

LEGISLATURE OF NEBRASKA
ONE HUNDRED NINTH LEGISLATURE
FIRST SESSION

LEGISLATIVE BILL 398

FINAL READING
(SECOND)

Introduced by Moser, 22.

Read first time January 17, 2025

Committee: Transportation and Telecommunications

1 A BILL FOR AN ACT relating to motor vehicles; to amend sections
2 37-327.04, 60-3,104.01, 60-3,104.02, 60-3,113, 60-3,122.04,
3 60-3,151, 60-3,254, 60-495, 60-4,144.01, 60-4,144.02, 60-1506,
4 74-1335, 75-365, 80-415, 80-416, 80-417, 81-2517, 82-139, and
5 82-334, Reissue Revised Statutes of Nebraska, and sections 18-1737,
6 37-112, 37-327.03, 37-811, 60-107, 60-119.01, 60-169, 60-301,
7 60-302, 60-302.01, 60-336.01, 60-386, 60-393, 60-395, 60-396,
8 60-3,101, 60-3,104, 60-3,113.04, 60-3,122.03, 60-3,123, 60-3,124,
9 60-3,125, 60-3,130.04, 60-3,193.01, 60-3,253, 60-462.01, 60-479.01,
10 60-483, 60-4,111.01, 60-4,131, 60-4,132, 60-4,134, 60-4,144,
11 60-4,147.02, 60-4,168, 60-501, 60-628.01, 60-6,265, 60-1509,
12 60-2705, 60-2909.01, 75-363, 75-364, 75-366, 75-369.03, 75-392, and
13 75-393, Revised Statutes Cumulative Supplement, 2024; to adopt
14 updates to federal law and update certain federal references; to
15 provide for permanent trailer license plates for commercial
16 fertilizer trailers; to change provisions relating to license plates
17 and provide for the issuance of Arbor Day Plates; to change the fee
18 for organizational license plates; to change and provide provisions
19 relating to Military Honor Plates, prisoner-of-war license plates,
20 disabled veteran license plates, and Purple Heart license plates; to
21 provide duties to the Department of Motor Vehicles; to increase fees

1 related to records requests; to change the distribution of certain
2 revenues; to change provisions relating to commercial driver's
3 licenses and CLP-commercial learner's permits; to provide duties for
4 the successor in interest of a railroad; to change civil penalties
5 against certain motor carriers; to create the Home of Arbor Day
6 Plate Cash Fund and provide for grants from such fund; to define and
7 redefine terms; to eliminate obsolete provisions; to eliminate a
8 fund; to eliminate provisions relating to certain license plates; to
9 harmonize provisions; to provide a duty for the Revisor of Statutes;
10 to provide operative dates; to repeal the original sections; to
11 outright repeal sections 60-3,127, 60-3,129, 60-3,223, 60-3,224,
12 60-3,225, 60-3,227, 60-3,230, 60-3,231, 60-3,234, 60-3,235,
13 60-3,238, 60-3,239, 60-3,240, 60-3,242, 60-3,244, 60-3,246,
14 60-3,248, 60-3,250, 60-3,252, 60-3,255, 60-3,256, 60-3,257, and
15 60-3,258, Reissue Revised Statutes of Nebraska, and sections
16 60-3,128, 60-3,226, 60-3,232, 60-3,233, 60-3,237, 60-3,241,
17 60-3,243, 60-3,245, 60-3,247, 60-3,249, 60-3,251, 60-3,259, and
18 60-3,260, Revised Statutes Cumulative Supplement, 2024; and to
19 declare an emergency.

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

1 **Section 1.** Section 18-1737, Revised Statutes Cumulative Supplement,
2 2024, is amended to read:

3 18-1737 (1) Any city or village, any state agency, and any person in
4 lawful possession of any offstreet parking facility may designate stalls
5 or spaces, including access aisles, in such facility owned or operated by
6 the city, village, state agency, or person for the exclusive use of
7 handicapped or disabled persons whose motor vehicles display the
8 distinguishing license plates issued to such individuals pursuant to
9 section 60-3,113, such other handicapped or disabled persons or
10 temporarily handicapped or disabled persons whose motor vehicles display
11 a handicapped or disabled parking permit, and such other motor vehicles
12 which display a handicapped or disabled parking permit. Such designation
13 shall be made by posting aboveground and immediately adjacent to and
14 visible from each stall or space, including access aisles, a sign which
15 is in conformance with the Manual on Uniform Traffic Control Devices
16 adopted pursuant to section 60-6,118 and the federal Americans with
17 Disabilities Act of 1990 and the federal regulations adopted in response
18 to the act, as the act and the regulations existed on January 1, 2025
19 2024.

20 (2) The owner or person in lawful possession of an offstreet parking
21 facility, after notifying the police or sheriff's department, as the case
22 may be, and any city, village, or state agency providing onstreet parking
23 or owning, operating, or providing an offstreet parking facility may
24 cause the removal, from a stall or space, including access aisles,
25 designated exclusively for handicapped or disabled persons or temporarily
26 handicapped or disabled persons or motor vehicles for the transportation
27 of handicapped or disabled persons or temporarily handicapped or disabled
28 persons, of any vehicle not displaying the proper handicapped or disabled
29 parking permit or the distinguishing license plates specified in this
30 section if there is posted aboveground and immediately adjacent to and
31 visible from such stall or space, including access aisles, a sign which

1 clearly and conspicuously states the area so designated as a tow-in zone.

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

29 (4) For purposes of this section and section 18-1741.01, state
30 agency means any division, department, board, bureau, commission, or
31 agency of the State of Nebraska created by the Constitution of Nebraska

1 or established by act of the Legislature, including the University of
2 Nebraska and the Nebraska state colleges, when the entity owns, leases,
3 controls, or manages property which includes offstreet parking
4 facilities.

5 **Sec. 2.** Section 37-112, Revised Statutes Cumulative Supplement,
6 2024, is amended to read:

7 37-112 The Josh the Otter-Be Safe Around Water Cash Fund is created
8 for the purpose of funding the program set forth in section 37-111. The
9 fund shall consist of any money credited to the fund pursuant to section
10 35 of this act ~~60-3,258~~. The fund may also receive gifts, bequests,
11 grants, or other contributions or donations from public or private
12 entities. The state investment officer shall invest any money in the fund
13 available for investment pursuant to the Nebraska Capital Expansion Act
14 and the Nebraska State Funds Investment Act.

15 **Sec. 3.** Section 37-327.03, Revised Statutes Cumulative Supplement,
16 2024, is amended to read:

17 37-327.03 The Game and Parks State Park Improvement and Maintenance
18 Fund is created. The fund shall consist of transfers made by the
19 Legislature, money credited to the fund pursuant to section 35 of this
20 act ~~60-3,254~~, and any gifts, grants, bequests, or donations to the fund.
21 The money credited to the fund pursuant to section 35 of this act
22 ~~60-3,254~~ shall be used only for the improvement and maintenance of state
23 recreational trails as defined in section 37-338. Any other money in the
24 fund shall be used to build, repair, renovate, rehabilitate, restore,
25 modify, or improve any infrastructure in the state park system. Any money
26 in the fund available for investment shall be invested by the state
27 investment officer pursuant to the Nebraska Capital Expansion Act and the
28 Nebraska State Funds Investment Act. Beginning October 1, 2024, any
29 investment earnings from investment of money in the fund shall be
30 credited to the General Fund.

31 **Sec. 4.** Section 37-327.04, Reissue Revised Statutes of Nebraska, is

1 amended to read:

2 37-327.04 The Game and Parks Commission Educational Fund is created.
3 The fund shall consist of money credited pursuant to section 35 of this
4 act ~~60-3,227~~ and any other money as determined by the Legislature. The
5 commission shall use the fund to provide youth education programs
6 relating to wildlife conservation practices. Any money in the fund
7 available for investment shall be invested by the state investment
8 officer pursuant to the Nebraska Capital Expansion Act and the Nebraska
9 State Funds Investment Act.

10 **Sec. 5.** Section 37-811, Revised Statutes Cumulative Supplement,
11 2024, is amended to read:

12 37-811 There is hereby created the Wildlife Conservation Fund. The
13 fund shall be used to assist in carrying out the Nongame and Endangered
14 Species Conservation Act, to pay for research into and management of the
15 ecological effects of the release, importation, commercial exploitation,
16 and exportation of wildlife species pursuant to section 37-548, and to
17 pay any expenses incurred by the Department of Revenue or any other
18 agency in the administration of the income tax designation program
19 required by section 77-27,119.01. The fund shall consist of money
20 credited pursuant to section 35 of this act ~~60-3,238~~ and any other money
21 as determined by the Legislature. The fund shall also consist of money
22 transferred from the General Fund by the State Treasurer in an amount to
23 be determined by the Tax Commissioner that ~~which~~ shall be equal to the
24 total amount of contributions designated pursuant to section
25 77-27,119.01. Any money in the Wildlife Conservation Fund available for
26 investment shall be invested by the state investment officer pursuant to
27 the Nebraska Capital Expansion Act and the Nebraska State Funds
28 Investment Act.

29 **Sec. 6.** Section 60-107, Revised Statutes Cumulative Supplement,
30 2024, is amended to read:

31 60-107 Cabin trailer means a trailer or a semitrailer, which is

1 designed, constructed, and equipped as a dwelling place, living abode, or
2 sleeping place, whether used for such purposes or instead permanently or
3 temporarily for the advertising, sale, display, or promotion of
4 merchandise or services or for any other commercial purpose except
5 transportation of property for hire or transportation of property for
6 distribution by a private carrier. Cabin trailer does not mean a trailer
7 or semitrailer which is permanently attached to real estate. There are
8 four classes of cabin trailers:

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

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

14 (3) Travel trailer which includes cabin trailers not more than one
15 hundred two inches in width nor more than forty feet in length from front
16 hitch to rear bumper, except as provided in subdivision (2)(k) of section
17 60-6,288; and

18 (4) Manufactured home means a structure, transportable in one or
19 more sections, which in the traveling mode is eight body feet or more in
20 width or forty body feet or more in length or when erected on site is
21 three hundred twenty or more square feet and which is built on a
22 permanent frame and designed to be used as a dwelling with or without a
23 permanent foundation when connected to the required utilities and
24 includes the plumbing, heating, air conditioning, and electrical systems
25 contained in the structure, except that manufactured home includes any
26 structure that meets all of the requirements of this subdivision other
27 than the size requirements and with respect to which the manufacturer
28 voluntarily files a certification required by the United States Secretary
29 of Housing and Urban Development and complies with the standards
30 established under the National Manufactured Housing Construction and
31 Safety Standards Act of 1974, as such act existed on the date specified

1 in section 9 of this act January 1, 2024, 42 U.S.C. 5401 et seq.

2 **Sec. 7.** Section 60-119.01, Revised Statutes Cumulative Supplement,
3 2024, is amended to read:

4 60-119.01 (1) Low-speed vehicle means any:

5 (a) Four-wheeled ~~a (1) four-wheeled~~ motor vehicle:

6 (i) With a ~~(a) whose~~ speed attainable in one mile of ~~is~~ more than
7 twenty miles per hour and not more than twenty-five miles per hour on a
8 paved, level surface; ~~;~~ ;

9 (ii) With a ~~(b) whose~~ gross vehicle weight rating of ~~is~~ less than
10 three thousand pounds; ~~;~~ ; and

11 (iii) That ~~(c) that~~ complies with 49 C.F.R. part 571, as such part
12 existed on the date specified in section 9 of this act; January 1, 2024,
13 or

14 (b) Three-wheeled ~~(2) three-wheeled~~ motor vehicle:

15 (i) With a ~~(a) whose~~ maximum speed attainable of ~~is~~ not more than
16 twenty-five miles per hour on a paved, level surface; ~~;~~ ;

17 (ii) With a ~~(b) whose~~ gross vehicle weight rating of ~~is~~ less than
18 three thousand pounds; ~~;~~ ; and

19 (iii) That ~~(c) which~~ is equipped with a windshield and an occupant
20 protection system.

