the third degree (certain situations) committed against a pregnant woman
- 28-201 Criminal attempt to commit a Class IV felony
- 28-204 Harboring, concealing, or aiding a felon who committed a Class IV felony
- 28-204 Obstructing the apprehension of a felon who committed a Class IV felony
- 28-301 Compounding a felony
- 28-306 Motor vehicle homicide by person not under the influence of alcohol or drugs or not driving in a reckless manner
- 28-310 Assault in the third degree (certain situations)
- 28-311.04 Stalking (certain situations)
- 28-311.08 Intrude upon another person without his or her consent in a place of solitude or seclusion, first offense
- 28-311.08 Distributing or otherwise making public an image or video of another's intimate area or of another engaged in sexually explicit conduct as prescribed, first violation

**CLASS I MISDEMEANOR**

- 28-311.08 Threaten to distribute or otherwise make public an image or video of another's intimate area or of another engaged in sexually explicit conduct with intent to intimidate, threaten, or harass
- 28-311.11 Knowingly violating a sexual assault protection order after service or notice, first violation
- 28-315 False imprisonment in the second degree
- 28-320 Sexual assault in the third degree
- 28-323 Domestic assault in the third degree by intentionally and knowingly causing bodily injury to his or her intimate partner or by threatening an intimate partner with imminent bodily injury, first offense
- 28-323 Domestic assault in the third degree by threatening an intimate partner in a menacing manner
- 28-394 Motor vehicle homicide of an unborn child by person not under the influence of alcohol or drugs or not driving in a reckless manner
- 28-399 Assault of an unborn child in the third degree
- 28-443 Delivering drug paraphernalia to a minor
- 28-457 Permitting a child or vulnerable adult to inhale, have contact with, or ingest methamphetamine, first offense
- 28-504 Arson in the third degree, damages \$500 or more but less than \$1,500
- 28-514 Theft of lost, mislaid, or misdelivered property when value is \$1,500 or more but not more than \$5,000
- 28-514 Theft of lost, mislaid, or misdelivered property when value is more than \$500 but less than \$1,500, second or subsequent offense
- 28-514 Theft of lost, mislaid, or misdelivered property when value is \$500 or less, third or subsequent offense
- 28-516 Unauthorized use of a propelled vehicle, second offense
- 28-518 Theft when value is more than \$500 but less than \$1,500
- 28-518 Theft when value is \$500 or less, second offense
- 28-519 Criminal mischief, pecuniary loss of \$1,500 or more but less than \$5,000
- 28-520 Criminal trespass in the first degree
- 28-523 Littering, third or subsequent offense
- 28-603 Forgery in the second degree when face value is \$500 or more but less than \$1,500
- 28-604 Criminal possession of a forged instrument prohibited by section 28-603, value is \$1,500 or more but less than \$5,000
- 28-607 Making, using, or uttering of slugs of value of \$100 or more
- 28-610 Impersonating a peace officer
- 28-611 Issuing a bad check or other order in an amount of \$500 or more but less than \$1,500, first offense
- 28-611.01 Issuing a no-account check in an amount of \$500 or more but less than \$1,500, first offense
- 28-613 Commercial bribery or breach of duty to act disinterestedly
- 28-616 Altering an identification number
- 28-617 Receiving an altered article
- 28-619 Issuing a false financial statement to obtain a financial transaction device
- 28-620 Unauthorized use of a financial transaction device when total value is \$500 or more but less than \$1,500 within a six-month period

**CLASS I MISDEMEANOR**

- 28-624 Criminal possession of a blank financial transaction device
- 28-631 Possessing fake or counterfeit insurance policies, certificates, identification cards, or binders with intent to defraud or deceive
- 28-631 Committing a fraudulent insurance act when the amount involved is \$500 or more but less than \$1,500, first offense
- 28-633 Printing more than the last 5 digits of a payment card account number upon a receipt provided to payment card holder, second or subsequent offense
- 28-638 Criminal impersonation by falsely representing business or engaging in profession, business, or occupation without license if the credit, money, goods, services, or other thing of value that was gained or was attempted to be gained was \$500 or more but less than \$1,500, first offense
- 28-638 Criminal impersonation by falsely representing business or engaging in profession, business, or occupation without license if no credit, money, goods, services, or other thing of value was gained or was attempted to be gained, or if the credit, money, goods, services, or other thing of value that was gained or was attempted to be gained was less than \$500, second offense
- 28-638 Criminal impersonation by providing false identification information to employer to obtain employment, second or subsequent offense
- 28-639 Identity theft if the credit, money, goods, services, or other thing of value that was gained or was attempted to be gained was \$500 or more but less than \$1,500, first offense
- 28-639 Identity theft if no credit, money, goods, services, or other thing of value was gained or was attempted to be gained, or if the credit, money, goods, services, or other thing of value that was gained or was attempted to be gained was less than \$500, second offense
- 28-640 Identity fraud, first offense
- 28-645 Criminal impersonation by stolen valor
- 28-701 Bigamy
- 28-705 Abandonment of spouse, child, or dependent stepchild
- 28-707 Child abuse committed negligently, not resulting in serious bodily injury or death
- 28-709 Contributing to the delinquency of a child
- 28-801 Prostitution by person 18 years old or older, third or subsequent offense
- 28-801.01 Solicitation of prostitution with person 18 years old or older, first offense
- 28-805 Debauching a minor
- 28-808 Obscene literature and material, sell or possess with intent to sell to minor
- 28-809 Obscene motion picture, show, or presentation, admission of minor
- 28-813 Prepare, distribute, order, produce, exhibit, or promote obscene literature or material
- 28-813.01 Possession by a minor of visual depiction of sexually explicit conduct containing a child other than the defendant as one of its participants or portrayed observers, first offense
- 28-901 Obstructing government operations
- 28-904 Resisting arrest, first offense

**CLASS I MISDEMEANOR**

- 28-905 Operating a motor vehicle to avoid arrest which is a first offense, does not result in death or injury, or does not involve willful reckless driving
- 28-905 Operating a boat to avoid arrest for misdemeanor or ordinance violation
- 28-906 Obstructing a peace officer, judge, or police animal
- 28-907 False reporting (certain situations)
- 28-908 Interference with firefighter on official duty
- 28-909 Falsifying records of a public utility
- 28-913 Introducing escape implements
- 28-915.01 False statement under oath or affirmation or in an unsworn declaration under Uniform Unsworn Foreign Declarations Act in an official proceeding or to mislead a public servant
- 28-919 Tampering with a witness or informant when involving a pending criminal proceeding alleging a violation of another offense classified as a Class II misdemeanor or lower or a violation of a city or village ordinance
- 28-922 Tampering with physical evidence when involving a pending criminal proceeding alleging a violation of another offense classified as a Class II misdemeanor or lower or a violation of a city or village ordinance
- 28-934 Assault with a bodily fluid against a public safety officer without knowledge regarding whether bodily fluid was infected with HIV, Hep B, or Hep C
- 28-936 Introduction within a Department of Correctional Services facility or if an inmate procures, makes, provides, or possesses any electronic communication device
- 28-1005.01 Knowing or intentional ownership or possession of animal fighting paraphernalia for dogfighting, cockfighting, bearbaiting, or pitting an animal against another
- 28-1009 Abandonment or cruel neglect of animal not resulting in serious injury, illness, or death
- 28-1009 Cruel mistreatment of animal not involving torture or mutilation, first offense
- 28-1019 Violation of court order related to felony animal abuse conviction
- 28-1102 Promoting gambling in the first degree, first offense
- 28-1202 Minor or prohibited person carrying a concealed weapon, first offense
- 28-1202.01 Person other than a minor or prohibited person carrying a concealed handgun into or onto any place or premises where prohibited, second or subsequent offense
- 28-1202.02 Carrying concealed handgun while consuming alcohol or having alcohol or any controlled substance in person's system, second or subsequent offense
- 28-1202.03 Failure to carry identification document while carrying concealed handgun, second or subsequent offense
- 28-1202.03 Failure to display identification document to peace officer or emergency services personnel when carrying concealed handgun, second or subsequent offense
- 28-1202.04 Failure to immediately inform peace officer or emergency services personnel of concealed handgun, second offense
- 28-1202.04 Failure to submit to an order to secure a handgun
- 28-1204 Unlawful possession of a handgun

**CLASS I MISDEMEANOR**

28-1205	Carrying firearm or destructive device during the commission of a dangerous misdemeanor, first or second offense
28-1216	Unlawful possession of explosive materials in the second degree
28-1218	Use of explosives without a permit if not eligible for a permit
28-1254	Operation of a motor vehicle while under the influence of alcoholic liquor or of any drug with person under 16 years old as passenger
28-1302	Concealment of death to prevent determination of cause or circumstances of death
28-1312	Interfering with the police radio system
28-1343.01	Unauthorized computer access creating risk to public health and safety
28-1344	Unauthorized access to a computer which deprives another of property or services or obtains property or services of another with value of \$500 or more but less than \$1,500
28-1345	Unauthorized access to a computer which causes damages of \$500 or more but less than \$1,500
28-1346	Unauthorized access to or use of a computer to obtain confidential information, second or subsequent offense
29-1926	Improper release or use of a video recording of a child victim or child witness
30-619	Willfully without authorization alter, forge, conceal, or destroy evidence of an advance health care directive, appointment of a guardian or agent, or evidence of disqualification of any person as a surrogate under the Health Care Surrogacy Act
30-619	Willfully prevent transfer of an individual for failure of a health care provider to honor or cooperate with a health care decision by a surrogate under the Health Care Surrogacy Act by a physician or other health care provider
30-3432	Altering, forging, concealing, or destroying a power of attorney for health care or a revocation of a power of attorney for health care
30-3432	Physician or health care provider willfully preventing transfer of care of principal under durable power of attorney for health care
32-1518	Election officials, violation of duties imposed by election laws
32-1518	Member of governing body of political subdivision, failure or refusal to order recall election
32-1522	Unlawful printing, possession, or use of ballots
32-1546	Signing petition without being registered to vote
37-504	Unlawfully hunt, trap, or possess mountain sheep
37-615	Taking wildlife or applying for permit with a suspended or revoked permit
37-618	Possession of suspended or revoked permit to hunt, fish, or harvest fur
37-809	Unlawful acts relating to endangered or threatened species of wildlife or wild plants
37-1254.10	Operating a motorboat or personal watercraft while during a period of court-ordered prohibition for operating under the influence of alcohol or drugs or for refusal to submit to a chemical test for operating a motorboat or personal watercraft while under the influence of alcohol or drugs, second or subsequent offense
37-1254.12	Operating a motorboat or personal watercraft while under the influence of alcohol or drugs or refusing to submit to a chemical test for operating



## CLASS I MISDEMEANOR

	a motorboat or personal watercraft while under the influence of alcohol or drugs, second or subsequent offense
38-1,106	Disclosure of confidential complaints, investigational records, or reports regarding violation of Uniform Credentialing Act
39-310	Depositing materials on roads or ditches, third or subsequent offense
39-311	Placing burning materials or items likely to cause injury on highways, third or subsequent offense
42-113	Failing to file and record or filing false marriage certificate or illegally joining others in marriage
42-924	Knowingly violating a protection order issued pursuant to domestic abuse or harassment case, first offense
44-10,108	Making a fraudulent statement to a fraternal benefit society
44-2007	Violation of Unauthorized Insurers Act
44-4806	Failing to cooperate with, obstructing, interfering with, or violating any order issued by the Director of Insurance under Nebraska Insurers Supervision, Rehabilitation, and Liquidation Act
45-191.03	Loan broker collecting advance fee of \$300 or less or failing to make required filings
45-747	Engaging in mortgage banking or mortgage loan originating if convicted of certain misdemeanors or a felony
45-1015	Acting without license under Nebraska Installment Loan Act
46-1141	Unlawful tampering with or damaging chemigation equipment
48-125.01	Attempted avoidance of payment of workers' compensation benefits
48-145.01	Failure to comply with workers' compensation insurance required of employers
48-821	Interfere with or coerce others to strike or otherwise hinder governmental service
48-1908	Drug or alcohol tests, altering results
48-1909	Drug or alcohol tests, tampering with body fluids
48-2615	Athlete agent violating Nebraska Uniform Athlete Agents Act
48-2711	Violations relating to professional employer organizations
53-173	Unlicensed person selling a powdered alcohol product
53-180.05	Creation or alteration of identification for sale or delivery to a person under twenty-one years old
53-180.05	Dispensing alcohol in any manner to minors or incompetents not resulting in serious bodily injury or death
53-1,100	Manufacturing spirits without a license, first offense
54-1,125	Forging or altering livestock ownership document when value is \$300 or less
54-622.01	Owner of dangerous dog which inflicts serious bodily injury, first offense
54-634	Violation of Commercial Dog and Cat Operator Inspection Act
54-903	Intentionally, knowingly, or recklessly abandon or cruelly neglect livestock animal not resulting in serious injury or illness or death of the livestock animal
54-903	Cruelly mistreat a livestock animal, first offense
54-909	Violating court order not to own or possess a livestock animal for at least five years after the date of conviction for second or subsequent offense of cruel mistreatment of an animal or for intentionally,

**CLASS I MISDEMEANOR**

	knowingly, or recklessly abandoning or cruelly neglecting livestock animal resulting in serious injury or illness or death of the livestock animal
54-911	Intentionally trip or cause to fall, or lasso or rope the legs of, any equine by any means for the purpose of entertainment, sport, practice, or contest
54-912	Intentionally trip, cause to fall, or drag any bovine by its tail by any means for the purpose of entertainment, sport, practice, or contest
54-2955	Failure to develop or follow a required herd management plan
59-505	Unlawful discrimination in sales or purchases of products, commodities, or property
60-484.02	Disclosure of digital image or signature by Department of Motor Vehicles, law enforcement, or Secretary of State's office
60-4,108	Operating motor vehicle in violation of court order or while operator's license is revoked or impounded, fourth or subsequent offense
60-559	Forging or filing a forged document for proof of financial responsibility for a motor vehicle
60-690	Aiding or abetting a violation of Nebraska Rules of the Road
60-696	Second or subsequent conviction in 12 years for failure of driver to stop and report a motor vehicle accident
60-6,197.03	Operation of a motor vehicle while under the influence of alcoholic liquor or of any drug or refusing chemical test, second offense committed with .15 gram alcohol concentration
60-6,211.11	Operating a motor vehicle after tampering with or circumventing an ignition interlock device installed under a court order or Department of Motor Vehicles order while the order is in effect or operating a motor vehicle which is not equipped with an ignition interlock device in violation of a court order or Department of Motor Vehicles order
60-6,218	Reckless driving or willful reckless driving, third or subsequent offense
60-2912	Disclosure of sensitive personal information by Department of Motor Vehicles
64-414	Without authorization obtain, conceal, damage, or destroy items enabling an online notary public to affix signature or seal
66-1226	Selling automotive spark ignition engine fuels not within specifications, first offense
69-2408	Violation of provisions on acquisition of handguns
69-2419	Unlawful request for criminal history record check or dissemination of such information
69-2442	Failure of permitholder to report discharge of handgun that causes injury to a person or damage to property, second or subsequent offense
71-458	Violation of Health Care Facility Licensure Act
71-649	Vital statistics, unlawful acts
71-1950	Violation of Children's Residential Facilities and Placing Licensure Act
71-4608	Illegal manufacture or sale of manufactured homes or recreational vehicles
71-4608	Violation of manufactured home or recreational vehicle standards endangering the safety of a purchaser

**CLASS I MISDEMEANOR**

71-6312	Unlawfully engaging in an asbestos project without a valid license or using unlicensed employees subsequent to the levy of a civil penalty, first offense
71-6329	Engaging in a lead abatement project or lead-based paint profession without a valid license or using unlicensed employees after assessment of a civil penalty, first offense
71-6329	Conducting a lead abatement project or lead-based paint profession training program without departmental accreditation after assessment of a civil penalty, first offense
71-6329	Issuing fraudulent licenses under Residential Lead-Based Paint Professions Practice Act after assessment of a civil penalty, first offense
74-921	Operating a locomotive or acting as the conductor while intoxicated
75-127	Unjust discrimination or prohibited practice in rates by common carrier, shipper, or consignee
76-1315	Violation of laws on retirement communities and subdivisions
76-1722	Unlawful time-share interval disposition or violating time-share laws
76-2325.01	Interference with utility poles and wires or transmission of light, heat, power, or telecommunications, loss of \$500 or more but less than \$1,500 (certain situations)
77-1816	Fraudulent sales of real property for delinquent real estate taxes
77-2115	Disclosure of confidential information on estate or generation-skipping transfer tax records
77-2326	Failure to act regarding deposit of county funds by county treasurers
77-2384	Secretary-treasurer of local hospital district, failure to comply with provisions on deposit of public funds
77-2704.33	Failure of a contractor or taxpayer to pay certain sales taxes of \$300 or more
77-2711	Wrongful disclosure of records and reports relating to sales and use tax
77-2711	Disclosure of taxpayer information by employees or former employees of the office of Legislative Audit or the Auditor of Public Accounts or certain municipalities
77-3522	Oath or affirmation regarding false or fraudulent application for homestead exemption
77-5016	False statement to Tax Equalization and Review Commission
81-829.73	Fraudulently or willfully making a misstatement of fact in connection with an application for financial assistance under Emergency Management Act
81-1508.01	Violations of solid waste and livestock waste laws and regulations
81-1717	Unlawful soliciting of professional services under Nebraska Consultants' Competitive Negotiation Act
81-1718	Professional making unlawful solicitation under Nebraska Consultants' Competitive Negotiation Act
81-1719	Agency official making unlawful solicitation under Nebraska Consultants' Competitive Negotiation Act
81-1830	False claim under Nebraska Crime Victim's Reparations Act
81-2143	Violation of State Electrical Act
81-3442	Violation of Engineers and Architects Regulation Act, first offense
81-3535	Unauthorized practice of geology, second or subsequent offense

**CLASS I MISDEMEANOR**

- 83-1,127.02 Operation of vehicle with disabled, bypassed, or altered ignition interlock device or without an ignition interlock device or permit in violation of board order
- 86-234 Violation of Telemarketing and Prize Promotions Act
- 86-290 Intercepting or interfering with certain wire, electronic, or oral communication
- 86-298 Unlawful use of pen register or trap-and-trace device
- 86-2,104 Unlawful access to electronic communication service
- 88-548 Illegal use of grain probes
- 89-1,101 Violation of Weights and Measures Act or order of Department of Agriculture, second or subsequent offense

**CLASS II MISDEMEANOR**

**Maximum—six months' imprisonment, or one thousand dollars' fine, or both**

**Minimum—none**

- 1-166 Accountants, persons using titles, initials, trade names when not qualified or authorized to do so
- 2-10,115 Specified violations of Plant Protection and Plant Pest Act, second or subsequent offense
- 2-1811 Violation of Nebraska Potato Development Act
- 2-4327 Violation of Agricultural Liming Materials Act, second or subsequent offense
- 3-152 Violation of State Aeronautics Act or any related rules, regulations, or orders
- 8-109 Financial institution examiner failing to report bank insolvency or unsafe condition
- 8-118 Promoting the organization of a corporation to conduct the business of banking or selling stock prior to issuance of charter
- 8-142 Bank officer, employee, director, or agent violating loan limits by \$20,000 or more but less than \$40,000 or resulting in monetary loss of \$10,000 or more but less than \$20,000
- 9-262 Intentionally employing or possessing device to facilitate cheating at bingo or using any fraud in connection with a bingo game, gain of less than \$500
- 9-345.03 Unlawfully placing a pickle card dispensing device in operation
- 9-352 Intentionally employing or possessing device to facilitate cheating at lottery by sale of pickle cards or using any fraud in connection with such lottery, gain of less than \$500
- 9-434 Intentionally employing or possessing device to facilitate cheating at lottery or raffle or using any fraud in connection with such lottery or raffle, gain of less than \$500
- 9-513 Violation of Nebraska Small Lottery and Raffle Act, second or subsequent offense
- 9-652 Intentionally employing or possessing device to facilitate cheating at keno, or using any fraud in connection with keno, gain of less than \$500
- 9-701 Violation of provisions relating to gift enterprises
- 9-814 Failure by lottery game retailer to maintain and make available records of separate accounts under State Lottery Act

## **CLASS II MISDEMEANOR**

9-814	Knowingly sell lottery tickets to person less than 19 years old
12-1118	False or fraudulent reporting or any violation under Burial Pre-Need Sale Act
14-227	Failure to remit fines, penalties, and forfeitures to city treasurer
14-415	Violation of building ordinance or regulations in city of the metropolitan class, third or subsequent offense within two years of prior offense
22-303	Relocation of county seats, refusal by officers to move offices and records
23-135.01	False claim against county when value is \$500 or more but less than \$1,500
23-2325	False or fraudulent acts to defraud the Retirement System for Nebraska Counties
23-2544	Violation of county personnel provisions for counties with population under 150,000
23-3596	Board of trustees of hospital authority, pecuniary interest in contracts
24-711	False or fraudulent acts to defraud the Nebraska Judges Retirement System
28-111	Criminal mischief, pecuniary loss is less than \$500, committed against a person because of his or her race, color, religion, ancestry, national origin, gender, sexual orientation, age, or disability or because of his or her association with such a person
28-111	Criminal trespass in the second degree (certain situations) committed against a person because of his or her race, color, religion, ancestry, national origin, gender, sexual orientation, age, or disability or because of his or her association with such a person
28-111	Unauthorized application of graffiti, first offense, committed against a person because of his or her race, color, religion, ancestry, national origin, gender, sexual orientation, age, or disability or because of his or her association with such a person
28-201	Criminal attempt to commit a Class I misdemeanor
28-310	Assault in the third degree (certain situations)
28-311.06	Hazing
28-311.09	Violation of harassment protection order
28-316	Violation of custody without intent to deprive custodian of custody of child
28-339	Discrimination against person refusing to participate in an abortion
28-344	Violation of provisions relating to abortion reporting forms
28-442	Unlawful possession or manufacture of drug paraphernalia
28-445	Manufacture or delivery of an imitation controlled substance, second or subsequent offense
28-504	Third degree arson, damages less than \$500
28-511.03	Possession in store of security device countermeasure
28-514	Theft of lost, mislaid, or misdelivered property when value is more than \$500 but less than \$1,500
28-514	Theft of lost, mislaid, or misdelivered property when value is \$500 or less, second offense
28-515.01	Fraudulently obtaining telecommunications service
28-518	Theft when value is \$500 or less
28-519	Criminal mischief, pecuniary loss of \$500 or more but less than \$1,500

## **CLASS II MISDEMEANOR**

28-521	Criminal trespass in the second degree (certain situations)
28-523	Littering, second offense
28-603	Second degree forgery, value less than \$500
28-604	Criminal possession of a forged instrument prohibited by section 28-603, value is \$500 or more but less than \$1,500
28-607	Making, using, or uttering of slugs of value less than \$100
28-611	Issuing a bad check or other order in an amount of less than \$500, first offense
28-611	Issuing bad check or other order with insufficient funds
28-611.01	Issuing a no-account check in an amount of less than \$500, first offense
28-614	Tampering with a publicly exhibited contest
28-620	Unauthorized use of a financial transaction device when total value is less than \$500 within a six-month period
28-631	Committing a fraudulent insurance act when the amount involved is less than \$500
28-638	Criminal impersonation by falsely representing business or engaging in profession, business, or occupation without license if no credit, money, goods, services, or other thing of value was gained or was attempted to be gained, or if the credit, money, goods, services, or other thing of value that was gained or was attempted to be gained was less than \$500, first offense
28-638	Criminal impersonation by providing false identification information to employer to obtain employment, first offense
28-639	Identity theft if no credit, money, goods, services, or other thing of value was gained or was attempted to be gained, or if the credit, money, goods, services, or other thing of value that was gained or was attempted to be gained was less than \$500, first offense
28-706	Criminal nonsupport not in violation of court order
28-801	Prostitution by person 18 years old or older, first or second offense
28-806	Public indecency
28-811	Obscene literature, material, etc., false representation of age by minor, parent, or guardian, unlawful employment of minor
28-903	Refusing to aid a peace officer
28-910	Filing false reports with regulatory bodies
28-911	Abuse of public records
28-915.01	False statement under oath or affirmation or in an unsworn declaration under Uniform Unsworn Foreign Declarations Act if statement is required by law to be sworn or affirmed
28-924	Official misconduct
28-926	Oppression under color of office
28-927	Neglecting to serve warrant if offense for warrant is a felony
28-1103	Promoting gambling in the second degree
28-1105	Possession of gambling records in the first degree
28-1107	Possession of a gambling device
28-1218	Use of explosives without a permit if eligible for a permit
28-1233	Failure to notify fire protection district of use or storage of explosive material over one pound
28-1240	Unlawful transportation of anhydrous ammonia
28-1304.01	Unlawful use of liquified remains of dead animals