21 (2) Low-speed vehicle does not include a A motorcycle with a sidecar
22 attached ~~is not a low-speed vehicle.~~

23 **Sec. 8.** Section 60-169, Revised Statutes Cumulative Supplement,
24 2024, is amended to read:

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

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

10 (b) This subdivision applies to all licensed wrecker or salvage
11 dealers and, except as otherwise provided in this subdivision, to each
12 vehicle located on the premises of such dealer. For each vehicle required
13 to be reported under 28 C.F.R. 25.56, as such regulation existed on the
14 date specified in section 9 of this act ~~January 1, 2024~~, the information
15 obtained by the department under this section may be reported to the
16 National Motor Vehicle Title Information System in a format that will
17 satisfy the requirement for reporting under 28 C.F.R. 25.56, as such
18 regulation existed on the date specified in section 9 of this act ~~January~~
19 ~~1, 2024~~. Such report shall include:

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

22 (ii) The vehicle identification number;

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

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

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

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

31 The department may set and collect a fee, not to exceed the cost of

1 reporting to the National Motor Vehicle Title Information System, from
2 wrecker or salvage dealers for electronic reporting to the National Motor
3 Vehicle Title Information System, which shall be remitted to the State
4 Treasurer for credit to the Department of Motor Vehicles Cash Fund. This
5 subdivision does not apply to any vehicle reported by a wrecker or
6 salvage dealer to the National Motor Vehicle Title Information System as
7 required under 28 C.F.R. 25.56, as such regulation existed on the date
8 specified in section 9 of this act ~~January 1, 2024~~.

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

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

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

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

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

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

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

1 and

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

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

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

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

31 (4) A mobile home or manufactured home for which the certificate of

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

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

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

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

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

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

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

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

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

1 with the written consent of each holder to the detachment; and

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

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

15 (7) For purposes of this section:

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

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

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

27 **Sec. 9.** For purposes of the adoption by reference of federal law
28 and regulations contained in the Motor Vehicle Certificate of Title Act,
29 the Motor Vehicle Registration Act, the Motor Vehicle Operator's License
30 Act, and the Nebraska Rules of the Road, when a provision of any of such
31 acts refers to the date specified in this section, such date is January

1 1, 2025.

2 **Sec. 10.** Section 60-301, Revised Statutes Cumulative Supplement,
3 2024, is amended to read:

4 60-301 Sections 60-301 to 60-3,236 and sections 13, 33, 34, and 35
5 of this act ~~60-3,260~~ shall be known and may be cited as the Motor Vehicle
6 Registration Act.

7 **Sec. 11.** Section 60-302, Revised Statutes Cumulative Supplement,
8 2024, is amended to read:

9 60-302 For purposes of the Motor Vehicle Registration Act, unless
10 the context otherwise requires, the definitions found in sections
11 60-302.01 to 60-360 and section 13 of this act shall be used.

12 **Sec. 12.** Section 60-302.01, Revised Statutes Cumulative Supplement,
13 2024, is amended to read:

14 60-302.01 Access aisle means a space adjacent to a handicapped
15 parking space or passenger loading zone which is constructed and designed
16 in compliance with the federal Americans with Disabilities Act of 1990
17 and the federal regulations adopted in response to the act, as the act
18 and the regulations existed on the date specified in section 9 of this
19 act ~~January 1, 2024.~~

20 **Sec. 13.** Commercial fertilizer trailer means a fertilizer trailer
21 owned by any individual or business entity that, for profit on a
22 commercial basis, sells agricultural fertilizer or agricultural
23 chemicals.

24 **Sec. 14.** Section 60-336.01, Revised Statutes Cumulative Supplement,
25 2024, is amended to read:

26 60-336.01 (1) Low-speed vehicle means any: a

27 (a) Four-wheeled ~~(1) four-wheeled~~ motor vehicle:

28 (i) With a ~~(a) whose~~ speed attainable in one mile of ~~is~~ more than
29 twenty miles per hour and not more than twenty-five miles per hour on a
30 paved, level surface; ~~τ~~

31 (ii) With a ~~(b) whose~~ gross vehicle weight rating of ~~is~~ less than

1 three thousand pounds; ~~and~~

2 ~~(iii) That (c) that~~ complies with 49 C.F.R. part 571, as such part
3 existed on the date specified in section 9 of this act; January 1, 2024,
4 or

5 ~~(b) Three-wheeled (2) three-wheeled~~ motor vehicle:

6 ~~(i) With a (a) whose~~ maximum speed attainable of is not more than
7 twenty-five miles per hour on a paved, level surface; ~~and~~

8 ~~(ii) With a (b) whose~~ gross vehicle weight rating of is less than
9 three thousand pounds; ~~and~~

10 ~~(iii) That (c) which~~ is equipped with a windshield and an occupant
11 protection system.

12 ~~(2) Low-speed vehicle does not include a~~ A motorcycle with a sidecar
13 attached ~~is not a low-speed vehicle.~~

14 **Sec. 15.** Section 60-386, Revised Statutes Cumulative Supplement,
15 2024, is amended to read:

16 60-386 (1) Each new application shall contain, in addition to other
17 information as may be required by the department, the name and
18 residential and mailing address of the applicant and a description of the
19 motor vehicle or trailer, including the color, the manufacturer, the
20 identification number, the United States Department of Transportation
21 number if required by 49 C.F.R. 390.5 through 390.21, as such regulations
22 existed on the date specified in section 9 of this act January 1, 2024,
23 and the weight of the motor vehicle or trailer required by the Motor
24 Vehicle Registration Act. For trailers which are not required to have a
25 certificate of title under section 60-137 and which have no
26 identification number, the assignment of an identification number shall
27 be required and the identification number shall be issued by the county
28 treasurer or department. With the application the applicant shall pay the
29 proper registration fee and shall state whether the motor vehicle is
30 propelled by alternative fuel and, if alternative fuel, the type of fuel.
31 The application shall also contain a notification that bulk fuel

1 purchasers may be subject to federal excise tax liability. The department
2 shall include such notification in the notices required by section
3 60-3,186.

4 (2) In addition to the information required under subsection (1) of
5 this section, the application for registration shall contain (a)(i) the
6 full legal name as defined in section 60-468.01 of each owner or (ii) the
7 name of each owner as such name appears on the owner's motor vehicle
8 operator's license or state identification card and (b)(i) the motor
9 vehicle operator's license number or state identification card number of
10 each owner, if applicable, and one or more of the identification elements
11 as listed in section 60-484 of each owner, if applicable, and (ii) if any
12 owner is a business entity, a nonprofit organization, an estate, a trust,
13 or a church-controlled organization, its tax identification number.

14 **Sec. 16.** Section 60-393, Revised Statutes Cumulative Supplement,
15 2024, is amended to read:

16 60-393 Any owner who has two or more motor vehicles or trailers
17 required to be registered under the Motor Vehicle Registration Act may
18 register all such motor vehicles or trailers on a calendar-year basis or
19 on an annual basis for the same registration period beginning in a month
20 chosen by the owner. When electing to establish the same registration
21 period for all such motor vehicles or trailers, the owner shall pay the
22 registration fee, the motor vehicle tax imposed in section 60-3,185, the
23 motor vehicle fee imposed in section 60-3,190, and the alternative fuel
24 fee imposed in section 60-3,191 on each motor vehicle for the number of
25 months necessary to extend its current registration period to the
26 registration period under which all such motor vehicles or trailers will
27 be registered. Credit shall be given for registration paid on each motor
28 vehicle or trailer when the motor vehicle or trailer has a later
29 expiration date than that chosen by the owner except as otherwise
30 provided in sections 60-3,104.01, 60-3,121, 60-3,122.02, 60-3,122.04, and
31 60-3,135.01 and sections 34 and 35 of this act ~~60-3,128, 60-3,224,~~

1 ~~60-3,227, 60-3,233, 60-3,235, 60-3,238, 60-3,240, 60-3,242, 60-3,244,~~
2 ~~60-3,246, 60-3,248, 60-3,250, 60-3,252, 60-3,254, 60-3,256, 60-3,258, and~~
3 ~~60-3,260.~~ Thereafter all such motor vehicles or trailers shall be
4 registered on an annual basis starting in the month chosen by the owner.

5 **Sec. 17.** Section 60-395, Revised Statutes Cumulative Supplement,
6 2024, is amended to read:

7 60-395 (1) Except as otherwise provided in subsection (2) of this
8 section and sections 60-3,104.01, 60-3,121, 60-3,122.02, 60-3,122.04, and
9 60-3,135.01 and sections 34 and 35 of this act ~~60-3,128, 60-3,224,~~
10 ~~60-3,227, 60-3,231, 60-3,233, 60-3,235, 60-3,238, 60-3,240, 60-3,242,~~
11 ~~60-3,244, 60-3,246, 60-3,248, 60-3,250, 60-3,252, 60-3,254, 60-3,256,~~
12 ~~60-3,258, and 60-3,260,~~ the registration shall expire and the registered
13 owner or lessee may, by returning the registration certificate, the
14 license plates, and, when appropriate, the validation decals and by
15 either making application on a form prescribed by the department to the
16 county treasurer of the occurrence of an event described in subdivisions
17 (a) through (e) of this subsection or, in the case of a change in situs,
18 displaying to the county treasurer the registration certificate of such
19 other state as evidence of a change in situs, receive a refund of that
20 part of the unused fees and taxes on motor vehicles or trailers based on
21 the number of unexpired months remaining in the registration period from
22 the date of any of the following events:

23 (a) Upon transfer of ownership of any motor vehicle or trailer;

24 (b) In case of loss of possession because of fire, natural disaster,
25 theft, dismantlement, or junking;

26 (c) When a salvage branded certificate of title is issued;

27 (d) Whenever a type or class of motor vehicle or trailer previously
28 registered is subsequently declared by legislative act or court decision
29 to be illegal or ineligible to be operated or towed on the public roads
30 and no longer subject to registration fees, the motor vehicle tax imposed
31 in section 60-3,185, the motor vehicle fee imposed in section 60-3,190,

1 and the alternative fuel fee imposed in section 60-3,191;

2 (e) Upon a trade-in or surrender of a motor vehicle under a lease;
3 or

4 (f) In case of a change in the situs of a motor vehicle or trailer
5 to a location outside of this state.

6 (2) If the date of the event falls within the same calendar month in
7 which the motor vehicle or trailer is acquired, no refund shall be
8 allowed for such month.

9 (3) If the transferor or lessee acquires another motor vehicle at
10 the time of the transfer, trade-in, or surrender, the transferor or
11 lessee shall have the credit provided for in this section applied toward
12 payment of the motor vehicle fees and taxes owed by such transferor or
13 lessee at the time of such transfer, trade-in, or surrender then owing.
14 Otherwise, the transferor or lessee shall file a claim for refund with
15 the county treasurer upon an application form prescribed by the
16 department.

17 (4) The registered owner or lessee shall make a claim for refund or
18 credit of the fees and taxes for the unexpired months in the registration
19 period within sixty days after the date of the event or shall be deemed
20 to have forfeited the ~~his or her~~ right to such refund or credit.

21 (5) For purposes of this section, the date of the event shall be:
22 (a) In the case of a transfer or loss, the date of the transfer or loss;
23 (b) in the case of a change in the situs, the date of registration in
24 another state; (c) in the case of a trade-in or surrender under a lease,
25 the date of trade-in or surrender; (d) in the case of a legislative act,
26 the effective date of the act; and (e) in the case of a court decision,
27 the date the decision is rendered.

28 (6) Application for registration or for reassignment of license
29 plates and, when appropriate, validation decals to another motor vehicle
30 or trailer shall be made within thirty days of the date of purchase.

31 (7) If a motor vehicle or trailer was reported stolen under section

1 60-178, a refund under this section shall not be reduced for a lost
2 license plate charge and a credit under this section may be reduced for a
3 lost license plate charge but the applicant shall not be required to pay
4 the license plate fee for new license plates.

5 (8) The county treasurer shall refund the motor vehicle fee and
6 registration fee from the fees that ~~which~~ have not been transferred to
7 the State Treasurer. The county treasurer shall make payment to the
8 claimant from the undistributed motor vehicle taxes of the taxing unit
9 where the tax money was originally distributed. No refund of less than
10 two dollars shall be paid.

11 **Sec. 18.** Section 60-396, Revised Statutes Cumulative Supplement,
12 2024, is amended to read:

13 60-396 Whenever the registered owner files an application with the
14 county treasurer showing that a motor vehicle, trailer, or semitrailer is
15 disabled and has been removed from service, the registered owner may, by
16 returning the registration certificate, the license plates, and, when
17 appropriate, the validation decals or, in the case of the unavailability
18 of such registration certificate or certificates, license plates, or
19 validation decals, then by making an affidavit to the county treasurer of
20 such disablement and removal from service, receive a credit for a portion
21 of the registration fee from the fee deposited with the State Treasurer
22 at the time of registration based upon the number of unexpired months
23 remaining in the registration year except as otherwise provided in
24 sections 60-3,104.01, 60-3,121, 60-3,122.02, 60-3,122.04, and 60-3,135.01
25 and sections 34 and 35 of this act ~~60-3,128, 60-3,224, 60-3,227,~~
26 ~~60-3,233, 60-3,235, 60-3,238, 60-3,240, 60-3,242, 60-3,244, 60-3,246,~~
27 ~~60-3,248, 60-3,250, 60-3,252, 60-3,254, 60-3,256, 60-3,258, and 60-3,260.~~

28 The owner shall also receive a credit for the unused portion of the motor
29 vehicle tax and fee based upon the number of unexpired months remaining
30 in the registration year. When the owner registers a replacement motor
31 vehicle, trailer, or semitrailer at the time of filing such affidavit,

1 the credit may be immediately applied against the registration fee and
2 the motor vehicle tax and fee for the replacement motor vehicle, trailer,
3 or semitrailer. When no such replacement motor vehicle, trailer, or
4 semitrailer is so registered, the county treasurer shall determine the
5 amount, if any, of the allowable credit for the registration fee and the
6 motor vehicle tax and fee and issue a credit certificate to the owner.
7 When such motor vehicle, trailer, or semitrailer is removed from service
8 within the same month in which it was registered, no credits shall be
9 allowed for such month. The credits may be applied against taxes and fees
10 for new or replacement motor vehicles, trailers, or semitrailers incurred
11 within one year after cancellation of registration of the motor vehicle,
12 trailer, or semitrailer for which the credits were allowed. When any such
13 motor vehicle, trailer, or semitrailer is reregistered within the same
14 registration year in which its registration has been canceled, the taxes
15 and fees shall be that portion of the registration fee and the motor
16 vehicle tax and fee for the remainder of the registration year.

17 **Sec. 19.** Section 60-3,101, Revised Statutes Cumulative Supplement,
18 2024, is amended to read:

19 60-3,101 (1) License plates shall be issued every six years
20 beginning with the license plates issued in the year 2005.

21 (2) In the years in which plates are not issued, in lieu of issuing
22 such license plates, the department shall furnish to every person whose
23 motor vehicle or trailer is registered one or two validation decals, as
24 the case may be. Such validation decals shall bear the year for which
25 issued and be so constructed as to permit them to be permanently affixed
26 to the plates.

27 (3) This section shall not apply to license plates issued pursuant
28 to sections 60-3,203 and 60-3,228 and license plates issued for
29 commercial fertilizer trailers pursuant to section 60-3,151.

30 **Sec. 20.** Section 60-3,104, Revised Statutes Cumulative Supplement,
31 2024, is amended to read:

1 60-3,104 The department shall issue the following types of license
2 plates:

3 (1) Alternate license plates issued pursuant to sections 33, 34, and
4 35 of this act;

5 (2) ~~(1)~~ Amateur radio station license plates issued pursuant to
6 section 60-3,126;

7 (3) ~~(2)~~ Apportionable vehicle license plates issued pursuant to
8 section 60-3,203;

9 (4) ~~(3)~~ Autocycle license plates issued pursuant to section
10 60-3,100;

11 (5) ~~(4)~~ Boat dealer license plates issued pursuant to section
12 60-379;

13 ~~(5) Breast Cancer Awareness Plates issued pursuant to sections~~
14 ~~60-3,230 and 60-3,231;~~

15 (6) Bus license plates issued pursuant to section 60-3,144;

16 ~~(7) Choose Life License Plates issued pursuant to sections 60-3,232~~
17 ~~and 60-3,233;~~

18 (7) ~~(8)~~ Commercial motor vehicle license plates issued pursuant to
19 section 60-3,147;

20 ~~(9) Czech Heritage Plates issued pursuant to sections 60-3,259 and~~
21 ~~60-3,260;~~

22 (8) ~~(10)~~ Dealer or manufacturer license plates issued pursuant to
23 sections 60-3,114 and 60-3,115;

24 (9) ~~(11)~~ Disabled veteran license plates issued pursuant to section
25 60-3,124;

26 ~~(12) Donate Life Plates issued pursuant to sections 60-3,245 and~~
27 ~~60-3,246;~~

28 ~~(13) Down Syndrome Awareness Plates issued pursuant to sections~~
29 ~~60-3,247 and 60-3,248;~~

30 ~~(14) Farm trailer license plates issued pursuant to section~~
31 ~~60-3,151;~~

1 ~~(10)~~ ~~(15)~~ Farm truck license plates issued pursuant to section
2 60-3,146;

3 ~~(11)~~ ~~(16)~~ Farm trucks with a gross weight of over sixteen tons
4 license plates issued pursuant to section 60-3,146;

5 ~~(17)~~ ~~Fertilizer trailer license plates issued pursuant to section~~
6 ~~60-3,151;~~

7 ~~(12)~~ ~~(18)~~ Former military vehicle license plates issued pursuant to
8 section 60-3,236;

9 ~~(13)~~ ~~(19)~~ Gold Star Family license plates issued pursuant to
10 sections 60-3,122.01 and 60-3,122.02;

11 ~~(14)~~ ~~(20)~~ Handicapped or disabled person license plates issued
12 pursuant to section 60-3,113;

13 ~~(15)~~ ~~(21)~~ Historical vehicle license plates issued pursuant to
14 sections 60-3,130 to 60-3,134;

15 ~~(22)~~ ~~Josh the Otter-Be Safe Around Water Plates issued pursuant to~~
16 ~~section 60-3,258;~~

17 ~~(16)~~ ~~(23)~~ Local truck license plates issued pursuant to section
18 60-3,145;

19 ~~(17)~~ ~~(24)~~ Metropolitan utilities district license plates issued
20 pursuant to section 60-3,228;

21 ~~(18)~~ ~~(25)~~ Military Honor Plates issued pursuant to sections
22 60-3,122.03 and 60-3,122.04;

23 ~~(19)~~ ~~(26)~~ Minitruck license plates issued pursuant to section
24 60-3,100;

25 ~~(20)~~ ~~(27)~~ Motor vehicle license plates for motor vehicles owned or
26 operated by the state, counties, municipalities, or school districts
27 issued pursuant to section 60-3,105;

28 ~~(21)~~ ~~(28)~~ Motor vehicles exempt pursuant to section 60-3,107;

29 ~~(22)~~ ~~(29)~~ Motorcycle license plates issued pursuant to section
30 60-3,100;

31 ~~(30)~~ ~~Mountain Lion Conservation Plates issued pursuant to sections~~

1 ~~60-3,226 and 60-3,227;~~

2 ~~(31) Native American Cultural Awareness and History Plates issued~~
3 ~~pursuant to sections 60-3,234 and 60-3,235;~~

4 ~~(32) Nebraska Cornhusker Spirit Plates issued pursuant to sections~~
5 ~~60-3,127 to 60-3,129;~~

6 ~~(33) Nebraska History Plates issued pursuant to sections 60-3,255~~
7 ~~and 60-3,256;~~

8 ~~(34) Nebraska 150 Sesquicentennial Plates issued pursuant to~~
9 ~~sections 60-3,223 to 60-3,225;~~

10 (23) ~~(35)~~ Nonresident owner thirty-day license plates issued
11 pursuant to section 60-382;

12 (24) Organizational license plates issued pursuant to sections
13 60-3,104.01 and 60-3,104.02;

14 (25) ~~(36)~~ Passenger car having a seating capacity of ten persons or
15 less and not used for hire issued pursuant to section 60-3,143 other than
16 autocycles;

17 (26) ~~(37)~~ Passenger car having a seating capacity of ten persons or
18 less and used for hire issued pursuant to section 60-3,143 other than
19 autocycles;

20 (27) ~~(38)~~ Pearl Harbor license plates issued pursuant to section
21 60-3,122;

22 (28) ~~(39)~~ Personal-use dealer license plates issued pursuant to
23 section 60-3,116;

24 (29) ~~(40)~~ Personalized message license plates for motor vehicles,
25 trailers, and semitrailers, except motor vehicles, trailers, and
26 semitrailers registered under section 60-3,198, issued pursuant to
27 sections 60-3,118 to 60-3,121;

28 ~~(41) Pets for Vets Plates issued pursuant to sections 60-3,249 and~~
29 ~~60-3,250;~~

30 (30) ~~(42)~~ Prisoner-of-war license plates issued pursuant to section
31 60-3,123;

1 ~~(43) Prostate Cancer Awareness Plates issued pursuant to section~~
2 ~~60-3,240;~~

3 (31) ~~(44)~~ Public power district license plates issued pursuant to
4 section 60-3,228;

5 (32) ~~(45)~~ Purple Heart license plates issued pursuant to section
6 60-3,125;

7 (33) ~~(46)~~ Recreational vehicle license plates issued pursuant to
8 section 60-3,151;

9 (34) ~~(47)~~ Repossession license plates issued pursuant to section
10 60-375;

11 ~~(48) Sammy's Superheroes license plates for childhood cancer~~
12 ~~awareness issued pursuant to section 60-3,242;~~

13 (35) ~~(49)~~ Special interest motor vehicle license plates issued
14 pursuant to section 60-3,135.01;

15 ~~(50) Specialty license plates issued pursuant to sections~~
16 ~~60-3,104.01 and 60-3,104.02;~~

17 ~~(51) Support the Arts Plates issued pursuant to sections 60-3,251~~
18 ~~and 60-3,252;~~

19 ~~(52) Support Our Troops Plates issued pursuant to sections 60-3,243~~
20 ~~and 60-3,244;~~

21 ~~(53) The Good Life Is Outside Plates issued pursuant to sections~~
22 ~~60-3,253 and 60-3,254;~~

23 (36) ~~(54)~~ Trailer license plates issued for trailers owned or
24 operated by the state, counties, municipalities, or school districts
25 issued pursuant to section 60-3,106;

26 (37) ~~(55)~~ Trailer license plates issued for trailers owned or
27 operated by a metropolitan utilities district or public power district
28 pursuant to section 60-3,228;

29 (38) ~~(56)~~ Trailer license plates issued pursuant to section
30 60-3,100;

31 (39) Trailer license plates issued pursuant to section 60-3,151;

1 ~~(40)~~ ~~(57)~~ Trailers exempt pursuant to section 60-3,108;
2 ~~(41)~~ ~~(58)~~ Transporter license plates issued pursuant to section
3 60-378;
4 ~~(42)~~ ~~(59)~~ Trucks or combinations of trucks, truck-tractors, or
5 trailers that ~~which~~ are not for hire and engaged in soil and water
6 conservation work and used for the purpose of transporting pipe and
7 equipment exclusively used by such contractors for soil and water
8 conservation construction license plates issued pursuant to section
9 60-3,149; and
10 ~~(60)~~ ~~Utility trailer license plates issued pursuant to section~~
11 ~~60-3,151;~~
12 ~~(43)~~ ~~(61)~~ Well-boring apparatus and well-servicing equipment license
13 plates issued pursuant to section 60-3,109. ~~;~~ and
14 ~~(62)~~ ~~Wildlife Conservation Plates issued pursuant to section~~
15 ~~60-3,238.~~

16 **Sec. 21.** Section 60-3,104.01, Reissue Revised Statutes of Nebraska,
17 is amended to read:

18 60-3,104.01 ~~(1)~~(a) ~~(1)~~ A person may apply for organizational
19 ~~specialty~~ license plates in lieu of regular license plates on an
20 application prescribed and provided by the department pursuant to section
21 60-3,104.02 for any motor vehicle, trailer, or semitrailer, except for
22 motor vehicles or trailers registered under section 60-3,198.