**CLASS II MISDEMEANOR**

28-1311	Interference with public service companies
28-1326	Unlawful transfer of recorded sound
28-1326	Sell, distribute, circulate, offer for sale, or possess for sale recorded sounds without proper label
28-1343.01	Unauthorized computer access compromising security of data
28-1344	Unauthorized access to a computer which deprives another of property or services or obtains property or services of another with value less than \$500
28-1345	Unauthorized access to a computer which causes damages of less than \$500
28-1346	Unauthorized access to or use of a computer to obtain confidential information, first offense
28-1347	Unauthorized access to or use of a computer, second or subsequent offense
29-739	Extradition and detainer, unlawful delivery of accused persons
29-908	Failing to appear when on bail for misdemeanor or ordinance violation
30-2602.01	Violating an ex parte order regarding a ward's or protected person's safety, health, or financial welfare
32-1536	Bribery or threats used to procure vote of another
37-401	Violation of hunting, fishing, and fur-harvesting permits
37-410	Obtaining or aiding another to obtain a permit to hunt, fish, or harvest fur unlawfully or by false pretenses or misuse of permit
37-411	Hunting, fishing, or fur-harvesting without permit
37-447	Violation of rules, regulations, and commission orders under Game Law regarding hunting, transportation, and possession of deer
37-449	Violation of rules and regulations under Game Law regarding hunting antelope
37-479	Luring or enticing wildlife into a domesticated cervine animal facility
37-4,108	Violating commercial put-and-take fishery licensure requirements
37-504	Unlawfully hunt, trap, or possess elk
37-509	Violations relating to hunting or harassing birds, fish, or other animals from aircraft
37-524.01	Release, kill, wound, or attempt to kill or wound a pig for amusement or profit
37-554	Use of explosives in water to remove obstructions without permission
37-555	Polluting waters of state
37-556	Polluting waters of state with carcasses
37-573	Hunt or enable another to hunt through the Internet or host hunting through the Internet
37-809	Violation of restrictions on endangered or threatened species
37-1254.12	Operating a motorboat or personal watercraft while under the influence of alcohol or drugs or refusing to submit to a chemical test for operating a motorboat or personal watercraft while under the influence of alcohol or drugs, first offense
37-1272	Reckless or negligent operation of motorboat, water skis, surfboard, etc.
37-12,110	Violation of provisions relating to abandonment of motorboats
38-1,118	Violation of Uniform Credentialing Act when not otherwise specified, second or subsequent offense

**CLASS II MISDEMEANOR**

38-1,133	Failure of insurer to report violations of Uniform Credentialing Act, second or subsequent offense
38-1424	Willful malpractice, solicitation of business, and other unprofessional conduct in the practice of funeral directing and embalming
38-28,103	Violations of Pharmacy Practice Act except as otherwise specifically provided
38-3130	Representing oneself as a psychologist or practicing psychology without a license
39-310	Depositing materials on roads or ditches, second offense
39-311	Placing burning materials or items likely to cause injury on highways, second offense
39-2612	Illegal location of junkyard
42-357	Knowingly violating a restraining order relating to dissolution of marriage
42-1204	False or incorrect information on application to restrict disclosure of applicant's address
43-2,107	Violation of restraining or other court order under Nebraska Juvenile Code
44-3,156	Violations of provisions permitting purchase of workers' compensation insurance by associations
44-1209	Reciprocal insurance, violations by attorney in fact
45-208	Violation of maximum rate of time-price differential, revolving charge agreements
45-343	Installment sales, failure to obtain license
45-343	Violation of Nebraska Installment Sales Act
45-747	Engaging in mortgage banking or mortgage loan originating without a license or registration
45-814	Violation of Credit Services Organization Act
45-1037	Violations regarding installment loans
46-254	Interfering with closed waterworks, taking water without authority
46-263.01	Molesting or damaging water flow measuring devices
46-807	Unlawful diversion or drainage of natural lakes
46-1119	Violation of emergency permit provisions of Nebraska Chemigation Act
46-1139	Unlawfully engaging in chemigation without a chemigation permit
46-1140	Unlawfully engaging in chemigation with a suspended or revoked chemigation permit
46-1239	Violating the licensure requirements of Water Well Standards and Contractors' Practice Act
48-144.04	Failing, neglecting, or refusing to file reports required by Nebraska Workers' Compensation Court
48-146.03	Unlawfully requiring employee to pay deductible amount under workers' compensation policy or requiring or attempting to require employee to give up right of selection of physician
48-147	Deducting from employee's pay for workers' compensation benefits
48-311	Violation of child labor laws
48-414	Using a machine or device or working at a location which Commissioner of Labor has labeled unsafe
48-424	Violations involving health and safety regulations
48-434	Violations of safety requirements in construction of buildings



**CLASS II MISDEMEANOR**

48-437	Unauthorized manipulation of overhead high voltage conductors or other components
48-645	Unlawful waiver of or deductions for unemployment compensation or discrimination in hire or tenure
48-910	Violation of laws relating to secondary boycotts
48-1714	Violation by farm labor contractor or applicant for farm labor contractor license
48-1714	Violations related to farm labor contractor licenses
50-1215	Obstruct, hinder, delay, or mislead a legislative performance audit or preaudit inquiry
52-124	Failure to discharge construction liens, failure to apply payments for lawful claims
53-111	Nebraska Liquor Control Commission, gifts or gratuities forbidden
53-164.02	Evasion of liquor tax
53-186.01	Permitting consumption of liquor in unlicensed public places, second or subsequent offense
53-187	Nonbeverage liquor licensee giving or selling liquor fit for beverage purposes, second or subsequent offense
53-1,100	Violation of Nebraska Liquor Control Act, second or subsequent offense
54-1,125	Using false evidence of ownership of livestock
54-1,126	Violation of Livestock Brand Act when not otherwise specified
54-415	Estrays, illegal sale, disposition of proceeds
54-861	Violation of Commercial Feed Act, second or subsequent offense
54-1171	Violation of Livestock Auction Market Act
54-1181.01	Person engaging in livestock commerce violating veterinarian inspection provisions
54-1811	Illegal purchase of slaughter livestock
54-1913	Interference with inspection of meat and poultry, attempting to bribe inspector or employee of Department of Agriculture
54-1913	Violation of Nebraska Meat and Poultry Inspection Law when not otherwise specified unless intent was to defraud
54-2955	Violation of Animal Health and Disease Control Act, Exotic Animal Auction or Exchange Venue Act, or rules and regulations
54-2323	Violation of Domesticated Cervine Animal Act, second or subsequent offense
55-142	Trespassing on place of military duty, obstructing person in military duty, disrupting orderly discharge of military duty, disturbing or preventing passage of military troops
55-175	Refusal by restaurant, hotel, or public facility to serve person wearing prescribed National Guard uniform
55-428	Code of military justice, witness failure to appear
57-915	Violation of oil and gas conservation laws
57-1620	Violation of any provision of Nebraska Geologic Storage of Carbon Dioxide Act or rules and regulations or orders under act
57-1620	Make or cause to be made any false entry or statement in any report, record, account, or memorandum required by the Nebraska Geologic Storage of Carbon Dioxide Act or destroy, mutilate, or alter the same
60-3,167	Operating or allowing the operation of motor vehicle or trailer without proof of financial responsibility

**CLASS II MISDEMEANOR**

- 60-4,108 Operating motor vehicle in violation of court order or while operator's license is revoked or impounded, first, second, or third offense
- 60-4,109 Operating motor vehicle in violation of court order or while operator's license is revoked or impounded for violation of city or village ordinance
- 60-4,141.01 Operating commercial motor vehicle while operator's license is suspended, revoked, or canceled or while subject to disqualification or an out-of-service order
- 60-690 Aiding or abetting a violation of Nebraska Rules of the Road
- 60-696 Failure of driver to stop and report a motor vehicle accident, first offense in 12 years
- 60-6,130 Unlawful removal or possession of sign or traffic control or surveillance device
- 60-6,130 Willfully or maliciously injuring, defacing, altering, or knocking down any sign, traffic control device, or traffic surveillance device
- 60-6,195 Speed competition or drag racing on highways
- 60-6,217 Reckless driving or willful reckless driving, second offense
- 60-6,288.01 Failure to notify local authorities prior to moving a building or object over a certain size on a county or township road
- 60-6,299 Violation of or failure to obtain permit to move building or other object on highway
- 60-6,336 Snowmobile contest on highway without permission, second or subsequent offense within one year
- 60-6,343 Violation of provisions relating to snowmobiles, second or subsequent offense within one year
- 60-6,362 Violation of all-terrain vehicle requirements, second or subsequent offense within one year
- 60-1911 Violating laws relating to abandoned or trespassing vehicles
- 69-408 Violation of secondary metals recycling requirements
- 69-1215 Willfully or knowingly engaging in business of debt management without license
- 69-1324 Willful failure to deliver abandoned property to the State Treasurer
- 69-2409.01 Intentionally causing the Nebraska State Patrol to request mental health history information without reasonable belief that the named individual has submitted a written application or completed a consent form for a handgun
- 69-2709 Knowing or intentional cigarette sales report, tax, or stamp violations or sales of unstamped cigarettes or cigarettes from manufacturer not in directory, second or subsequent offense
- 69-2709 Knowing or intentional cigarette sales or purchases from unlicensed stamping agent or without appropriate stamp or reporting requirements, second or subsequent offense
- 71-962 Filing petition with false allegations or depriving a subject of rights under Nebraska Mental Health Commitment Act or Sex Offender Commitment Act
- 71-962 Willful violation involving records under Nebraska Mental Health Commitment Act or Sex Offender Commitment Act
- 71-15,141 Approve, sign, or file a local housing agency annual report which is materially false or misleading

**CLASS II MISDEMEANOR**

71-1805	Sale and distribution of pathogenic microorganisms
71-2416	Violation of Emergency Box Drug Act
71-2482	Violation involving adulterated or misbranded drugs, second or subsequent offense
71-2512	Violation of Poison Control Act when not otherwise specified, second offense
71-3213	Violation of laws pertaining to private detectives
71-3436	Intentionally or knowingly violating confidentiality requirements of Overdose Fatality Review Teams Act
72-245	Waste, trespass, or destruction of trees on school lands
72-313	Violation of mineral or water rights on state lands
72-802	Violation of plans, specifications, bids, or appropriations on public buildings
75-127	Unjust discrimination or prohibited practices in rates by officers, agents, or employees of a common carrier
75-428	Failure of railroad to provide transfer facilities at intersections upon order of Public Service Commission
75-723	Violation of laws on transmission lines
76-1722	Acting as a sales agent for real property in a time-share interval arrangement without a license
76-2114	Acting as membership camping contract salesperson without registration
76-2325.01	Interference with utility poles and wires or transmission of light, heat, power, or telecommunications, loss of at least \$200 but less than \$500 (certain situations)
77-1232	Failure to list or filing false list of personal property for tax purposes for 1993 and thereafter
77-2311	Failure or refusal to perform duties regarding deposit of state funds by State Treasurer
77-2790	Claiming excessive exemptions or overstating withholding to evade income taxes
77-27,115	Taxpayer, failure to pay, account, or keep records on income tax
77-3009	Violation of Mechanical Amusement Device Tax Act
77-3522	False or fraudulent claim for homestead exemption
79-949	False or fraudulent acts to defraud the school employees retirement system
79-992.02	False or fraudulent acts to defraud the school employees retirement system of a Class V school district
79-9,107	Illegal interest in investment of school employees retirement system funds
80-405	Obtaining veterans relief by fraud
81-2,162.17	Violation of Nebraska Commercial Fertilizer and Soil Conditioner Act
81-5,205	Violation of Nebraska Amusement Ride Act
81-5,242	Install a conveyance in violation of Conveyance Safety Act
81-885.45	Acting as real estate broker, salesperson, or subdivider without license or certificate or under suspended license or certificate
81-8,205	Unlawful practice as, employment of, advertisement as, or application to become a professional landscape architect, second or subsequent offense
81-8,254	Obstruct, hinder, or mislead Public Counsel in inquiries
81-1023	Use of improperly marked or equipped state-owned vehicle

**CLASS II MISDEMEANOR**

81-1117.03	Prohibited release of state computer file data
81-1933	Truth and deception examination, unlawful use by employer
81-1935	Violation of provisions on truth and deception examinations
81-2038	False or fraudulent acts to defraud the Nebraska State Patrol Retirement System
81-3535	Unauthorized practice of geology, first offense
84-305.02	Willfully obstruct, hinder, delay, or mislead the Auditor of Public Accounts in accessing records or information of a public entity when conducting an audit, examination, or related activity
84-1327	False or fraudulent acts to defraud the State Employees Retirement System
85-1650	Violating private postsecondary career school provisions
86-607	Discrimination in rates by telegraph companies
86-608	Failure by telegraph companies to provide newspapers equal facilities
87-303.08	Violation of Uniform Deceptive Trade Practices Act when not otherwise specified

**CLASS III MISDEMEANOR**

**Maximum—three months' imprisonment, or five hundred dollars' fine, or both**  
**Minimum—none**

2-519	Intentional violation of provisions relating to levy, payment, collection, and remittance of commercial hemp fees under the Nebraska Hemp Farming Act
2-1825	Violation of Nebraska Potato Inspection Act
2-2319	Violation of Nebraska Wheat Resources Act
2-2647	Violation of Pesticide Act, first offense
2-3416	Violation of Nebraska Poultry and Egg Resources Act
2-3635	Violation of Nebraska Corn Resources Act
2-3765	Violation of Dry Bean Resources Act
2-3963	Violation of Dairy Industry Development Act
2-4020	Violation of Grain Sorghum Resources Act
2-4118	Violation of Dry Pea and Lentil Resources Act
2-5605	Violations relating to excise taxes on grapes
3-408	Violation of provisions regulating obstructions to aircraft by structures or towers
3-504	Violation of city airport authority regulations
3-613	Violation of county airport authority regulations
4-106	Alien elected to office in labor or educational organization
7-101	Unauthorized practice of law
8-127	Violation of inspection provisions for list of bank stockholders
8-142	Bank officer, employee, director, or agent violating loan limits by \$10,000 or more but less than \$20,000 or resulting in monetary loss of less than \$10,000 to bank or no monetary loss
8-1,119	Violation of Nebraska Banking Act when not otherwise specified
8-2745	Violation of Nebraska Money Transmitters Act, other than acting without license or intentionally falsifying records
9-230	Unlawfully conducting or awarding a prize at a bingo game, first offense
9-422	Unlawfully conducting a lottery or raffle

**CLASS III MISDEMEANOR**

12-1205	Failing to report the presence and location of human skeletal remains or burial goods associated with an unmarked human burial
13-1617	Violation of confidentiality requirements of Political Subdivisions Self-Funding Benefits Act
14-224	City council, officers, and employees receiving or soliciting gifts
14-2149	Violations relating to gas and water utilities in cities of the metropolitan class
18-305	Telephone company providing special rates to elected or appointed city or village officer or such officer accepting special rates
18-306	Electric company providing special rates to elected or appointed city or village officer
18-307	Elected or appointed city or village officer accepting electric service at special rates
18-308	Water company providing special rates to elected or appointed city or village officer or such officer accepting special rates
18-1741.05	Failure to appear or comply with handicapped parking citation
18-2715	Unauthorized disclosure of confidential business information under city ordinance pursuant to Local Option Municipal Economic Development Act
19-2906	Disclosures by accountant of results of examination of municipal accounts
20-129	Interfering with rights of a person who is blind, deaf, or who has a disability and denying or interfering with admittance to or enjoyment of public facilities
20-129	Interfering with rights of a service animal trainer and denying or interfering with admittance to or enjoyment of public facilities
21-622	Illegal use of society emblems
23-114.05	Violation of county zoning regulations
23-135.01	False claim against county when value is less than \$500
23-350	Failing to file or filing false or incorrect inventory statement by county officers or members of county board
28-201	Criminal attempt to commit a Class II misdemeanor
28-384	Failure to make report under Adult Protective Services Act
28-385	Wrongful release of information gathered under Adult Protective Services Act
28-403	Administering secret medicine
28-416	Knowingly or intentionally possessing more than one ounce but not more than one pound of marijuana
28-417	Unlawful acts relating to packaging, possessing, or using narcotic drugs and other controlled substances
28-424	Inhaling or drinking certain intoxicating compounds
28-424	Selling or offering for sale certain intoxicating compounds
28-424	Selling or offering for sale certain intoxicating compounds without maintaining register for one year
28-424	Inducing or enticing another to sell, inhale, or drink certain intoxicating compounds or to fail to maintain register for one year
28-444	Drug paraphernalia advertisement prohibited
28-445	Manufacture or delivery of an imitation controlled substance, first offense

**CLASS III MISDEMEANOR**

28-450	Unlawful sale, distribution, or transfer of ephedrine, pseudoephedrine, or phenylpropanolamine for use as a precursor to a controlled substance or with reckless disregard as to its use
28-456.01	Purchase, receive, or otherwise acquire pseudoephedrine base or phenylpropanolamine base over authorized limits, second or subsequent offense
28-514	Theft of lost, mislaid, or misdelivered property when value is \$500 or less, first offense
28-515.02	Theft of utility service and interference with utility meter
28-516	Unauthorized use of a propelled vehicle, first offense
28-519	Criminal mischief, pecuniary loss of less than \$500
28-521	Criminal trespass in the second degree (certain situations)
28-523	Littering, first offense
28-524	Unauthorized application of graffiti, first offense
28-604	Criminal possession of forged instrument, face value less than \$500
28-606	Criminal simulation of antiquity, rarity, source, or composition
28-609	Impersonating a public servant
28-621	Criminal possession of one financial transaction device
28-633	Printing more than the last 5 digits of a payment card account number upon a receipt provided to payment card holder, first offense
28-717	Willful failure to report abused or neglected children
28-730	Unlawful disclosures by a child abuse and neglect team member
28-902	Failure to report a physical injury received in connection with, or as a result of, the commission of a criminal offense
28-914	Loitering about a penal institution
28-923	Simulating legal process
28-925	Misuse of official information
28-927	Neglecting to serve warrant if offense for warrant is a misdemeanor
28-928	Mutilation of a flag of the United States or the State of Nebraska
28-1009.01	Violence on or interference with a service animal
28-1010	Indecency with an animal
28-1202.01	Person other than a minor or prohibited person carrying a concealed handgun into or onto any place or premises where prohibited, first offense
28-1202.02	Carrying concealed handgun while consuming alcohol or having alcohol or any controlled substance in person's system, first offense
28-1202.03	Failure to carry identification document while carrying concealed handgun, first offense
28-1202.03	Failure to display identification document to peace officer or emergency services personnel when carrying concealed handgun, first offense
28-1202.04	Failure to immediately inform peace officer or emergency services personnel of concealed handgun, first offense
28-1209	Failure to register tranquilizer guns
28-1210	Failure to notify sheriff of sale of tranquilizer gun
28-1225	Storing explosives in violation of safety regulations
28-1226	Failure to report theft of explosives
28-1227	Violations of provisions relating to explosives
28-1240	Unlawful use of tank or container which contained anhydrous ammonia
28-1242	Unlawful throwing of fireworks

### **CLASS III MISDEMEANOR**

28-1250	Violation of laws relating to fireworks
28-1251	Unlawful testing or inspection of fire alarms
28-1303	Raising or producing stagnant water on river or stream
28-1309	Refusing to yield a telephone party line
28-1310	Intimidation by telephone call or electronic communication
28-1313	Unlawful use of a white cane or guide dog
28-1314	Failure to observe a blind person
28-1316	Unlawful use of locks and keys
28-1317	Unlawful picketing
28-1318	Mass picketing
28-1319	Interfering with picketing
28-1320	Intimidation of pickets
28-1320.03	Unlawful picketing of a funeral
28-1321	Maintenance of nuisances
28-1322	Disturbing the peace
28-1331	Unauthorized use of receptacles
28-1332	Unauthorized possession of a receptacle
28-1335	Discharging firearm or weapon using compressed gas from public highway, road, or bridge
28-1419	Selling or furnishing tobacco or cigars, cigarettes, cigarette paper, electronic nicotine delivery systems, or alternative nicotine products to any person under 21 years of age
28-1420	Sale or purchase for resale of tobacco or electronic nicotine delivery systems without license
28-1425	Licensee selling or furnishing cigars, tobacco, cigarettes, cigarette material, electronic nicotine delivery systems, or alternative nicotine products to any person under 21 years of age
28-1429.02	Dispensing cigarettes or other tobacco products or electronic nicotine delivery systems or alternative nicotine products from vending machines or similar devices in certain locations
28-1429.03	Sell or distribute cigarettes, cigars, electronic nicotine delivery systems, alternative nicotine products, or tobacco in any form whatever through a self-service display
28-1467	Operation of aircraft while under the influence of alcohol or drugs, first offense
28-1468	Operation of aircraft while under the influence of alcohol or drugs, second offense
28-1478	Deceptive or misleading advertising
29-817	Disclosing of search warrant prior to its execution
29-835	Refusing to permit, interfering with, or preventing inspection pursuant to inspection warrant
29-4110	Unlawful possession of DNA samples or records
29-4111	Unlawful disclosure of DNA samples or records
32-1501	Interfering or refusing to comply with election requirements of Secretary of State
32-1505	Deputy registrar drinking liquor at or bringing liquor to place of voter registration
32-1506	Theft, destruction, removal, or falsification of voter registration and election records

### **CLASS III MISDEMEANOR**

- 32-1510 Hindering voter registration
- 32-1511 Obstructing deputy registrars at voter registration
- 32-1513 Bribery involving candidate filing forms and nominating petitions
- 32-1515 Wrongfully or willfully suppressing election nomination papers
- 32-1517 Service as election official, threat of discharge or coercion by employer
- 32-1519 Misconduct or neglect of duty by election official
- 32-1521 Printing or distribution of election ballots by other than election officials
- 32-1528 Voting outside of resident precinct, school district, or village
- 32-1549 Failing to appear or comply with citation issued under Election Act
- 35-520 False alarm or report of fire in rural fire protection district or area
- 35-801 Knowingly accepting, transferring, selling, or offering to sell or purchase firefighting clothing or equipment which does not meet standards
  
- 37-248 Violation of Game Law when not otherwise specified
- 37-314 Violation of rules, regulations, and commission orders under Game Law regarding seasons and other restrictions on taking wildlife
- 37-336 Violation of provisions for state wildlife management areas
- 37-348 Violation of provisions for state park system
- 37-406 Duplication of electronically issued license, permit, or stamp under Game Law
- 37-410 Obtaining permit to hunt, fish, or harvest fur by false pretenses or misuse of permit
- 37-410 Receipt of fur-harvesting permit by nonresident less than 16 years old without written parental permission
- 37-450 Violation of rules and regulations under Game Law regarding hunting elk
- 37-451 Violation of rules and regulations under Game Law regarding hunting mountain sheep
- 37-461 Violating permit to take or destroy muskrats or beavers or selling or using muskrats, beavers, or parts thereof without permit
- 37-462 Performing taxidermy services without permit and failure to keep complete records
- 37-501 Taking or possessing a greater number of game than allowed under Game Law
- 37-504 Hunting, trapping, or possessing animals or birds out of season
- 37-504 Unlawfully taking or possessing game other than elk
- 37-505 Unlawful purchase, sale, or barter of animals, birds, or fish or parts thereof
- 37-507 Abandonment, waste, or failure to dispose of fish, birds, or animals
- 37-508 Storing game or fish in cold storage after prescribed storage season or without proper tags
- 37-510 Violating game shipment requirements
- 37-511 Violating importation restrictions on game shipments
- 37-512 Violating regulations relating to the shipment of raw fur
- 37-513 Shooting at wildlife from highway
- 37-514 Hunting wildlife with artificial light
- 37-515 Hunting, driving, or stirring up game birds or animals with aircraft or boat



**CLASS III MISDEMEANOR**

- 37-521 Use of aircraft, vessel, vehicle, or other equipment to harass certain game animals
- 37-522 Carrying loaded shotgun in or on vehicle on highway
- 37-523 Unlawful hunting with a rifle within 200 yards of inhabited dwelling or livestock feedlot
- 37-523 Unlawful hunting without a rifle or trapping within 100 yards of inhabited dwelling or livestock feedlot
- 37-523 Unlawful trapping within 200 yards of livestock passage
- 37-524.02 Refusal to permit inspection, decontamination, or treatment of conveyance for aquatic invasive species
- 37-525 Taking game birds or game animals during closed season while training or running dogs
- 37-525 Running dogs on private property without permission
- 37-526 Unlawful use or possession of ferrets
- 37-531 Unlawful use of explosive traps or poison gas on wild animals
- 37-532 Setting an unmarked trap
- 37-533 Violating restrictions on hunting fur-bearing animals and disturbing their nests, dens, and holes
- 37-535 Hunting game from propelled boat or watercraft
- 37-536 Hunting game birds with certain weapons
- 37-537 Baiting game birds
- 37-538 Hunting game birds from vehicle
- 37-539 Taking or destroying nests or eggs of game birds
- 37-543 Unlawful taking of fish
- 37-545 Unlawful removal of fish from privately owned pond and violations of commercial fishing permits
- 37-546 Unlawful taking, use, or possession of baitfish
- 37-548 Release, importation, exportation, or commercial exploitation of wildlife or aquatic invasive species
- 37-552 Failure to maintain fish screens in good repair
- 37-557 Disturbing hatching boxes and nursery ponds
- 37-570 Knowing and intentional interference or attempt to interfere with hunting, trapping, fishing, or associated activity
- 37-605 Failure to appear on an alleged violation of Game Law
- 37-703 Defacing a sign at a game reserve, bird refuge, or wild fowl sanctuary
- 37-705 Disturbing or otherwise violating provisions relating to reserves, sanctuaries, and closed waters
- 37-709 Hunting, carrying firearms, or operating a motorboat in state game refuges
- 37-727 Violation of provisions for hunting, fishing, or trapping on privately owned land
- 37-1254.09 Refusing to submit to a preliminary breath test for operating a motorboat or personal watercraft while under the influence of alcohol or drugs
- 37-1289 Operation or sale of motorboat without certificate of title, failure to surrender certificate upon cancellation, deface a certificate of title
- 38-1,118 Violation of Uniform Credentialing Act when not otherwise specified, first offense
- 38-1,133 Failure of insurer to report violations of Uniform Credentialing Act, first offense