23 ~~(b)~~ An applicant receiving an organizational ~~a specialty~~ license
24 plate for a farm truck with a gross weight of over sixteen tons or for a
25 commercial motor vehicle registered for a gross weight of five tons or
26 over shall affix the appropriate tonnage decal to the license plate.

27 ~~(c)~~ The department shall make forms available for such applications.
28 Each application for initial issuance or renewal of organizational
29 ~~specialty~~ license plates shall be accompanied by a fee of:

30 ~~(i)~~ Before October 1, 2025, seventy dollars; and ~~-~~

31 ~~(ii)~~ Beginning October 1, 2025, forty dollars.

1 (d) Fees collected pursuant to this subsection shall be remitted to
2 the State Treasurer. The State Treasurer shall credit sixty percent of
3 the fee for initial issuance and renewal of organizational specialty
4 license plates to the Department of Motor Vehicles Cash Fund and forty
5 percent of the fee to the Highway Trust Fund.

6 (2)(a) When the department receives an application for
7 organizational specialty license plates, the department may deliver the
8 license plates and registration certificate to the applicant by United
9 States mail or to the county treasurer of the county where ~~in which~~ the
10 motor vehicle, trailer, or semitrailer is registered and the delivery of
11 the license plates and registration certificate shall be made through a
12 secure process and system. ~~If Beginning on an implementation date~~
13 ~~designated by the director on or before January 1, 2022,~~ if delivery of
14 the license plates and registration certificate is made by the department
15 to the applicant, the department may charge a postage and handling fee in
16 an amount not more than necessary to recover the cost of postage and
17 handling for the specific items mailed to the registrant. The department
18 shall remit the fee to the State Treasurer for credit to the Department
19 of Motor Vehicles Cash Fund. The county treasurer or the department shall
20 issue organizational specialty license plates in lieu of a regular
21 license plate ~~plates~~ when the applicant complies with the other
22 provisions of law for registration of the motor vehicle, trailer, or
23 semitrailer. If organizational specialty license plates are lost, stolen,
24 or mutilated, the licensee shall be issued replacement license plates
25 pursuant to section 60-3,157.

26 (b) The county treasurer or the department may issue temporary
27 license stickers to the applicant under this section for the applicant to
28 lawfully operate the vehicle pending receipt of the license plates. No
29 charge in addition to the registration fee shall be made for the issuance
30 of a temporary license sticker under this subdivision. The department
31 shall furnish temporary license stickers for issuance by the county

1 treasurer at no cost to the counties. The department may adopt and
2 promulgate rules and regulations regarding the design and issuance of
3 temporary license stickers.

4 (3)(a) The owner of a motor vehicle, trailer, or semitrailer bearing
5 organizational specialty license plates may make application to the
6 county treasurer to have such organizational specialty license plates
7 transferred to a motor vehicle, trailer, or semitrailer other than the
8 motor vehicle, trailer, or semitrailer for which such license plates were
9 originally purchased if such motor vehicle, trailer, or semitrailer is
10 owned by the owner of the organizational specialty license plates.

11 (b) The owner may have the unused portion of the organizational
12 ~~specialty~~ license plate fee credited to the other motor vehicle, trailer,
13 or semitrailer that ~~which~~ will bear the organizational specialty license
14 plates at the rate of eight and one-third percent per month for each full
15 month left in the registration period.

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

20 **Sec. 22.** Section 60-3,104.02, Reissue Revised Statutes of Nebraska,
21 is amended to read:

22 60-3,104.02 (1) The department shall issue organizational specialty
23 license plates for any organization that ~~which~~ certifies that it meets
24 the requirements of this section. The department shall work with the
25 organization to design the license plates.

26 (2) The department shall make applications available pursuant to
27 section 60-3,104.01 for each type of organizational specialty license
28 plate when it is designed. The department shall not manufacture
29 organizational specialty license plates for an organization until the
30 department has received two hundred fifty prepaid applications for the
31 organizational specialty license plates designed for that organization.

1 The department may revoke the approval for an organizational
2 ~~organization's specialty~~ license plate if the total number of registered
3 vehicles that obtained such license plate is less than two hundred fifty
4 within three years after receiving approval.

5 (3) In order to have organizational ~~specialty~~ license plates
6 designed and manufactured, an organization shall furnish the department
7 with the following:

8 (a) A copy of its articles of incorporation and, if the organization
9 consists of a group of nonprofit corporations, a copy for each
10 organization;

11 (b) A copy of its charter or bylaws and, if the organization
12 consists of a group of nonprofit corporations, a copy for each
13 organization;

14 (c) Any Internal Revenue Service rulings of the organization's
15 nonprofit tax-exempt status and, if the organization consists of a group
16 of nonprofit corporations, a copy for each organization;

17 (d) A copy of a certificate of existence on file with the Secretary
18 of State under the Nebraska Nonprofit Corporation Act;

19 (e) Two hundred fifty prepaid applications for the alphanumeric
20 organizational ~~specialty~~ license plates; and

21 (f) A completed application for the issuance of the license plates
22 on a form provided by the department certifying that the organization
23 meets the following requirements:

24 (i) The organization is a nonprofit corporation or a group of
25 nonprofit corporations with a common purpose;

26 (ii) The primary activity or purpose of the organization serves the
27 community, contributes to the welfare of others, and is not offensive or
28 discriminatory in its purpose, nature, activity, or name;

29 (iii) The name and purpose of the organization does not promote any
30 specific product or brand name that is on a product provided for sale;

31 (iv) The organization is authorized to use any name, logo, or

1 graphic design suggested for the design of the license plates;

2 (v) No infringement or violation of any property right will result
3 from such use of such name, logo, or graphic design; and

4 (vi) The organization will hold harmless the State of Nebraska and
5 its employees and agents for any liability that ~~which~~ may result from any
6 infringement or violation of a property right based on the use of such
7 name, logo, or graphic design.

8 (4)(a) One type of license plate under this section shall be
9 alphanumeric license plates. The department shall assign a designation up
10 to five characters and not use a county designation.

11 (b) One type of license plate under this section shall be
12 personalized message license plates. Such license plates shall be issued
13 subject to the same conditions specified for personalized message license
14 plates in section 60-3,118, except that a maximum of five characters may
15 be used. Personalized message organizational ~~specialty~~ license plates
16 under this section shall only be issued after the requirements of
17 subsection (3) of this section have been met.

18 (5) The department may adopt and promulgate rules and regulations to
19 carry out this section.

20 **Sec. 23.** Section 60-3,113, Reissue Revised Statutes of Nebraska, is
21 amended to read:

22 60-3,113 (1) The department shall, without the payment of any fee
23 except the taxes and fees required by sections 60-3,102, 60-3,185,
24 60-3,190, and 60-3,191, issue license plates for one motor vehicle not
25 used for hire and a license plate for one autocycle or motorcycle not
26 used for hire to:

27 (a) Any permanently handicapped or disabled person or his or her
28 parent, legal guardian, foster parent, or agent upon application and
29 proof of a permanent handicap or disability; or

30 (b) A trust that ~~which~~ owns the motor vehicle, autocycle, or
31 motorcycle if a designated beneficiary of the trust qualifies under

1 subdivision (a) of this subsection.

2 ~~(2)~~ An application and proof of disability in the form and with the
3 information required by section 60-3,113.02 shall be submitted before
4 such license plates are issued or reissued.

5 ~~(3)~~ ~~(2)~~ The license plate or plates shall carry the internationally
6 accepted wheelchair symbol, which symbol is a representation of a person
7 seated in a wheelchair surrounded by a border six units wide by seven
8 units high, and such other letters or numbers as the director prescribes.
9 Such license plate or plates shall be used by such person in lieu of any
10 other ~~the usual~~ license plate or plates.

11 ~~(4)~~ ~~(3)~~ The department shall compile and maintain a registry of the
12 names, addresses, and license numbers of all persons who obtain license
13 plates with the internationally accepted wheelchair symbol pursuant to
14 this section and sections 60-3,122.03, 60-3,122.04, 60-3,124, and
15 60-3,125 special license plates pursuant to this section and all persons
16 who obtain a handicapped or disabled parking permit.

17 **Sec. 24.** Section 60-3,113.04, Revised Statutes Cumulative
18 Supplement, 2024, is amended to read:

19 60-3,113.04 (1) A handicapped or disabled parking permit shall be of
20 a design, size, configuration, color, and construction and contain such
21 information as specified in the regulations adopted by the United States
22 Department of Transportation in 23 C.F.R. part 1235, UNIFORM SYSTEM FOR
23 PARKING FOR PERSONS WITH DISABILITIES, as such regulations existed on the
24 date specified in section 9 of this act ~~January 1, 2024~~.

25 (2) No handicapped or disabled parking permit shall be issued to any
26 person or for any motor vehicle if any permit has been issued to such
27 person or for such motor vehicle and such permit has been suspended
28 pursuant to section 18-1741.02. At the expiration of such suspension, a
29 permit may be renewed in the manner provided for renewal in sections
30 60-3,113.02, 60-3,113.03, and 60-3,113.05.

31 (3) A duplicate handicapped or disabled parking permit may be

1 provided up to two times during any single permit period if a permit is
2 destroyed, lost, or stolen. Such duplicate permit shall be issued as
3 provided in section 60-3,113.02 or 60-3,113.03, whichever is applicable,
4 except that a new certification by a physician, a physician assistant, or
5 an advanced practice registered nurse need not be provided. A duplicate
6 permit shall be valid for the remainder of the period for which the
7 original permit was issued. If a person has been issued two duplicate
8 permits under this subsection and needs another permit, such person shall
9 reapply for a new permit under section 60-3,113.02 or 60-3,113.03,
10 whichever is applicable.

11 **Sec. 25.** Section 60-3,122.03, Revised Statutes Cumulative
12 Supplement, 2024, is amended to read:

13 60-3,122.03 (1) The department shall design license plates to be
14 known as Military Honor Plates.

15 (2)(a) {2} The department shall create designs honoring persons who
16 have served or are serving in the United States Army, United States Army
17 Reserve, United States Navy, United States Navy Reserve, United States
18 Marine Corps, United States Marine Corps Reserve, United States Coast
19 Guard, United States Coast Guard Reserve, United States Air Force, United
20 States Air Force Reserve, United States Space Force, Air National Guard,
21 or Army National Guard.

22 (b) The department may begin issuing the license plates with the
23 design honoring persons who have served or are serving in the United
24 States Space Force on January 1, 2026.

25 (3) There shall be thirteen ~~twelve~~ such designs, one for each of
26 such armed forces reflecting its official emblem, official seal, or other
27 official image. The issuance of plates for each of such armed forces
28 shall be conditioned on the approval of the armed forces owning the
29 copyright to the official emblem, official seal, or other official image.

30 (4)(a) {4} The department shall create six ~~five~~ additional designs
31 honoring persons who are serving or have served in the armed forces of

1 the United States and who have been awarded the Afghanistan Campaign
2 Medal, Iraq Campaign Medal, Global War on Terrorism Expeditionary Medal,
3 Southwest Asia Service Medal, ~~or~~ Vietnam Service Medal, or Inherent
4 Resolve Campaign Medal.

5 (b) A person may apply for license plates with the Inherent Resolve
6 Campaign Medal beginning on January 1, 2026.

7 (5) The department shall create the following additional designs
8 honoring persons who are serving or have served in the armed forces of
9 the United States and may begin issuing such license plates on January 1,
10 2026:

11 (a) One design that includes the word "veteran"; and

12 (b) One design that includes the word "veteran" and the
13 internationally accepted wheelchair symbol specified in section 60-3,113.

14 (6)(a) ~~(5)~~ A person may qualify for a Military Honor Plate by
15 registering with the Department of Veterans' Affairs pursuant to section
16 80-414. The Department of Motor Vehicles shall verify the applicant's
17 eligibility for a plate created pursuant to this section by consulting
18 the registry established by the Department of Veterans' Affairs.

19 (b) To be eligible for the license plates described in subdivision
20 (5)(b) of this section, in addition to any other eligibility requirements
21 for such license plates under this section:

22 (i) An application and proof of disability in the form and with the
23 information required by section 60-3,113.02 shall be submitted before
24 issuance or reissuance of such license plates; and

25 (ii) The handicap or disability of the handicapped or disabled
26 person shall be certified as permanent.

27 (7) ~~(6)~~ The design shall be selected on the basis of limiting the
28 manufacturing cost of each plate to an amount less than or equal to the
29 amount charged for license plates pursuant to section 60-3,102. The
30 Department of Motor Vehicles shall make applications available for each
31 type of plate when it is designed. The department may adopt and

1 promulgate rules and regulations to carry out this section and section
2 60-3,122.04.

3 (8) ~~(7)~~ One type of Military Honor Plates shall be alphanumeric
4 plates. The department shall:

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

6 (b) Not use a county designation.

7 (9) ~~(8)~~ One type of Military Honor Plates shall be personalized
8 message plates. Such plates shall be issued subject to the same
9 conditions specified for personalized message license plates in section
10 60-3,118, except that a maximum of five characters may be used.

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

17 **Sec. 26.** Section 60-3,122.04, Reissue Revised Statutes of Nebraska,
18 is amended to read:

19 60-3,122.04 (1)(a) ~~(1)~~ An eligible person may apply to the
20 department for Military Honor Plates in lieu of regular license plates on
21 an application prescribed and provided by the department for any motor
22 vehicle, trailer, or semitrailer, except for a motor vehicle or trailer
23 registered under section 60-3,198. An applicant receiving a Military
24 Honor Plate for a farm truck with a gross weight of over sixteen tons
25 shall affix the appropriate tonnage decal to the plate.

26 (b) The department shall make forms available for such applications
27 through the county treasurers.

28 (c) The license plates shall be issued upon payment of the license
29 fee described in subsection (2) of this section and verification by the
30 department of an applicant's eligibility using the registry established
31 by the Department of Veterans' Affairs pursuant to section 80-414. To be

1 eligible an applicant shall be:

2 (i) Active ~~(a) active~~ duty or reserve duty armed forces personnel
3 serving in any of the armed forces listed in subsection (2) of section
4 60-3,122.03 or ~~, (b)~~ a veteran of any of such armed forces who was
5 discharged or otherwise separated with a characterization of honorable or
6 general (under honorable conditions);

7 (ii) A ~~, (c)~~ a current or former commissioned officer of the United
8 States Public Health Service or National Oceanic and Atmospheric
9 Administration who has been detailed directly to any branch of such armed
10 forces for service on active or reserve duty and who was discharged or
11 otherwise separated with a characterization of honorable or general
12 (under honorable conditions) as proven with valid orders from the United
13 States Department of Defense, a statement of service provided by the
14 United States Public Health Service, or a report of transfer or discharge
15 provided by the National Oceanic and Atmospheric Administration;

16 (iii) A ~~, or (d)~~ a person who is serving or has served in the armed
17 forces of the United States and who has been awarded the Afghanistan
18 Campaign Medal, Iraq Campaign Medal, Global War on Terrorism
19 Expeditionary Medal, Southwest Asia Service Medal, ~~or~~ Vietnam Service
20 Medal, or Inherent Resolve Campaign Medal; -

21 (iv) For the license plate described in subdivision (5)(a) of
22 section 60-3,122.03, a person who is serving or has served in the armed
23 forces of the United States;

24 (v) For the license plate described in subdivision (5)(b) of section
25 60-3,122.03, a person who is serving or has served in the armed forces of
26 the United States and is permanently handicapped or disabled; or

27 (vi) Beginning January 1, 2026, a trust that owns the motor vehicle,
28 trailer, or semitrailer if a designated beneficiary of the trust
29 qualifies under this subdivision (1)(c).

30 (d) Any person using Military Honor Plates shall surrender the
31 plates to the county treasurer if such person is no longer eligible for

1 the plates. Regular plates shall be issued to any such person upon
2 surrender of the Military Honor Plates for a three-dollar transfer fee
3 and forfeiture of any of the remaining annual fee. The three-dollar
4 transfer fee shall be remitted to the State Treasurer for credit to the
5 Department of Motor Vehicles Cash Fund.

6 (2)(a) In addition to all other fees required for registration under
7 the Motor Vehicle Registration Act, each application for initial issuance
8 or renewal of alphanumeric Military Honor Plates shall be accompanied by
9 a fee of five dollars. County treasurers collecting fees pursuant to this
10 subdivision shall remit them to the State Treasurer. The State Treasurer
11 shall credit five dollars of the fee to the Nebraska Veteran Cemetery
12 System Operation Fund.

13 (b) In addition to all other fees required for registration under
14 the Motor Vehicle Registration Act, each application for initial issuance
15 or renewal of personalized message Military Honor Plates shall be
16 accompanied by a fee of forty dollars. County treasurers collecting fees
17 pursuant to this subdivision shall remit them to the State Treasurer. The
18 State Treasurer shall credit twenty-five percent of the fee for initial
19 issuance and renewal of such plates to the Department of Motor Vehicles
20 Cash Fund and seventy-five percent of the fee to the Nebraska Veteran
21 Cemetery System Operation Fund.

22 (3)(a) When the department receives an application for Military
23 Honor Plates, the department may deliver the plates and registration
24 certificate to the applicant by United States mail or to the county
25 treasurer of the county in which the motor vehicle or trailer is
26 registered and the delivery of the plates and registration certificate
27 shall be made through a secure process and system. ~~If Beginning on an~~
28 ~~implementation date designated by the director on or before January 1,~~
29 ~~2022,~~ if delivery of the plates and registration certificate is made by
30 the department to the applicant, the department may charge a postage and
31 handling fee in an amount not more than necessary to recover the cost of

1 postage and handling for the specific items mailed to the registrant. The
2 department shall remit the fee to the State Treasurer for credit to the
3 Department of Motor Vehicles Cash Fund. The county treasurer or the
4 department shall issue Military Honor Plates in lieu of regular license
5 plates when the applicant complies with the other provisions of the Motor
6 Vehicle Registration Act for registration of the motor vehicle or
7 trailer. If Military Honor Plates are lost, stolen, or mutilated, the
8 licensee shall be issued replacement license plates upon request pursuant
9 to section 60-3,157.

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

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

31 (5) If the cost of manufacturing Military Honor Plates at any time

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

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

13 **Sec. 27.** Section 60-3,123, Revised Statutes Cumulative Supplement,
14 2024, is amended to read:

15 60-3,123 (1) Any person who was captured and incarcerated by an
16 enemy of the United States during a period of conflict with such enemy
17 and who was discharged or otherwise separated with a characterization of
18 honorable from or is currently serving in the United States Armed Forces
19 may, in addition to the application required in section 60-385, apply to
20 the department for license plates designed to indicate that he or she is
21 a former prisoner of war.

22 (2) In order to be eligible for license plates under this section, a
23 person shall register with the Department of Veterans' Affairs pursuant
24 to section 80-414. The license plates shall be issued upon ~~the applicant~~
25 ~~paying the license plate fee as provided in subsection (3) of this~~
26 ~~section and~~ verification by the Department of Motor Vehicles of an
27 applicant's eligibility using the registry established by the Department
28 of Veterans' Affairs pursuant to section 80-414. Any number of motor
29 vehicles, trailers, or semitrailers owned by the applicant may be so
30 licensed at any one time. Motor vehicles and trailers registered under
31 section 60-3,198 shall not be so licensed.

1 (3) No license plate fee shall be required for license plates under
2 this section.

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

6 (5) License plates issued under this section shall not require the
7 payment of any additional license plate fees and shall be permanently
8 attached to the vehicle to which the plates are registered as long as the
9 vehicle is properly registered by the applicant annually.

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

19 **Sec. 28.** Section 60-3,124, Revised Statutes Cumulative Supplement,
20 2024, is amended to read:

21 60-3,124 (1)(a)(i) Before January 1, 2026, any ~~(1) Any~~ person who is
22 a veteran of the United States Armed Forces, who was discharged or
23 otherwise separated with a characterization of honorable or general
24 (under honorable conditions), and who is classified by the United States
25 Department of Veterans Affairs as at least ten ~~one hundred~~ percent
26 service-connected disabled may, in addition to the application required
27 in section 60-385, apply to the Department of Motor Vehicles for license
28 plates designed by the department to indicate that the applicant is a
29 disabled veteran. The inscription on the license plates shall be D.A.V.
30 immediately below the license plate number to indicate that the holder of
31 the license plates is a disabled veteran.

1 (ii) Beginning on January 1, 2026, when renewing the registration
2 for a license plate described in subdivision (1)(a)(i) of this section,
3 the department shall issue the license plates described in subdivision
4 (1)(b)(i) of this section along with any required validation decals. The
5 license plates described in subdivision (1)(a)(i) of this section shall
6 not be valid for use on any motor vehicle, trailer, or semitrailer
7 beginning on February 1, 2027.

8 (b) Beginning on January 1, 2026, any person who is a veteran of the
9 United States Armed Forces, who was discharged or otherwise separated
10 with a characterization of honorable or general (under honorable
11 conditions), and who is classified by the United States Department of
12 Veterans Affairs as at least ten percent service-connected disabled may,
13 in addition to the application required in section 60-385, apply to the
14 Department of Motor Vehicles for disabled veteran license plates designed
15 by the department:

16 (i) With the words "disabled veteran" immediately below the license
17 plate number; or

18 (ii) With the words "disabled veteran" immediately below the license
19 plate number and also carrying the internationally accepted wheelchair
20 symbol specified in section 60-3,113.

21 (c) Beginning January 1, 2026, a trust that owns a motor vehicle,
22 trailer, or semitrailer may apply for the license plates described in
23 subdivision (1)(b)(i) or (ii) of this section if a designated beneficiary
24 of the trust qualifies for such license plates.

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

1 issuing any license plates under this section.

2 (b) To be eligible for the license plates described in subdivision
3 (1)(b)(ii) of this section, in addition to any other eligibility
4 requirements for such license plates under this section:

5 (i) An application and proof of disability in the form and with the
6 information required by section 60-3,113.02 shall be submitted before
7 issuance or reissuance of such license plates; and

8 (ii) The handicap or disability of the handicapped or disabled
9 person shall be certified as permanent.

10 (c) Any number of motor vehicles, trailers, or semitrailers owned by
11 the applicant may be so licensed under this section at any one time.
12 Motor vehicles and trailers registered under section 60-3,198 shall not
13 be so licensed.