**CLASS III MISDEMEANOR**

38-10,165	Performing body art on minor without written consent of parent or guardian and keeping record 5 years
38-2867	Unlicensed person practicing pharmacy
39-103	Operation of motor vehicle in violation of published rules and regulations of the Department of Transportation
39-310	Depositing materials on roads or ditches, first offense
39-311	Placing burning materials or items likely to cause injury on highways, first offense
39-806	Destroying bridge or landmark
39-1335	Illegal use of adjoining property for access to state highway
39-1362	Digging up or crossing state highway
39-1412	Loads exceeding limits or posted capacity on county bridges
39-1806	Refusal of access to lands for placement of snow fences, willful or malicious damage thereto
39-1810	Livestock lanes, driving livestock on adjacent highways
39-1815	Leaving gates open on road over private property
43-257	Detaining or placing a juvenile in violation of certain Nebraska Juvenile Code provisions
43-709	Illegal placement of children
43-1310	Unauthorized disclosure of confidential information regarding foster children and their parents or relatives
43-1414	Violation of genetic paternity testing provisions, second or subsequent offense
43-3001	Public disclosure of confidential information received concerning a child who is or may be in state custody
43-3327	Unauthorized disclosure or release of confidential information regarding a child support order
43-3714	Violation of confidentiality provisions of Court Appointed Special Advocate Act
44-394	Violation of Chapter 44 when not otherwise specified
44-530	Violation of Standardized Health Claim Form Act
44-1113	Violation of Viatical Settlements Act
44-3721	Violation of Motor Club Services Act
44-5508	Surplus lines licensee placing coverage with a nonadmitted insurer or placing nonadmitted insurance with or procuring nonadmitted insurance from a nonadmitted insurer
45-601	Operating a collection agency business without a license or violation of Collection Agency Act
45-740	Residential mortgage loan violations by licensee
45-1023	Making a false statement to secure a loan
46-263	Neglecting or preventing delivery of irrigation water
46-1142	Failure to provide notice of a chemigation accident
46-1240	Engaging in business or employing another without complying with standards under Water Well Standards and Contractors' Practice Act
48-213	Employment regulations, violation of lunch hour requirements
48-216	Discrimination in employment by manufacturer or distributor of military supplies
48-612	Commissioner of Labor employees violating provisions relating to administration of Employment Security Law

**CLASS III MISDEMEANOR**

48-612.01	Unauthorized disclosure of information received for administration of Employment Security Law
48-614	Contumacy or disobedience to subpoenas in unemployment compensation proceedings
48-663	False statements or failure to disclose information by employees to obtain unemployment compensation benefits
48-664	False statements by employers to obtain unemployment compensation benefits
48-666	Violation of Employment Security Law when not otherwise specified
48-1005	Age discrimination in employment or interfering with enforcement of statutes relating to age discrimination in employment
48-1118	Unlawful disclosure of information under Nebraska Fair Employment Practice Act
48-1123	Interference with Equal Opportunity Commission in performance of duty under Nebraska Fair Employment Practice Act
48-1227	Discrimination on the basis of sex
49-231	Failure of state, county, or political subdivision officer to furnish information required by constitutional convention
49-1447	Campaign practices, violation by committee treasurer or candidate in statements or reports
49-1461.01	Ballot question committee violating surety bond requirements
49-1469.08	Violation of campaign practices by businesses and organizations in contributions, expenditures, and volunteer services
49-1471	Campaign contribution or expenditure in excess of \$50 made in cash
49-1472	Campaign practices, acceptance of anonymous contribution
49-1473	Campaign practices, legal name of contributor required
49-1474	Campaign practices, political newsletter or mass mailing sent at public expense
49-1475	Campaign practices, failing to disclose name and address of contributor
49-1476.02	Accepting or receiving a campaign contribution from a state lottery contractor
49-1477	Campaign practices, required information on contributions from persons other than committees
49-1478	Campaign practices, violation of required reports on expenditures
49-1479	Campaign practices, unlawful contributions or expenditures made for transfer to candidate committee
49-1479.01	Violations related to earmarked campaign contributions
49-1490	Prohibited acts relating to gifts by principals or lobbyists
49-1492	Prohibited practices of a lobbyist
49-1492.01	Violation of gift reporting requirements by certain entities
49-14,101	Conflicts of interest, prohibited acts of public official, employee, candidate, and other individuals
49-14,101.01	Public official or employee using office, confidential information, personnel, property, or funds for financial gain or improperly using public communication system or public official or immediate family member accepting gift of travel or lodging if made for immediate family member to accompany the public official
49-14,103.04	Knowing violation of conflict of interest prohibitions

**CLASS III MISDEMEANOR**

49-14,104	Official or full-time employee of executive branch representing a person or acting as an expert witness
49-14,115	Unlawful disclosure of confidential information by member or employee of Nebraska Accountability and Disclosure Commission
49-14,135	Violation of confidentiality of proceedings of Nebraska Accountability and Disclosure Commission
50-1213	Divulging confidential information or records relating to a legislative performance audit or preaudit inquiry
50-1214	Taking personnel action against a state employee providing information pursuant to Legislative Performance Audit Act
53-167.02	Violations relating to beer keg identification numbers
53-167.03	Tamper with, alter, or remove beer keg identification number or possess beer container with altered or removed keg identification number
53-180.05	Misrepresentation of age by minor to obtain or attempt to obtain alcoholic liquor
53-180.05	Minor over 18 years old and under 21 years old in possession of alcoholic liquor
53-180.05	Parent or guardian knowingly permitting minor to violate alcoholic liquor laws
53-181	Minor 18 years old or younger in possession of alcoholic liquor
53-186.01	Consumption of liquor in unlicensed public places
54-904	Indecency with a livestock animal
54-1711	Livestock dealer violating provisions of Nebraska Livestock Dealer Licensing Act
54-1913	Meat and poultry inspector, officer, or employee accepting bribes
57-507	Unlawful use of liquefied petroleum gas cylinders
57-1106	Willfully and maliciously breaking, injuring, damaging, or interfering with oil or gas pipeline, plant, or equipment
60-142	Using a bill of sale for a parts vehicle to transfer ownership of any vehicle other than a parts vehicle
60-180	Prohibited acts relating to certificates of title for motor vehicles, all-terrain vehicles, or minibikes
60-3,113.07	Knowingly provide false information on an application for a handicapped or disabled parking permit
60-3,170	Violation of Motor Vehicle Registration Act when not otherwise specified
60-3,171	Fraud in registration of motor vehicle or trailer
60-3,176	Disclosure of information regarding undercover license plates to unauthorized individual
60-3,206	Violation of International Registration Plan Act
60-480.01	Disclosure of information regarding undercover drivers' licenses to unauthorized individual
60-4,108	Operating motor vehicle while operator's license is suspended or after revocation or impoundment but before licensure
60-4,109	Operating motor vehicle while operator's license is suspended or after revocation or impoundment but before licensure for violation of city or village ordinance
60-4,111	Violation of Motor Vehicle Operator's License Act when not otherwise specified

### **CLASS III MISDEMEANOR**

60-4,118	Failure to surrender operator's license or appear before examiner regarding determination of physical or mental competence
60-4,140	Commercial driver, multiple operators' licenses
60-4,141	Operation of commercial motor vehicle outside operator's license or permit classification
60-4,146.01	Violation of privileges conferred by commercial drivers' licenses
60-4,159	Commercial driver, failure to provide notifications relating to conviction or disqualification
60-4,161	Commercial driver, failure to provide information to prospective employer
60-4,162	Employer failing to require information or allowing commercial driver to violate highway-rail grade crossing, out-of-service order, or licensing provisions
60-4,170	Failure to surrender commercial driver's license or CLP-commercial learner's permit
60-4,179	Violation of driver training instructor or school provisions
60-4,184	Failure to surrender operator's license for loss of license under point system
60-4,186	Illegal operation of motor vehicle under period of license revocation for loss of license under point system
60-558	Failure to return motor vehicle license or registration to Department of Motor Vehicles for violation of financial responsibility provisions
60-560	Violation of Motor Vehicle Safety Responsibility Act when not otherwise specified
60-678	Operation of certain vehicles in certain public places where prohibited, where not permitted, without permission, or in a dangerous manner
60-690	Aiding or abetting a violation of Nebraska Rules of the Road
60-6,110	Failing to obey lawful order of law enforcement officer given under Nebraska Rules of the Road to apprehend violator
60-6,130	Willful damage or destruction of road signs, monuments, traffic control or surveillance devices by shooting upon highway
60-6,211.11	Operating a motor vehicle with an ignition interlock device in violation of court order or Department of Motor Vehicles order unless otherwise specified
60-6,211.11	Operating a motor vehicle with a 24/7 sobriety program permit and a concentration of .02 of one gram or more by weight of alcohol per 100 milliliters of blood or .02 of one gram or more by weight of alcohol per 210 liters of breath or refusing a chemical test
60-6,215	Reckless driving, first offense
60-6,216	Willful reckless driving, first offense
60-6,222	Violations in connection with headlights and taillights
60-6,228	Vehicle proceeding forward on highway with backup lights on
60-6,234	Violations involving rotating or flashing lights on motor vehicles
60-6,235	Violation of vehicle clearance light requirements
60-6,245	Violation of motor vehicle brake requirements
60-6,259	Application of an illegal sunscreening or glazing material on a motor vehicle
60-6,263	Operating or owning vehicle in violation of safety glass requirements

**CLASS III MISDEMEANOR**

60-6,291	Exceeding limitations on width, length, height, or weight of motor vehicles when not otherwise specified
60-6,303	Refusal to weigh vehicle or lighten load
60-6,336	Snowmobile contest on highway without permission, first offense within one year
60-6,343	Violation of provisions relating to snowmobiles, first offense within one year
60-6,352	Illegal operation of minibikes on state highway
60-6,353	Operating a minibike in a place, at a time, or in a manner not permitted by regulatory authority
60-6,362	Violation of all-terrain vehicle requirements, first offense within one year
60-1307	Failing to appear at hearing for violations discovered at weigh stations
60-1308	Failure to comply with weigh station requirements
60-1309	Resisting arrest or disobeying order of carrier enforcement officer at weigh station
60-1418	Violating conditions of a motor vehicle sale
62-304	Limitation upon negotiation of tuition notes or contracts of business colleges
64-105.03	Unauthorized practice of law by notary public
66-107	Illegal use of containers for gasoline or kerosene
68-314	Unlawful use and disclosure of books and records of Department of Health and Human Services
68-1017	Obtaining through fraud assistance to aged, blind, or disabled persons, aid to dependent children, or supplemental nutrition assistance program benefits when value is \$500 or more but less than \$1,500
68-1017.01	Unlawful use, alteration, or transfer of supplemental nutrition assistance program benefits when value is \$500 or more but less than \$1,500
68-1017.01	Unlawful possession or redemption of supplemental nutrition assistance program benefits when value is \$500 or more but less than \$1,500
69-2012	Violation of Degradable Products Act
69-2442	Failure of permitholder to report discharge of handgun that causes injury to a person or damage to property, first offense
69-2709	Selling, possessing, or distributing cigarettes in violation of stamping requirements
71-220	Violation of barbering provisions
71-506	Willful or malicious disclosure of confidential reports, notifications, and investigations relating to communicable diseases
71-542	Unauthorized disclosure of confidential immunization information
71-613	Violation of provisions on vital statistics
71-1371	Violation of Cremation of Human Remains Act
71-1631.01	Violating regulation for protecting public health and preventing communicable diseases
71-1905	Violations regarding children in foster care
71-2228	Illegal receipt of food supplement benefits when value is \$500 or more but less than \$1,500
71-2229	Using, altering, or transferring food instruments or food supplements when value is \$500 or more but less than \$1,500