14 (3)(a) Beginning January 1, 2026, one type of disabled veteran
15 license plates shall be alphanumeric plates. No license plate fee shall
16 be required for such license plates. The department shall:

17 (i) Assign a designation up to five characters; and

18 (ii) Not use a county designation.

19 (b)(i) Beginning January 1, 2026, one type of disabled veteran
20 license plates shall be personalized message license plates. Such license
21 plates shall be issued subject to the same conditions specified for
22 personalized message license plates in section 60-3,118, except that a
23 maximum of five characters may be used.

24 (ii) Each application for initial issuance of personalized message
25 disabled veteran license plates shall be accompanied by a fee of forty
26 dollars. An application for renewal of such license plates shall be
27 accompanied by a fee of forty dollars. Fees collected under this
28 subdivision (3)(b)(ii) shall be remitted to the State Treasurer. The
29 State Treasurer shall credit twenty-five percent of such fee to the
30 Department of Motor Vehicles Cash Fund and seventy-five percent of such
31 fee to the Nebraska Veteran Cemetery System Operation Fund.

1 (iii) No license plate fee under section 60-3,102 shall be required
2 for personalized message disabled veteran license plates issued under
3 this section, other than the fee provided for in subdivision (3)(b)(ii)
4 of this section.

5 ~~(3) No license plate fee shall be required for license plates under~~
6 ~~this section.~~

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

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

14 (6) The county treasurer or the department may issue temporary
15 license stickers to the applicant under this section for the applicant to
16 lawfully operate the vehicle pending receipt of the license plates. No
17 charge in addition to the registration fee shall be made for the issuance
18 of a temporary license sticker under this subsection. The department
19 shall furnish temporary license stickers for issuance by the county
20 treasurer at no cost to the counties. The department may adopt and
21 promulgate rules and regulations regarding the design and issuance of
22 temporary license stickers.

23 **Sec. 29.** Section 60-3,125, Revised Statutes Cumulative Supplement,
24 2024, is amended to read:

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

1 and the words Combat Wounded on the line below.

2 (ii)(A) Beginning January 1, 2026, one type of Purple Heart license
3 plates shall be alphanumeric plates. No license plate fee shall be
4 required for such license plates. The department shall:

5 (I) Assign a designation up to five characters; and

6 (II) Not use a county designation.

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

11 (II) Each application for initial issuance of personalized message
12 Purple Heart license plates shall be accompanied by a fee of forty
13 dollars. An application for renewal of such license plates shall be
14 accompanied by a fee of forty dollars. Fees collected under this
15 subdivision (1)(a)(ii)(B)(II) shall be remitted to the State Treasurer.
16 The State Treasurer shall credit twenty-five percent of such fee to the
17 Department of Motor Vehicles Cash Fund and seventy-five percent of such
18 fee to the Nebraska Veteran Cemetery System Operation Fund.

19 (III) No license plate fee under section 60-3,102 shall be required
20 for personalized message Purple Heart license plates issued under this
21 section, other than the fee provided for in subdivision (1)(a)(ii)(B)(II)
22 of this section.

23 (b)(i) Beginning January 1, 2026, any person may, in addition to the
24 application required by section 60-385, apply to the department for
25 license plates designed by the department to indicate that the applicant
26 has received from the federal government an award of a Purple Heart. The
27 inscription of the plates shall be designed so as to include a facsimile
28 of the award and beneath any numerical designation upon the plates
29 pursuant to section 60-370 the words Purple Heart separately on one line
30 and the words Combat Wounded on the line below. Such license plates shall
31 also carry the internationally accepted wheelchair symbol specified in

1 section 60-3,113.

2 (ii)(A) One type of Purple Heart license plates that carry the
3 internationally accepted wheelchair symbol shall be alphanumeric plates.

4 No license plate fee shall be required for such license plates. The
5 department shall:

6 (I) Assign a designation up to three characters; and

7 (II) Not use a county designation.

8 (B)(I) Beginning January 1, 2026, one type of Purple Heart license
9 plates that carry the internationally accepted wheelchair symbol shall be
10 personalized message license plates. Such license plates shall be issued
11 subject to the same conditions specified for personalized message license
12 plates in section 60-3,118, except that a maximum of three characters may
13 be used.

14 (II) Each application for initial issuance of personalized message
15 Purple Heart license plates that carry the internationally accepted
16 wheelchair symbol shall be accompanied by a fee of forty dollars. An
17 application for renewal of such license plates shall be accompanied by a
18 fee of forty dollars. Fees collected under this subdivision (1)(b)(ii)(B)
19 (II) shall be remitted to the State Treasurer. The State Treasurer shall
20 credit twenty-five percent of such fee to the Department of Motor
21 Vehicles Cash Fund and seventy-five percent of such fee to the Nebraska
22 Veteran Cemetery System Operation Fund.

23 (III) No license plate fee under section 60-3,102 shall be required
24 for personalized message Purple Heart license plates issued under this
25 section, other than the fee provided for in subdivision (1)(b)(ii)(B)(II)
26 of this section.

27 (c) Beginning January 1, 2026, a trust that owns a motor vehicle,
28 trailer, or semitrailer may apply for the license plates described in
29 subdivision (1)(a) or (b) of this section if a designated beneficiary of
30 the trust qualifies for such license plates.

31 (2)(a) To ~~(2)~~ In order to be eligible for license plates under this

1 section, a person shall register with the Department of Veterans' Affairs
2 pursuant to section 80-414. The ~~license plates shall be issued upon~~
3 ~~payment of the license plate fee as provided in subsection (3) of this~~
4 ~~section and verification by the Department of Motor Vehicles shall verify~~
5 of an applicant's eligibility using the registry established by the
6 Department of Veterans' Affairs pursuant to section 80-414 prior to
7 issuing any license plates under this section.

8 (b) To be eligible for the license plates described in subdivision
9 (1)(b) of this section, in addition to any other eligibility requirements
10 for such license plates under this section:

11 (i) An application and proof of disability in the form and with the
12 information required by section 60-3,113.02 shall be submitted before
13 issuance or reissuance of such license plates; and

14 (ii) The handicap or disability of the handicapped or disabled
15 person shall be certified as permanent.

16 (c) Any number of motor vehicles, trailers, or semitrailers owned by
17 the applicant may be so licensed under this section at any one time.
18 Motor vehicles and trailers registered under section 60-3,198 shall not
19 be so licensed.

20 ~~(3) No license plate fee shall be required for license plates under~~
21 ~~this section.~~

22 (3) ~~(4)~~ If license plates issued pursuant to this section are lost,
23 stolen, or mutilated, the recipient of the plates shall be issued
24 replacement license plates upon request and without charge.

25 (4) ~~(5)~~ License plates issued under this section shall not require
26 the payment of any additional license plate fees and shall be permanently
27 attached to the vehicle to which the plates are registered as long as the
28 vehicle is properly registered by the applicant annually.

29 (5) ~~(6)~~ The county treasurer or the department may issue temporary
30 license stickers to the applicant under this section for the applicant to
31 lawfully operate the vehicle pending receipt of the license plates. No

1 charge in addition to the registration fee shall be made for the issuance
2 of a temporary license sticker under this subsection. The department
3 shall furnish temporary license stickers for issuance by the county
4 treasurer at no cost to the counties. The department may adopt and
5 promulgate rules and regulations regarding the design and issuance of
6 temporary license stickers.

7 **Sec. 30.** Section 60-3,130.04, Revised Statutes Cumulative
8 Supplement, 2024, is amended to read:

9 60-3,130.04 (1) An owner of a historical vehicle eligible for
10 registration under section 60-3,130 may use a license plate or plates
11 designed by this state in the year corresponding to the model year when
12 the vehicle was manufactured in lieu of the license plates designed
13 pursuant to section 60-3,130.03 subject to the approval of the
14 department. The department shall inspect the license plate or plates and
15 may approve the license plate or plates if it is determined that the
16 model-year license plate or plates are legible and serviceable and that
17 the license plate numbers do not conflict with or duplicate other numbers
18 assigned and in use. An original-issued license plate or plates that have
19 been restored to original condition may be used when approved by the
20 department.

21 (2) The department may consult with a recognized car club in
22 determining whether the year of the license plate or plates to be used
23 corresponds to the model year when the vehicle was manufactured.

24 (3) If only one license plate is used on the vehicle, the license
25 plate shall be placed on the rear of the vehicle. The owner of a
26 historical vehicle may use only one plate on the vehicle even for years
27 in which two license plates were issued for vehicles in general.

28 (4) License plates used pursuant to this section corresponding to
29 the year of manufacture of the vehicle shall not be personalized message
30 license plates, Pearl Harbor license plates, prisoner-of-war license
31 plates, disabled veteran license plates, Purple Heart license plates,

1 amateur radio station license plates, ~~Nebraska Cornhusker Spirit Plates,~~
2 ~~Nebraska History Plates,~~ handicapped or disabled person license plates,
3 organizational specialty license plates, special interest motor vehicle
4 license plates, Military Honor Plates, or alternate license plates
5 ~~Nebraska 150 Sesquicentennial Plates,~~ Breast Cancer Awareness Plates,
6 Prostate Cancer Awareness Plates, Mountain Lion Conservation Plates,
7 Choose Life License Plates, Czech Heritage Plates, Donate Life Plates,
8 Down Syndrome Awareness Plates, Native American Cultural Awareness and
9 History Plates, Sammy's Superheroes license plates for childhood cancer
10 awareness, Wildlife Conservation Plates, Pets for Vets Plates, Support
11 the Arts Plates, Support Our Troops Plates, The Good Life Is Outside
12 Plates, or Josh the Otter-Be Safe Around Water Plates.

13 **Sec. 31.** Section 60-3,151, Reissue Revised Statutes of Nebraska, is
14 amended to read:

15 60-3,151 (1) The department shall issue the following types of
16 trailer license plates:

17 (a) License plates for commercial trailers or semitrailers. ~~(1)~~ For
18 the registration of any commercial trailer or semitrailer, the fee shall
19 be one dollar; ~~+~~

20 (b) License plates for utility trailers. ~~(2)~~ The fee for utility
21 trailers shall be one dollar for each one thousand pounds gross vehicle
22 weight or fraction thereof, up to and including nine thousand pounds.
23 Utility trailer license plates shall display, in addition to the
24 registration number, the letter X. Trailers other than farm trailers of
25 more than nine thousand pounds must be registered as commercial
26 trailers; ~~+~~

27 (c) License plates for cabin trailers. ~~(3)~~ The fee for cabin
28 trailers having a gross vehicle weight of:

29 (i) One ~~one~~ thousand pounds or less shall be nine dollars;

30 (ii) More ~~and more~~ than one thousand pounds ~~+~~ but less than two
31 thousand pounds ~~+~~ shall be twelve dollars; and

1 ~~(iii) Two~~ Cabin trailers having a gross vehicle weight of two
2 thousand pounds or more shall be registered for a fee of fifteen
3 dollars; -

4 ~~(4) Recreational vehicles having a gross vehicle weight of eight~~
5 ~~thousand pounds or less shall be registered for a fee of eighteen~~
6 ~~dollars, those having a gross vehicle weight of more than eight thousand~~
7 ~~pounds but less than twelve thousand pounds shall be registered for~~
8 ~~thirty dollars, and those having a gross vehicle weight of twelve~~
9 ~~thousand pounds or over shall be registered for forty-two dollars. When~~
10 ~~living quarters are added to a registered truck, a recreational vehicle~~
11 ~~registration may be obtained without surrender of the truck registration,~~
12 ~~in which event both the truck and recreational vehicle license plates~~
13 ~~shall be displayed on the vehicle. Recreational vehicle license plates~~
14 ~~shall be the same size and of the same basic design as regular license~~
15 ~~plates issued pursuant to section 60-3,100.~~

16 ~~(d) License plates for farm trailers.~~ (5) Farm trailers shall be
17 licensed for a fee of one dollar, except that when a farm trailer is used
18 with a registered farm truck, such farm trailer may, at the option of the
19 owner, be registered as a separate unit for a fee of three dollars per
20 ton gross vehicle weight and, if so registered, shall not be considered a
21 truck and trailer combination for purposes of sections 60-3,145 and
22 60-3,146. Farm trailer license plates shall display, in addition to the
23 registration number, the letter X; -

24 ~~(e) License plates for fertilizer trailers other than commercial~~
25 ~~fertilizer trailers.~~ (6) Fertilizer trailers shall be registered for a
26 fee of one dollar. Fertilizer trailer license plates shall display, in
27 addition to the registration number, the letter X; -

28 ~~(f) License plates for trailers used to haul poles and cable reels.~~
29 ~~(7) Trailers used to haul poles and cable reels owned and operated~~
30 ~~exclusively by public utility companies shall be licensed at a fee based~~
31 ~~on two dollars for each one-thousand-pound load to be hauled or any~~

1 fraction thereof, and such load shall not exceed sixteen thousand pounds;
2 and -

3 (g) License plates for commercial fertilizer trailers. Commercial
4 fertilizer trailers shall be registered for a fee of one dollar.
5 Commercial fertilizer trailer license plates shall display, in addition
6 to the registration number, the letter X. Any license plate issued
7 pursuant to this subdivision (g) shall remain affixed to the rear of the
8 trailer as long as the commercial fertilizer trailer is registered
9 pursuant to this section by the owner or lessor making the original
10 application pursuant to section 60-385. This subdivision (g) applies
11 beginning January 1, 2026.