**CLASS III MISDEMEANOR**

71-2229	Illegal possession or redemption of food supplement benefits when value is \$500 or more but less than \$1,500
71-2482	Violation involving adulterated or misbranded drugs, first offense
71-2482	Violation of provisions relating to drugs which are not controlled substances
71-2510.01	Use of arsenic or strychnine in embalming fluids, violations of labeling requirements
71-2512	Violation of Poison Control Act when not otherwise specified, first offense
71-4632	Mobile home parks established, conducted, operated, or maintained without license, nuisance
71-6741	Violation of Medication Aide Act
71-6907	Performing an abortion in violation of parental consent provisions, knowingly and intentionally or with reckless disregard
71-6907	Unauthorized person providing consent for an abortion
71-6907	Coercing a pregnant woman to have an abortion
74-609.01	Hunting on railroad right-of-way without permission
74-1331	Failure to construct, maintain, and repair railroad bridges in compliance with law
75-114	Refusal to allow access to Public Service Commission to records of a motor or common carrier
75-367	Violation of motor carrier safety regulations or hazardous materials regulations
76-505	Judges and other county officers engaging in business of abstracting
76-558	Unlawful practice in business of abstracting
76-2246	Unlawful offer, attempt, or agreement to practice, or unlawful practice or advertisement as a real property appraiser
76-2325.01	Interference with utility poles and wires or transmission of light, heat, power, or telecommunications, loss of less than \$200 (certain situations)
77-1719.02	Violations by county board members regarding collection of personal taxes and false returns
77-2619	Fail, neglect, or refuse to report or make false statement regarding cigarette taxation
77-3407	Unlawful signature on budget limitation petition
79-210	Violation of compulsory school attendance provisions
79-603	School vehicles, violation of safety requirements and operating school vehicles which violate safety requirements when not otherwise specified
79-897	Illegal inquiries concerning religious affiliation of teacher applicants
79-8,101	Illegal solicitation of business from classroom teachers
79-1607	Violation of laws on private, denominational, and parochial schools
81-2,157	Unlawful sale or marking of hybrid seed corn
81-2,179	Violation of Nebraska Apiary Act
81-5,181	Violation of Boiler Inspection Act
81-829.41	Unauthorized release of information from emergency management registry
81-8,127	Unlawful practice of land surveying or use of title
81-8,142	Violation of provisions relating to the State Athletic Commissioner
81-8,205	Unlawful practice as, employment of, advertisement as, or application to become a professional landscape architect, first offense

**CLASS III MISDEMEANOR**

- 81-1508.01 Knowing and willful violation of Environmental Protection Act, Integrated Solid Waste Management Act, or Livestock Waste Management Act when not otherwise specified
- 81-2008 Failure to obey rules or orders of or resisting arrest by Nebraska State Patrol
- 82-111 Destroy, deface, remove, or injure monuments marking Oregon Trail
- 82-507 Knowingly and willfully appropriate, excavate, injure, or destroy any archaeological resource on public land without written permission from the State Archaeology Office
- 82-508 Enter or attempt to enter upon the lands of another without permission and intentionally appropriate, excavate, injure, or destroy any archaeological resource or any archaeological site
- 84-311 Disclosure of restricted information by the Auditor of Public Accounts or an employee of the auditor
- 84-316 Taking personnel action against a state or public employee for providing information to the Auditor of Public Accounts
- 84-712.09 Violation of provisions for access to public records
- 84-1213 Mutilation, transfer, removal, damage, or destruction of or refusal to return government records
- 84-1414 Unlawful action by members of public bodies in public meetings, second or subsequent offense
- 86-290 Intercepting or interfering with certain wire, electronic, or oral communication
- 86-606 Unlawful delay or disclosure of telegraph dispatches
- 89-1,101 Violation of Weights and Measures Act or order of Department of Agriculture, first offense
- 90-104 Use of state banner as advertisement or trademark

**CLASS IIIA MISDEMEANOR**

**Maximum—seven days' imprisonment, five hundred dollars' fine, or both**

**Minimum—none**

- 14-229 City officer or employee exerting influence regarding political views
- 28-416 Knowingly or intentionally possessing one ounce or less of marijuana or any substance containing a quantifiable amount of a material, compound, mixture, or preparation containing any quantity of synthetically produced cannabinoids, third or subsequent offense
- 53-173 Knowingly or intentionally possessing powdered alcohol, third or subsequent offense
- 54-623 Owning a dangerous dog within 10 years after conviction of violating dangerous dog laws
- 54-623 Dangerous dog attacking or biting a person when owner of dog has a prior conviction for violating dangerous dog laws
- 60-690 Aiding or abetting a violation of Nebraska Rules of the Road
- 60-6,196.01 Driving under the influence with a prior felony DUI conviction
- 60-6,275 Operating or possessing radar transmission device while operating motor vehicle
- 60-6,378 Failure to move over, proceed with due care and caution, or follow officer's directions when passing a stopped emergency or road assistance vehicle, second or subsequent offense



**CLASS IIIA MISDEMEANOR**

77-2704.33	Failure of a contractor or taxpayer to pay certain sales taxes of less than \$300
79-1602	Transmitting or providing for transmission of false school information when electing not to meet school accreditation or approval requirements
89-1,107	Use of a grain moisture measuring device which has not been tested
89-1,108	Violation of laws on grain moisture measuring devices

**CLASS IV MISDEMEANOR**

**Maximum—no imprisonment, five hundred dollars' fine**

**Minimum—none**

2-220.03	Failure to file specified security or certificates by carnival companies, booking agencies, or shows for state and county fairs
2-957	Unlawful movement of article through which noxious weeds may be disseminated
2-963	Violation of provisions relating to weed control
2-10,115	Specified violations of Plant Protection and Plant Pest Act, first offense
2-1806	Engaging in business as a potato shipper without a license
2-1807	Failure by potato shipper to file statement or pay tax
2-3109	Violation of Nebraska Soil and Plant Analysis Laboratory Act when not otherwise specified
2-3223.01	Failure to file audit of natural resources district
2-4327	Violation of Agricultural Liming Materials Act, first offense
3-330	Violation of Airport Zoning Act
9-513	Violation of Nebraska Small Lottery and Raffle Act, first offense
9-814	Purchase of state lottery ticket by person less than 19 years old
12-512.07	Violations in administering perpetual care trust funds for cemeteries
12-617	Violation relating to perpetual care trust funds for public mausoleums and other burial structures
12-1115	Failure to surrender a license under Burial Pre-Need Sale Act
14-415	Violation of building ordinance or regulations in city of the metropolitan class, first or second offense
19-1847	Violation of Civil Service Act
20-149	Failure of consumer reporting agency to provide reports to consumers, protected consumers, or representatives
23-387	Violation of provisions relating to community antenna television service
23-919	Violation of County Budget Act of 1937
23-1507	Failure of register of deeds to perform duties
23-1821	Failure to notify coroner of a death during apprehension or while in custody
25-1563	Attachment or garnishment procedure used to avoid exemption laws
25-1640	Penalizing employee due to jury service
28-410	Failure to comply with inventory requirements by manufacturer, distributor, or dispenser of controlled substances
28-416	Knowingly or intentionally possessing one ounce or less of marijuana or any substance containing a quantifiable amount of a material, compound, mixture, or preparation containing any quantity of synthetically produced cannabinoids, second offense
28-456.01	Purchase, receive, or otherwise acquire pseudoephedrine base or phenylpropanolamine base over authorized limits, first offense

#### **CLASS IV MISDEMEANOR**

28-462	Knowingly fail to submit methamphetamine precursor information or knowingly submit incorrect information to national exchange
28-476	Intentionally failing to carry or transport hemp not produced in compliance with, or without documentation required under, the Nebraska Hemp Farming Act
28-1009	Harassment of police animal not resulting in death of animal
28-1019	Violation of court order related to misdemeanor animal abuse conviction
28-1104	Promoting gambling in the third degree
28-1253	Distribution, sale, or use of refrigerants containing liquefied petroleum gas
28-1304	Putting carcass or filthy substance in well or running water
28-1357	Distribute or sell a novelty lighter without a child safety feature
29-3527	Unlawful access to or dissemination of criminal history record information
32-1507	Elections, false representation of political party affiliation
32-1517	Refusing to serve as election official
32-1520	Printing or distribution of illegal ballots
32-1547	Elections, filing for more than one elective office
36-213.01	Unlawful assignment or notice of assignment of wages of head of family
37-403	Violation of farm or ranch land hunting permit exemption
37-463	Dealing in raw furs without fur buyer's permit, failure to keep complete records of furs bought or sold
37-471	Violation relating to aquatic organisms raised under an aquaculture permit
37-482	Keeping wild birds or animals in captivity without permit
37-4,103	Unlawfully taking, maintaining, or selling raptors
37-524	Importation, possession, or release of certain wild or nonnative animals or aquatic invasive species
37-528	Administering a drug to wildlife
37-558	Placing harmful matter into waters stocked by Game and Parks Commission
37-1238.02	Failure of vessel to comply with order of officer to stop
37-1271	Violation of certain provisions of State Boat Act
38-28,115	Violation of Nebraska Drug Product Selection Act or rules and regulations
39-302	Failure to properly equip certain sprinkler irrigation systems with endgun
43-1414	Violation of genetic paternity testing provisions, first offense
44-3,142	Unauthorized release of relevant insurance information relating to motor vehicle theft or insurance fraud
44-10,108	Soliciting membership for a fraternal benefit society not licensed in this state
44-2615	Acting as insurance consultant without license
45-101.07	Lender imposing certain conditions on mortgage loan escrow accounts
46-613.02	Violations of registration and spacing requirements for water wells; illegal transfer of ground water
46-687	Withdrawing or transferring ground water in violation of Industrial Ground Water Regulatory Act

**CLASS IV MISDEMEANOR**

46-1127	Placing chemical in irrigation distribution system without complying with law
46-1143	Violation of Nebraska Chemigation Act when not otherwise specified
46-1666	Willfully obstruct, hinder, or prevent Department of Natural Resources from performing duties under Safety of Dams and Reservoirs Act
48-219	Contracting to deny employment due to relationship with labor organization
48-230	Violation of provisions allowing preference to veterans seeking employment
48-433	Failure of architect to comply with law in preparing building plans
48-1206	Minimum wage rate violations
48-1505	Violations relating to sheltered workshops
48-2211	Violating recruiting restrictions related to non-English-speaking persons
49-1445	Violation of requirement to form candidate committee upon raising, receiving, or expending more than \$5,000 in a calendar year
49-1446	Violations relating to campaign committee funds
49-1467	Failure to report campaign expenditure of more than \$250
49-1474.01	Violation of distribution requirements for political material
53-149	Providing false information regarding alcohol retailer's accounts with alcoholic liquor wholesale licensee in connection with sale of retailer's business
53-173	Knowingly or intentionally possessing powdered alcohol, second offense
53-186.01	Permitting consumption of liquor in unlicensed public places, first offense
53-187	Nonbeverage liquor licensee giving or selling liquor fit for beverage purposes, first offense
53-194.03	Importation of alcohol for personal use in certain quantities
53-1,100	Violation of Nebraska Liquor Control Act, first offense
54-315	Leaving well or pitfall uncovered, failure to decommission inactive well
54-613	Allowing dogs to run at large, damage property, injure persons, or kill animals
54-622	Violation of restrictions on dangerous dogs
54-861	Violation of Commercial Feed Act, first offense
54-861	Improper use of trade secrets in violation of Commercial Feed Act
54-909	Violating court order not to own or possess a livestock animal after the date of conviction for indecency with a livestock animal, first offense
	cruel mistreatment of an animal, or intentionally, knowingly, or recklessly abandoning or cruelly neglecting livestock animal not resulting in serious injury or illness or death of the livestock animal
54-1605	Violation of accreditation provisions for specific pathogen-free swine
54-2323	Violation of Domesticated Cervine Animal Act, first offense
54-2612	Unlawful sale of swine by packer
54-2615	False reporting of swine by packer
54-2622	Unlawful sale of cattle by packer
54-2625	False reporting of cattle by packer
55-165	Discriminating against an employee who is a member of the reserve military forces