12 (2) Recreational vehicles having a gross vehicle weight of eight
13 thousand pounds or less shall be registered for a fee of eighteen
14 dollars, those having a gross vehicle weight of more than eight thousand
15 pounds but less than twelve thousand pounds shall be registered for
16 thirty dollars, and those having a gross vehicle weight of twelve
17 thousand pounds or over shall be registered for forty-two dollars. When
18 living quarters are added to a registered truck, a recreational vehicle
19 registration may be obtained without surrender of the truck registration,
20 in which event both the truck and recreational vehicle license plates
21 shall be displayed on the vehicle. Recreational vehicle license plates
22 shall be the same size and of the same basic design as regular license
23 plates issued pursuant to section 60-3,100.

24 **Sec. 32.** Section 60-3,193.01, Revised Statutes Cumulative
25 Supplement, 2024, is amended to read:

26 60-3,193.01 For purposes of the Motor Vehicle Registration Act, the
27 International Registration Plan is adopted and incorporated by reference
28 as the plan existed on January 1, 2025 2024.

29 **Sec. 33.** Section 60-3,253, Revised Statutes Cumulative Supplement,
30 2024, is amended to read:

31 ~~60-3,253~~ (1) Unless otherwise specified in section 35 of this act,

1 the provisions of this section apply to alternate license plates.

2 ~~(2)~~ ~~(1)~~ The department shall design license plates to be known as
3 alternate license plates ~~The Good Life Is Outside Plates~~. The design
4 specifications of each type of alternate license plate are indicated in
5 section 35 of this act shall reflect the importance of safe walking and
6 biking in Nebraska and the value of our recreational trails. The design
7 for each type of alternate license plate shall be selected on the basis
8 of limiting the manufacturing cost of each license plate to an amount
9 less than or equal to the amount charged for license plates pursuant to
10 section 60-3,102.

11 ~~(3)~~ The department may adopt and promulgate rules and regulations to
12 carry out this section and sections 34 and 35 of this act ~~section~~
13 ~~60-3,254.~~

14 ~~(4)(a)~~ ~~Each~~ ~~(2)~~ ~~One type of alternate license plate~~ ~~The Good Life Is~~
15 ~~Outside Plates~~ shall be issued as either an alphanumeric alternate
16 license plate or a personalized message alternate license plate ~~plates.~~

17 ~~(b)~~ For an alphanumeric alternate license plate, the ~~The department~~
18 shall:

19 ~~(i)~~ ~~(a)~~ Assign a designation up to five characters; and

20 ~~(ii)~~ ~~(b)~~ Not use a county designation.

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

26 ~~(5)~~ ~~(4)~~ The department shall cease to issue a type of alternate
27 license plate listed in section 35 of this act ~~The Good Life Is Outside~~
28 ~~Plates~~ beginning with the next license plate issuance cycle ~~after the~~
29 ~~license plate issuance cycle that begins in 2023 pursuant to section~~
30 60-3,101 after the first year that such type of alternate license plate
31 was issued by the department if the total number of registered vehicles

1 that obtained such type of alternate license plate plates is less than
2 five hundred per year within any prior consecutive two-year period.

3 **Sec. 34.** Section 60-3,254, Reissue Revised Statutes of Nebraska, is
4 amended to read:

5 ~~60-3,254~~ (1) Unless otherwise specified in section 35 of this act,
6 the provisions of this section apply to alternate license plates.

7 (2) ~~(1)~~ A person may apply to the department for alternate license
8 plates ~~The Good Life Is Outside Plates~~ in lieu of regular license plates
9 on an application prescribed and provided by the department for any motor
10 vehicle, trailer, or semitrailer, except for a motor vehicle, trailer, or
11 semitrailer registered under section 60-3,198. An applicant receiving
12 alternate license plates ~~a The Good Life Is Outside Plate~~ for a farm
13 truck with a gross weight of over sixteen tons or for a commercial motor
14 vehicle registered for a gross weight of five tons or over shall affix
15 the appropriate tonnage decal to the license plate. The department shall
16 make forms available for such applications through the county treasurers.
17 The alternate license plates shall be issued upon payment of the
18 alternate license plate fee described in subsection (3) ~~(2)~~ of this
19 section.

20 (3)(a) ~~(2)(a)~~ In addition to all other fees required for
21 registration under the Motor Vehicle Registration Act, each application
22 for initial issuance or renewal of alphanumeric alternate license plates
23 ~~The Good Life Is Outside Plates~~ shall be accompanied by a fee of five
24 dollars. County treasurers collecting fees pursuant to this subdivision
25 shall remit such fees to the State Treasurer. The State Treasurer shall
26 credit five dollars of the fee to the designated recipient of the
27 alternate license plate fee pursuant to section 35 of this act ~~Game and~~
28 ~~Parks State Park Improvement and Maintenance Fund for the purpose of~~
29 ~~trail improvement and maintenance.~~

30 (b) In addition to all other fees required for registration under
31 the Motor Vehicle Registration Act, each application for initial issuance

1 or renewal of personalized message alternate license plates ~~The Good Life~~
2 ~~Is Outside Plates~~ shall be accompanied by the personalized message
3 alternate license plate a fee of forty dollars. County treasurers
4 collecting fees pursuant to this subdivision shall remit such fees to the
5 State Treasurer. The State Treasurer shall credit twenty-five percent of
6 the fee ~~for initial issuance and renewal of such plates~~ to the Department
7 of Motor Vehicles Cash Fund and seventy-five percent of the fee to the
8 designated recipient of the alternate license plate fee pursuant to
9 section 35 of this act ~~Game and Parks State Park Improvement and~~
10 ~~Maintenance Fund for the purpose of trail improvement and maintenance.~~

11 (4) ~~(3)~~ When the department receives an application for alternate
12 license plates ~~The Good Life Is Outside Plates~~, the department may
13 deliver the license plates and registration certificate to the applicant
14 by United States mail or to the county treasurer of the county where in
15 ~~which~~ the motor vehicle, trailer, or semitrailer is registered and the
16 delivery of the license plates and registration certificate shall be made
17 through a secure process and system. ~~If Beginning on an implementation~~
18 ~~date designated by the director on or before January 1, 2022, if delivery~~
19 of the license plates and registration certificate is made by the
20 department to the applicant, the department may charge a postage and
21 handling fee in an amount not more than necessary to recover the cost of
22 postage and handling for the specific items mailed to the registrant. The
23 department shall remit the fee to the State Treasurer for credit to the
24 Department of Motor Vehicles Cash Fund. The county treasurer or the
25 department shall issue the specified alternate license plates ~~The Good~~
26 ~~Life Is Outside Plates~~ in lieu of regular license plates when the
27 applicant complies with the other provisions of the Motor Vehicle
28 Registration Act for registration of the motor vehicle, trailer, or
29 semitrailer. ~~If an alternate license plate is~~ ~~The Good Life Is Outside~~
30 ~~Plates are~~ lost, stolen, or mutilated, the licensee shall be issued a
31 replacement license plate ~~plates~~ upon request pursuant to section

1 60-3,157.

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

11 (6) (5) The owner of a motor vehicle, trailer, or semitrailer
12 bearing alternate license plates ~~The Good Life Is Outside Plates~~ may
13 apply to the county treasurer to have such license plates transferred to
14 a motor vehicle, trailer, or semitrailer other than the motor vehicle,
15 trailer, or semitrailer for which such license plates were originally
16 purchased if such motor vehicle, trailer, or semitrailer is owned by the
17 owner of the license plates. The owner may have the unused portion of the
18 fee for the license plates credited to the other motor vehicle, trailer,
19 or semitrailer ~~that~~ ~~which~~ will bear the license plates at the rate of
20 eight and one-third percent per month for each full month left in the
21 registration period. Application for such transfer shall be accompanied
22 by a fee of three dollars. Fees collected pursuant to this subsection
23 shall be remitted to the State Treasurer for credit to the Department of
24 Motor Vehicles Cash Fund.

25 (7) (6) If the cost of manufacturing a type of alternate license
26 plate ~~The Good Life Is Outside Plates~~ at any time exceeds the amount
27 charged for license plates pursuant to section 60-3,102, any money to be
28 credited to the designated recipient of the alternate license plate fee
29 pursuant to section 35 of this act ~~Game and Parks State Park Improvement~~
30 ~~and Maintenance Fund~~ shall instead be credited first to the Highway Trust
31 Fund in an amount equal to the difference between the manufacturing cost

1 ~~of such type of alternate license plate costs of The Good Life Is Outside~~
2 ~~Plates and the amount charged pursuant to section 60-3,102 with respect~~
3 ~~to such license plates and the remainder shall be credited to the~~
4 ~~designated recipient of the alternate license plate fee pursuant to~~
5 ~~section 35 of this act Game and Parks State Park Improvement and~~
6 ~~Maintenance Fund for the purpose of trail improvement and maintenance.~~

7 **Sec. 35.** The department shall issue the following types of
8 alternate license plates pursuant to this section, section 60-3,104, and
9 sections 33 and 34 of this act:

10 (1) Arbor Day Plates. The department shall design such license
11 plates in consultation with the Nebraska Statewide Arboretum and a
12 nonprofit organization holding a certificate of exemption under section
13 501(c)(3) of the Internal Revenue Code with a mission to inspire people
14 to plant, nurture, and celebrate trees. The design of such plates shall
15 represent the history and importance of Arbor Day in Nebraska. The
16 designated recipient for alternate license plate fees for Arbor Day
17 Plates is the Home of Arbor Day Plate Cash Fund. A person may apply for
18 Arbor Day Plates beginning on January 1, 2026;

19 (2) Breast Cancer Awareness Plates. The department shall design such
20 license plates to include a pink ribbon and the words "early detection
21 saves lives" along the bottom of the license plate. The designated
22 recipient for alternate license plate fees for Breast Cancer Awareness
23 Plates is the University of Nebraska Medical Center for the breast cancer
24 navigator program;

25 (3) Choose Life License Plates. The department shall design such
26 license plates to reflect support for the protection of Nebraska's
27 children. The designated recipient for alternate license plate fees for
28 Choose Life License Plates is the Health and Human Services Cash Fund to
29 supplement federal funds available to the Department of Health and Human
30 Services for the Temporary Assistance for Needy Families program, 42
31 U.S.C. 601 et seq.;