**CLASS IV MISDEMEANOR**

55-166	Discharging employee who is a member of the National Guard or armed forces of the United States for military service
57-516	Violation of provisions relating to sale of liquefied petroleum gas
57-719	Violating or aiding and abetting violations of oil and gas severance tax laws
57-1213	Failure or refusal to make uranium severance tax return or report
60-3,168	Failure to have and keep liability insurance or other proof of financial responsibility on motor vehicle
60-3,169	Unauthorized use of vehicle registered as farm truck
60-3,172	Registration of motor vehicle or trailer in location other than that authorized by law
60-3,173	Improper increase of gross weight or failure to pay registration fee on commercial trucks and truck-tractors
60-3,174	Improper use of a vehicle with a special equipment license plate
60-4,129	Violation involving use of an employment driving permit
60-4,130	Failure to surrender an employment driving permit
60-4,130.01	Violation involving use of a medical hardship driving permit
60-690	Aiding or abetting a violation of Nebraska Rules of the Road
60-6,175	Improperly passing a school bus with warning signals flashing or stop signal arm extended
60-6,197.01	Failure to report unauthorized use of immobilized vehicle
60-6,292	Violation of requirements for extra-long vehicle combinations
60-6,302	Unlawful repositioning fifth-wheel connection device of truck-tractor and semitrailer combination
60-6,304	Operation of vehicle improperly constructed or loaded or with cargo or contents not properly secured
60-6,304	Spilling manure or urine from an empty livestock vehicle in a city of the metropolitan class
60-1407.02	Unauthorized use of sales tax permit relating to sale of vehicle or trailer
63-103	Printing copies of a publication in excess of the authorized quantity
66-495.01	Unlawfully using or selling diesel fuel or refusing an inspection
66-6,115	Fueling a motor vehicle with untaxed compressed fuel
66-727	Failure to obtain license as required under motor fuel tax laws
66-727	Failure to produce motor fuel license or permit for inspection
66-1521	Sell, distribute, deliver, or use petroleum as a producer, refiner, importer, distributor, wholesaler, or supplier without a license
68-1017	Obtaining through fraud assistance to aged, blind, or disabled persons, aid to dependent children, or supplemental nutrition assistance program benefits when value is less than \$500
68-1017.01	Unlawful use, alteration, or transfer of supplemental nutrition assistance program benefits when value is less than \$500
68-1017.01	Unlawful possession or redemption of supplemental nutrition assistance program benefits when value is less than \$500
69-1808	Violation of American Indian Arts and Crafts Sales Act
69-2709	Knowing or intentional cigarette sales report, tax, or stamp violations or sales of unstamped cigarettes or cigarettes from manufacturer not in directory, first offense

**CLASS IV MISDEMEANOR**

69-2709	Knowing or intentional cigarette sales or purchases from unlicensed stamping agent or without appropriate stamp or reporting requirements, first offense
71-1563	Modular housing unit sold or leased without official seal
71-1613	Violation of provisions relating to district health boards
71-1914.03	Providing unlicensed child care when a license is required
71-2096	Interfere with enforcement of provisions relating to health care facility receivership proceedings
71-2228	Illegal receipt of food supplement benefits when value is less than \$500
71-2229	Using, altering, or transferring food instruments or food supplements when value is less than \$500
71-2229	Illegal possession or redemption of food supplement benefits when value is less than \$500
71-3517	Violation of Radiation Control Act
71-5312	Violation of Nebraska Safe Drinking Water Act
71-5733	Smoking in place of employment or public place, second or subsequent offense
71-5733	Proprietor violating Nebraska Clean Indoor Air Act, second or subsequent offense
71-5870	Engaging in activity prohibited by Nebraska Health Care Certificate of Need Act
71-8711	Disclose actions, decisions, proceedings, discussions, or deliberations of patient safety organization meeting
73-105	Violation of laws on public lettings
74-1323	Failure to comply with order by Public Service Commission to store or park railroad cars safe distance from crossing
75-117	Refusal to comply with an order of Public Service Commission by a motor or common carrier
75-155	Knowing and willful violation of Chapter 75 or 86 when not otherwise specified
75-371	Operating motor vehicle in violation of insurance and bond requirements for motor carriers
75-398	Operation of vehicle in violation of provisions relating to the unified carrier registration plan and agreement
75-426	Failure to file report of railroad accident
76-3602	Failure of a home inspector to register with the Secretary of State
76-3603	Failure of a home inspector to pay registration fee or provide a certificate of insurance
76-3604	Failure of a home inspector to report a change of information within 30 business days
77-1232	Failure to list or filing false list of personal property for tax purposes prior to 1993
77-1324	False statement of assessment of public improvements
77-2026	Receipt by inheritance tax appraiser of extra fee or reward
77-2350.02	Failure to perform duties relating to deposit of public funds by school district or township treasurer
77-2713	Retailer engaging in business without a sales and use tax permit or after permit is suspended

**CLASS IV MISDEMEANOR**

- 77-2713 Giving resale certificate for property purchased for use rather than for resale, lease, or rental
- 77-2713 Violation of laws relating to sales and use taxes when not otherwise specified
- 77-3709 Violation of reporting and permit requirements for mobile homes
- 81-2,147.09 Violation of Nebraska Seed Law
- 81-2,154 Violation of state-certified seed laws
- 81-2,290 Violation of Nebraska Pure Food Act
- 81-520.02 Violation of open burning ban or range-management burning permit
- 81-5,131 Violation of provisions relating to arson information
- 81-674 Wrongful disclosure of confidential data from medical record and health information registries or deceitful use of such information
- 81-1525 Failure or refusal to remove accumulation of junk
- 81-1559 Failure of manufacturer or wholesaler to obtain litter fee license
- 81-1560.01 Failure of retailer to obtain litter fee license
- 81-1577 Failure to register hazardous substances storage tanks
- 81-15,289 Mobile home park established, conducted, operated, or maintained without license
- 81-1626 Lighting and thermal efficiency violations
- 84-1414 Unlawful action by members of public bodies in public meetings, first offense
- 86-162 Failure to provide telephone services

**CLASS V MISDEMEANOR**

**Maximum—no imprisonment, one hundred dollars' fine**

**Minimum—none**

- 2-219 Exhibit or conduct indecent shows or dances or engage in any gambling at state, district, or county fairs
- 2-220 State, district, and county fairs, refusal or failure to remove illegal devices
- 2-3292 Conducting recreational activities outside of designated areas in a natural resources district recreation area
- 2-3293 Smoking and use of fire or fireworks in a natural resources district recreation area
- 2-3294 Pets or other animals in a natural resources district recreation area
- 2-3295 Hunting, fishing, trapping, or using weapons in a natural resources district recreation area
- 2-3296 Conducting prohibited water-related activities in a natural resources district recreation area
- 2-3297 Destruction or removal of property, constructing a structure, or trespassing in a natural resources district recreation area
- 2-3298 Abandoning vehicle in a natural resources district recreation area
- 2-3299 Unauthorized sale or trading of goods in a natural resources district recreation area
- 2-32,100 Violation of traffic rules in a natural resources district recreation area
- 2-3974 Violation of Nebraska Milk Act or impeding or attempting to impede enforcement of the act
- 7-111 Practice of law by certain judges, clerks, sheriffs, or other officials
- 8-113 Unauthorized use of the word "bank"

**CLASS V MISDEMEANOR**

8-114	Unauthorized conduct of banking business
8-226	Unauthorized use of the words "trust", "trust company", "trust association", or "trust fund"
8-305	Unauthorized use of "building and loan" or "savings and loan" or any combination of such words in corporate name
8-829	Collecting certain charges on personal loans by banks and trust companies
13-510	Illegal obligation of funds in county budget during emergency
16-230	Violation of ordinances regulating drainage, litter, and growth of grass, weeds, and worthless vegetation
17-563	Violation of ordinances regulating drainage, litter, and growth of grass, weeds, and worthless vegetation
18-312	Cities, villages, and their officers entering into compensation contracts contingent upon elections
21-1306	Unauthorized use of the word "cooperative"
21-1728	Unlawful use of the words "credit union" or representing oneself or conducting business as a credit union
23-808	Operating pool or billiard hall or bowling alley outside of municipality without a county license
23-813	Operating roadhouse, dance hall, carnival, show, amusement park, or other place of public amusement outside of municipality without a county license
23-817	Violation of law regulating places of amusement
23-1612	Audit of county offices, failure or refusal to exhibit records
24-216	Clerk of Supreme Court, fees, neglect or fraud in report
28-3,107	Intentional or reckless falsification of report required under Pain-Capable Unborn Child Protection Act
28-725	Unauthorized release of child abuse or neglect information
28-1018	Selling puppy or kitten under 8 weeks old without its mother
28-1255	Sale, possession, or use of flying lantern-type devices
28-1305	Putting carcass or putrid animal substance in a public place
28-1306	Railroads bringing unclean stock cars into state
28-1308	Watering livestock at private tank without permission
28-1347	Unauthorized access to or use of a computer, first offense
28-1418	Smoking or other use of tobacco or use of electronic nicotine delivery systems or other alternative nicotine products by a person under the age of 21
28-1427	Person under the age of 21 misrepresenting age to obtain cigars, tobacco, cigarettes, cigarette material, electronic nicotine delivery systems, or alternative nicotine products
28-1472	Failure to submit to preliminary breath test for operation of aircraft while under influence of alcohol or drugs
28-1483	Sale of certain donated food
31-435	Neglect of duty by officers of drainage districts
32-228	Failure to serve as an election official in counties having an election commissioner
32-236	Failure to serve as an election official in counties that do not have an election commissioner

**CLASS V MISDEMEANOR**

32-241	Taking personnel actions against employee serving as an election official
32-1523	Obstructing entrance to polling place
32-1524	Electioneering by election official
32-1524	Electioneering or soliciting at or near polling place
32-1524	Electioneering within 200 feet of secure ballot drop-box
32-1525	Exit interviews with voters near polling place on election day
32-1527	Voter voting ballot, unlawful acts
32-1535	Unlawful removal of ballot from polling place
33-132	Failure or neglect to charge, keep current account of, report, or pay over fees by any officer
37-305	Violation of rules and regulations for camping areas
37-306	Violation of rules and regulations for fire safety
37-307	Violation of rules and regulations for animals on state property
37-308	Violation of rules and regulations for hunting, fishing, trapping, and use of weapons on state property
37-309	Violation of rules and regulations for water-related recreational activities on state property
37-310	Violation of rules and regulations for real and personal property on state property
37-311	Violation of rules and regulations for vendors on state property
37-313	Violation of rules and regulations for traffic on state property under Game and Parks Commission jurisdiction
37-321	Fishing violation in emergency created by drying up of waters
37-349	Use of state park name for commercial purposes
37-428	Obtaining habitat stamps, aquatic habitat stamps, or migratory waterfowl stamps by false pretenses or misuse of stamps
37-433	Violation of provisions on habitat stamps or aquatic habitat stamps
37-443	Entry by a motor vehicle to a park permit area without a valid park permit
37-476	Violation of aquaculture provisions
37-504	Unlawfully taking, possessing, or destroying certain birds, eggs, or nests
37-527	Failure to display required amount of hunter orange material when hunting
37-541	Kill, injure, or detain carrier pigeons or removing identification therefrom
37-553	Violation by owner of dam to maintain water flow for fish
37-609	Resisting officer or employee of the Game and Parks Commission
37-610	Falsely representing oneself as officer or employee of the Game and Parks Commission
37-728	False statements about fishing on privately owned land
37-1270	Violation of State Boat Act when not otherwise specified
37-12,107	Destroy, deface, or remove any part of unattended or abandoned motorboat
39-221	Illegal advertising outside right-of-way on state highways
39-301	Injuring or obstructing public roads
39-303	Injuring or obstructing sidewalks or bridges
39-304	Injuring roads, bridges, gates, milestones, or other fixtures
39-305	Plowing up public highway



**CLASS V MISDEMEANOR**

39-306	Willful neglect of duty by road overseer or other such officer
39-307	Building barbed wire fence which obstructs highway without guards
39-308	Failure of property owner to remove plant which obstructs view of roadway within 10 days after notice
39-312	Illegal camping on highways, roadside areas, or parks unless designated as campsites or violating camping regulations
39-313	Hunting on freeway or private land without permission
39-808	Unlawful signs or advertising on bridges or culverts
39-1012	Illegal location of rural mail boxes
39-1801	Removing or interfering with barricades on county and township roads
39-1816	Illegal parking of vehicles on county road right-of-way
42-918	Unlawful disclosure of confidential information under Protection from Domestic Abuse Act
43-2,108.05	Violation of provisions relating to handling and inspection of sealed juvenile records
44-361.02	Insurance agent obtaining license or renewal to circumvent rebates
46-266	Owner allowing irrigation ditches to overflow on roads
46-282	Wasting artesian water
46-1666	Violation of Safety of Dams and Reservoirs Act or any application approval, approval to operate, order, rule, regulation, or requirement of the department under the act
47-206	Neglect of duty by municipal jailer
48-222	Unlawful cost to applicant for medical examination as condition of employment
48-237	Prohibited uses of social security numbers by employers
48-442	Violation involving high voltage lines
48-1227	Discriminatory wage practices based on sex, failing to keep or falsifying records, interfering with enforcement
49-211	Failure of election officers to make returns on adoption of constitutional amendment
49-14,103.04	Negligent violation of conflict of interest prohibitions
51-109	Illegal removal of books from State Library
53-197	Neglect or refusal of sheriffs or police officers to make complaints against violators of liquor laws
54-302	Driving off livestock belonging to another
54-306	Driving cattle, horses, or sheep across private lands causing injury
54-7,104	Failure to take care of livestock during transport
59-1503	Unlawful acts by retailers or wholesalers in sales of cigarettes
60-196	Failure to retain a true copy of an odometer statement for five years
60-3,135.01	Unlawful ownership or operation of a motor vehicle with special interest motor vehicle license plates
60-3,166	Dealer, prospective buyer, or finance company operating motor vehicle or trailer without registration, transporter plate, or manufacturer plates and failing to keep records
60-3,175	Violation of registration and use provisions relating to historical vehicles
60-4,164	Refusal of commercial driver to submit to preliminary breath test for driving under the influence of alcohol
60-690	Aiding or abetting a violation of Nebraska Rules of the Road

**CLASS V MISDEMEANOR**

60-699	Failure to report vehicle accident or give correct information
60-6,197.04	Refusal to submit to preliminary breath test for driving under the influence of alcohol
60-6,211.05	Failure by ignition interlock service facility to notify probation office, court, or Department of Motor Vehicles of evidence of tampering with or circumvention of an ignition interlock device
60-6,224	Failure to dim motor vehicle headlights
60-6,239	Failure to equip or display motor vehicles required to have clearance lights, flares, reflectors, or red flags
60-6,240	Willful removal of red flags or flares before driver of vehicle is ready to proceed
60-6,247	Operation of buses or trucks without power brakes, auxiliary brakes, or standard booster brake equipment
60-6,248	Selling hydraulic brake fluid that does not meet requirements
60-6,258	Owning or operating a motor vehicle with illegal sunscreening or glazing material on windshield or windows
60-6,266	Sale of motor vehicle which does not comply with occupant protection system (seat belt) requirements
60-6,287	Operating a motor vehicle which is equipped to enable the driver to watch television while driving
60-6,319	Commercial dealer selling bicycle which fails to comply with requirements
60-6,373	Operation of diesel-powered motor vehicle in violation of controls on smoke emission and noise
60-1411.04	Unlawful advertising of motor vehicles
60-1808	Violation of laws relating to motor vehicle camper units
60-1908	Destroying, defacing, or removing parts of abandoned motor vehicles
61-211	Managers or operators of interstate ditches failing to install measuring devices and furnish daily gauge height reports
69-208	Violation of laws relating to pawnbrokers and dealers in secondhand goods
69-1005	Violation of requirements for sale at auction of commercial chicks and poultry
69-1007	Failure to keep records on sale of poultry
69-1008	False representation in sale of poultry
69-1102	Failing to comply with labeling requirements on binder twine
70-409	Violation of rate regulations by electric companies
70-624	Failure of chief executive officer to publish salaries of public power district officers
71-503	Physician failing to report existence of contagious disease, illness, or poisoning
71-506	Violation of prevention and testing provisions for contagious and infectious diseases
71-1006	Violation of laws relating to disposal of dead bodies
71-1571	Installation of 4 or more showers or bathtubs without scald prevention device
71-4410	Violation of rabies control provisions
71-5733	Smoking in place of employment or public place, first offense
71-5733	Proprietor violating Nebraska Clean Indoor Air Act, first offense

**CLASS V MISDEMEANOR**

74-593	Using track motor cars on rail lines without headlights or rear lights
74-605	Failure of railroad to report or care for injured animals
74-1308	Failure of Railroad Transportation Safety District treasurer to file report or neglect of duties or refusal by district officials to allow inspection of records
74-1340	Failure, neglect, or refusal to comply with order of Department of Transportation regarding railroad crossings
75-429	Failure of railroad to maintain or operate switch stand lights and signals
76-247	Register of deeds giving certified copy of power of attorney which has been revoked without stating fact of revocation in certificate
76-2,122	Acting as real estate closing agent without license or without complying with law
77-2105	Failure to furnish information or reports for estate or generation-skipping transfer taxes
77-5016.08	Prohibited acts relating to subpoenas, testimony, and depositions in Tax Equalization and Review Commission proceedings
79-223	Violation of student immunization requirements
79-253	Violation regarding physical examinations of students
79-571	Disorderly conduct at school district meetings
79-581	Failure by secretary of Class III school district to publish claims and summary of proceedings
79-606	Failure to remove equipment from and repaint school transportation vehicles sold for other purposes
79-607	Violation of traffic regulations or failure to include obligation to comply with traffic regulation in school district employment contract
79-608	Violations by a school bus driver involving licensing or hours of service
79-949	Failure or refusal to furnish information to retirement board for school employees retirement
79-992.02	Willful failure or refusal to furnish information to administrator and board of trustees or retirement board under the Class V School Employees Retirement Act
79-1084	Secretary of Class III school board failing or neglecting to publish budget documents
79-1086	Secretary of Class V school board failing or neglecting to publish budget documents
81-520	Failure to comply with order of State Fire Marshal to remove or abate fire hazards
81-522	Failure of city or county authorities to investigate and report fires
81-538	Violation of State Fire Marshal or fire abatement provisions when not otherwise specified
81-5,146	Violation of smoke detector provisions
81-5,163	Water-based fire protection system contractor failing to comply with requirements
81-5,242	Violation of Conveyance Safety Act
81-649.02	Failure by hospital to make reports to cancer registry
81-6,120	Provision of transportation services by certain persons or failing to submit to background check prior to providing such services to vulnerable adults or minors on behalf of Department of Health and Human Services

**CLASS V MISDEMEANOR**

- 81-1024 Personal use of state-owned motor vehicle
- 81-1551 Failure to place litter receptacles on premises in sufficient number
- 81-1552 Damaging or misusing litter receptacle
- 81-15,277 Violation of laws relating to recreation camps
- 82-124 Damage to property of Nebraska State Historical Society
- 82-126 Violating restrictions on visitation to state sites and monuments
- 83-356 Mistreatment of mentally ill persons
- 86-161 Failure of telecommunications company to file territorial maps
- 86-609 Unlawful telegraph dispatch activities
- 88-549 Failure of warehouse licensee to send written notice to person storing grain of amount, location, and fees

**CLASS W MISDEMEANOR**

**First Conviction:**

**Maximum—sixty days' imprisonment and five hundred dollars' fine**

**Mandatory minimum—seven days' imprisonment and five hundred dollars' fine**

**Second Conviction:**

**Maximum—six months' imprisonment and five hundred dollars' fine**

**Mandatory minimum—thirty days' imprisonment and five hundred dollars' fine**

**Third Conviction:**

**Maximum—one year imprisonment and one thousand dollars' fine**

**Mandatory minimum—ninety days' imprisonment and one thousand dollars' fine**

- 60-690 Aiding or abetting a violation of Nebraska Rules of the Road which is a Class W misdemeanor
- 60-6,197.03 Operation of a motor vehicle while under the influence of alcoholic liquor or of any drug committed with less than .15 gram alcohol concentration
- 60-6,197.03 Operation of a motor vehicle while under the influence of alcoholic liquor or of any drug committed with .15 gram alcohol concentration, first offense only
- 60-6,197.03 Refusal to submit to chemical blood, breath, or urine test

**UNCLASSIFIED MISDEMEANORS, see section 28-107**

- 15-215 Using unsafe building for the assembly of more than 12 persons  
—fine of not more than two hundred dollars
- 16-233 Using unsafe building for the assembly of more than 12 persons  
—fine of not more than two hundred dollars
- 16-706 Unauthorized use of city funds by city council member or city officer  
—fine of twenty-five dollars plus costs of prosecution
- 18-1914 Violation of plumbing ordinances or plumbing license requirements  
—fine of not more than five hundred dollars and not less than fifty dollars per violation
- 18-1918 Installing or repairing sanitary plumbing without permit  
—fine of not less than fifty dollars nor more than five hundred dollars
- 18-2205 Violation involving community antenna television service or franchise ordinance  
—fine of not more than five hundred dollars
- 18-2315 Violation involving heating, ventilating, and air conditioning services  
—fine of not more than five hundred dollars  
—imprisonment of not more than six months

**UNCLASSIFIED MISDEMEANORS**, see section 28-107

- both
- 19-905 Remove, alter, or destroy posted notice prior to building zone and regulation hearing
- 19-913 Violation of zoning laws and ordinances and building regulations
  - fine of not more than one hundred dollars
  - imprisonment of not more than thirty days
- 19-1104 Failure of city or village clerk or treasurer to publish council proceedings or fiscal statement
  - fine of not more than twenty-five dollars and removal from office
- 20-124 Interference with freedom of speech and access to public accommodation
  - fine of not more than one hundred dollars
  - imprisonment of not more than six months
  - both
- 20-140 Equal Opportunity Commission officer or employee revealing unlawful discrimination complaint or investigation
  - fine of not more than one hundred dollars
  - imprisonment of not more than thirty days
- 23-2533 Willful violation of County Civil Service Act
  - fine of not more than five hundred dollars
  - imprisonment of not more than six months
  - both
- 25-2231 Constable acting outside of jurisdiction
  - fine of not less than ten dollars nor more than one hundred dollars
  - imprisonment of not more than ten days
- 29-426 Failure to appear or comply with citation for traffic or other offense
  - fine of not more than five hundred dollars
  - imprisonment of not more than three months
  - both
- 31-134 Obstructing drainage ditch
  - fine of not less than ten dollars nor more than fifty dollars
- 31-221 Injuring or obstructing watercourse, drain, or ditch
  - fine of not less than twenty-five dollars nor more than one hundred dollars
  - imprisonment of not more than thirty days
- 31-226 Failure to clear watercourse, drain, or ditch after notice
  - fine of not more than ten dollars
- 31-366 Willfully obstruct, injure, or destroy ditch, drain, watercourse, or dike of drainage district
  - fine of not more than one hundred dollars
- 31-445 Obstruct ditch, drain, or watercourse or injure dike, levee, or other work of drainage district
  - fine of not more than one hundred dollars
  - imprisonment of not more than six months
- 31-507.01 Connection to sanitary sewer without permit
  - fine of not less than twenty-five dollars nor more than one hundred dollars
- 33-153 Failure to report and remit fees to county for taking acknowledgments, oaths, and affirmations
  - fine of not more than one hundred dollars
- 44-2504 Domestic insurer transacting unauthorized insurance business in reciprocal state

- UNCLASSIFIED MISDEMEANORS**, see section 28-107
- fine of not more than ten thousand dollars
  - 55-112 Failure to return or illegal use of military property
    - fine of not more than fifty dollars
  - 60-684 Refusal to sign traffic citation
    - fine of not more than five hundred dollars
    - imprisonment of not more than three months
    - both
  - 69-111 Security interest in personal property, failure to account or produce for inspection
    - fine of not less than five dollars nor more than one hundred dollars
    - imprisonment of not more than thirty days
  - 74-918 Failure by railroad to supply drinking water and toilet facilities
    - fine of not less than one hundred dollars nor more than five hundred dollars
  - 75-130 Failure by witness to testify or comply with subpoena of Public Service Commission
    - fine of not more than five thousand dollars
  - 76-215 Failure to furnish real estate transfer tax statement
    - fine of not less than ten dollars nor more than five hundred dollars
  - 76-218 Violations involving acknowledging and recording instruments of conveyance
    - fine of not more than five hundred dollars
    - imprisonment of not more than one year
  - 76-239.05 Failure to apply construction financing for labor and materials
    - fine of not less than one hundred dollars nor more than one thousand dollars
    - imprisonment of not more than six months
    - both
  - 76-2,108 Defrauding another by making a dual contract for purchase of real property or inducing the extension of credit
    - fine of not less than one hundred dollars nor more than five hundred dollars
    - imprisonment of not less than five days nor more than thirty days
    - both
  - 77-1250.02 Owner, lessee, or manager of aircraft hangar or land upon which is parked or located any aircraft, fail to report aircraft to the county assessor
    - fine of not more than fifty dollars
  - 77-1313 Failure of county officer to assist county assessor in assessment of property
    - fine of not less than fifty dollars nor more than five hundred dollars
  - 77-1613.02 County assessor willfully reducing or increasing valuation of property without approval of county board of equalization
    - fine of not less than twenty dollars nor more than one hundred dollars
  - 77-1918 County officers failing to perform duties related to foreclosure
    - removal from office
  - 77-2703 Seller fails or refuses to furnish certified statement regarding a motor vehicle, motorboat, all-terrain vehicle, or utility-type vehicle transaction
    - fine of not less than twenty-five dollars nor more than one hundred dollars
  - 77-2706 Giving a resale certificate to avoid sales tax

**UNCLASSIFIED MISDEMEANORS**, see section 28-107

- 79-2,103      Soliciting membership in fraternity, society, or other association on school grounds  
                  –fine of not less than two dollars nor more than ten dollars
- 81-171        Using state mailing room or postage metering machine for private mail  
                  –fine of not less than twenty dollars nor more than one hundred dollars
- 83-114        Officer or employee interfering in an official Department of Health and Human Services investigation  
                  –fine of not less than ten dollars nor more than one hundred dollars
- 84-732        Governor or Attorney General knowingly failing or refusing to implement laws  
                  –fine of one hundred dollars  
                  –impeachment