1 (4) Czech Heritage Plates. The department, in consultation with the
2 Czech Honorary Consul of Nebraska, shall design such license plates to
3 reflect Czech heritage in Nebraska. The designated recipient for
4 alternate license plate fees for Czech Heritage Plates is the Department
5 of Motor Vehicles Cash Fund;

6 (5) Donate Life Plates. The department shall design such license
7 plates to reflect support for organ and tissue donation, registration as
8 a donor on the Donor Registry of Nebraska, and the federally designated
9 organ procurement organization for Nebraska. The designated recipient for
10 alternate license plate fees for Donate Life Plates is the Organ and
11 Tissue Donor Awareness and Education Fund;

12 (6) Down Syndrome Awareness Plates. The department shall design such
13 license plates to include the words "Down syndrome awareness" inside a
14 heart-shaped yellow and blue ribbon. The designated recipient for
15 alternate license plate fees for Down Syndrome Awareness Plates is the
16 University of Nebraska Medical Center for the Down Syndrome Clinic;

17 (7) Josh the Otter-Be Safe Around Water Plates. The department shall
18 design such license plates to include a blue background with the head of
19 an otter surfacing above water surrounded by the words "Josh the Otter-Be
20 Safe Around Water". The designated recipient for alternate license plate
21 fees for Josh the Otter-Be Safe Around Water Plates is the Josh the
22 Otter-Be Safe Around Water Cash Fund;

23 (8) Mountain Lion Conservation Plates. The department shall design
24 such license plates to reflect support for the conservation of the
25 mountain lion population. The designated recipient for alternate license
26 plate fees for Mountain Lion Conservation Plates is the Game and Parks
27 Commission Educational Fund;

28 (9) Native American Cultural Awareness and History Plates. The
29 department, in consultation with the Commission on Indian Affairs, shall
30 design license plates that reflect the unique culture and history of
31 Native American tribes historically and currently located in Nebraska.

1 The designated recipient for alternate license plate fees for Native
2 American Cultural Awareness and History Plates is the Native American
3 Scholarship and Leadership Fund;

4 (10)(a) Nebraska Cornhusker Spirit Plates. The department shall
5 design such license plates to (i) include the word "Cornhuskers" or
6 "Huskers" prominently in the design, (ii) use scarlet and cream colors in
7 the design or such other similar colors as the department determines to
8 best represent the official team colors of the University of Nebraska
9 Cornhuskers athletic programs and to provide suitable reflection and
10 contrast, (iii) use cream or a similar color for the background of the
11 design and scarlet or a similar color for the printing, and (iv) create a
12 design reflecting support for the University of Nebraska Cornhuskers
13 athletic programs in consultation with the University of Nebraska-Lincoln
14 Athletic Department.

15 (b) Alphanumeric Nebraska Cornhusker Spirit Plates shall (i) be
16 consecutively numbered beginning with the number one and use numbers that
17 are a size that maximizes legibility, and (ii) not use a county
18 designation or any characters other than numbers on the spirit plates.

19 (c) Personalized message Nebraska Cornhusker Spirit Plates shall be
20 issued subject to the same conditions specified for personalized message
21 license plates in subsection (2) of section 60-3,118. The characters used
22 shall consist only of letters, numerals, or a combination of letters and
23 numerals of the same size and design specified in section 60-3,100. A
24 maximum of seven characters may be used.

25 (d) Each application for initial issuance or renewal of Nebraska
26 Cornhusker Spirit Plates shall be accompanied by a fee of seventy
27 dollars. Fees collected pursuant to this subdivision shall be remitted to
28 the State Treasurer. The State Treasurer shall credit sixty percent of
29 the fee to the Department of Motor Vehicles Cash Fund and forty percent
30 of the fee to the designated recipient for alternate license plate fees.

31 (e) The designated recipient for alternate license plate fees for

1 Nebraska Cornhusker Spirit Plates is the Highway Trust Fund;

2 (11) Nebraska History Plates. The department shall design such
3 license plates in consultation with the Nebraska State Historical Society
4 to reflect the importance of historical preservation in Nebraska and the
5 value of our shared Nebraska history. The designated recipient for
6 alternate license plate fees for Nebraska History Plates is the Support
7 Nebraska History Cash Fund;

8 (12) Pets for Vets Plates. The department shall design such license
9 plates to support veterans and companion or therapy pet animals. The
10 designated recipient for alternate license plate fees for Pets for Vets
11 Plates is the Pets for Vets Cash Fund;

12 (13) Prostate Cancer Awareness Plates. The department shall design
13 such license plates to include a light blue ribbon and the words "early
14 detection saves lives" along the bottom of the license plate. The
15 designated recipient for alternate license plate fees for Prostate Cancer
16 Awareness Plates is the University of Nebraska Medical Center for the
17 Nebraska Prostate Cancer Research Program;

18 (14) Sammy's Superheroes license plates for childhood cancer
19 awareness. The department shall design such license plates to include a
20 blue handprint over a yellow ribbon and the words "childhood cancer
21 awareness". The designated recipient for alternate license plate fees for
22 Sammy's Superheroes license plates for childhood cancer awareness is the
23 University of Nebraska Medical Center for pediatric cancer research;

24 (15) Support the Arts Plates. The department shall design such
25 license plates in consultation with the Nebraska Arts Council to reflect
26 support for the arts in Nebraska. The designated recipient for alternate
27 license plate fees for Support the Arts Plates is the Support the Arts
28 Cash Fund;

29 (16)(a) Support Our Troops Plates. The department shall design such
30 license plates to reflect support for troops from all branches of the
31 armed forces. The designated recipient for alternate license plate fees

1 for Support Our Troops Plates is the Veterans Employment Program Fund.

2 (b)(i) Each application for initial issuance or renewal of
3 alphanumeric Support Our Troops Plates shall be accompanied by a fee of
4 five dollars. The State Treasurer shall credit five dollars of the fee to
5 the designated recipient for alternate license plate fees for Support Our
6 Troops Plates.

7 (ii) Each application for initial issuance or renewal of
8 personalized message Support Our Troops Plates shall be accompanied by a
9 fee of seventy dollars. Twenty-five percent of such fee shall be credited
10 to the Department of Motor Vehicles Cash Fund and seventy-five percent of
11 such fee shall be credited to the designated recipient for alternate
12 license plate fees for Support Our Troops Plates;

13 (17) The Good Life Is Outside Plates. The department shall design
14 such license plates to reflect the importance of safe walking and biking
15 in Nebraska and the value of our recreational trails. The designated
16 recipient for alternate license plate fees for The Good Life Is Outside
17 Plates is the Game and Parks State Park Improvement and Maintenance Fund
18 for the purpose of trail improvement and maintenance; and

19 (18) Wildlife Conservation Plates. The department shall create no
20 more than three designs for such license plates to reflect support for
21 the conservation of Nebraska wildlife, including sandhill cranes, bighorn
22 sheep, and ornate box turtles. The designated recipient for alternate
23 license plate fees for Wildlife Conservation Plates is the Wildlife
24 Conservation Fund.

25 **Sec. 36.** Section 60-462.01, Revised Statutes Cumulative Supplement,
26 2024, is amended to read:

27 60-462.01 For purposes of the Motor Vehicle Operator's License Act,
28 the following federal regulations are adopted as Nebraska law as they
29 existed on January 1, 2025 ~~2024~~:

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

1 **Sec. 37.** Section 60-479.01, Revised Statutes Cumulative Supplement,
2 2024, is amended to read:

3 60-479.01 (1) All persons handling source documents or engaged in
4 the issuance of new, renewed, or reissued operators' licenses or state
5 identification cards shall have periodic fraudulent document recognition
6 training.

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

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

31 (4) Any person convicted of any disqualifying offense as provided in

1 6 C.F.R. part 37, as such part existed on the date specified in section 9
2 of this act January 1, 2024, shall not be involved in the recording of
3 verified application information or verified operator's license and state
4 identification card information, involved in the manufacture or
5 production of licenses or cards, or involved in any capacity in which
6 such person would have the ability to affect information on such licenses
7 or cards. Any employee or prospective employee of the department shall be
8 provided notice that he or she will undergo such criminal history record
9 information check prior to employment or prior to any involvement with
10 the issuance of operators' licenses or state identification cards.

11 **Sec. 38.** Section 60-483, Revised Statutes Cumulative Supplement,
12 2024, is amended to read:

13 60-483 (1) The director shall assign a distinguishing number to each
14 operator's license issued and shall keep a record of the same which shall
15 be open to public inspection by any person requesting inspection of such
16 record who qualifies under section 60-2906 or 60-2907. Any person
17 requesting such driver record information shall furnish to the Department
18 of Motor Vehicles (a) verification of identity and purpose that the
19 requester is entitled under section 60-2906 or 60-2907 to disclosure of
20 the personal information in the record, (b) the name of the person whose
21 record is being requested, and (c) when the name alone is insufficient to
22 identify the correct record, the department may request additional
23 identifying information. The department shall, upon request of any
24 requester, furnish a certified abstract of the operating record of any
25 person, in either hard copy or electronically, and shall charge the
26 requester a fee of three dollars per abstract.

27 (2) The department shall remit any revenue generated under
28 subsections (1) through (5) of this section to the State Treasurer, and
29 except as otherwise provided in subsection (5) of this section, the State
30 Treasurer shall credit forty-one and two-thirds percent to the Department
31 of Motor Vehicles Cash Fund, twenty-five percent to the General Fund, and

1 thirty-three and one-third percent to the Records Management Cash Fund.

2 (3) The director shall, upon receiving a request and an agreement
3 from the United States Selective Service System to comply with
4 requirements of this section, furnish driver record information to the
5 United States Selective Service System to include the name, post office
6 address, date of birth, sex, and social security number of licensees. The
7 United States Selective Service System shall pay all costs incurred by
8 the department in providing the information but shall not be required to
9 pay any other fee required by law for information. No driver record
10 information shall be furnished to the United States Selective Service
11 System regarding any female, nor regarding any male other than those
12 between the ages of seventeen years and twenty-six years. The information
13 shall only be used in the fulfillment of the required duties of the
14 United States Selective Service System and shall not be furnished to any
15 other person.

16 (4) The director shall keep a record of all applications for
17 operators' licenses that are disapproved with a brief statement of the
18 reason for disapproval of the application.

19 (5) The director may establish a monitoring service which provides
20 information on operating records that have changed due to any adjudicated
21 traffic citation or administrative action. The director shall charge a
22 fee of fifteen ~~six~~ cents per operating record searched pursuant to this
23 section and the fee provided in subsection (1) of this section for each
24 abstract returned as a result of the search. For each fifteen-cent fee
25 charged, the State Treasurer shall credit nine cents to the Department of
26 Motor Vehicles Cash Fund and six cents as provided in subsection (2) of
27 this section.

28 (6) Driver record header information, including name, license
29 number, date of birth, address, and physical description, from every
30 driver record maintained by the department may be made available so long
31 as the Uniform Motor Vehicle Records Disclosure Act is not violated.

1 Monthly updates, including all new records, may also be made available.
2 There shall be a fee of thirty ~~eighteen~~ dollars per thousand records. All
3 fees collected pursuant to this subsection shall be remitted to the State
4 Treasurer for credit to the Department of Motor Vehicles Cash Fund.

5 (7) The department may enter into a reciprocity agreement with a
6 foreign country to provide for the mutual recognition and reciprocal
7 exchange of a valid operator's license issued by this state or the
8 foreign country if the department determines that the licensing standards
9 of the foreign country are comparable to those of this state. Any such
10 agreement entered into by the department shall not include the mutual
11 recognition and reciprocal exchange of a commercial driver's license.

12 ~~(8)(a) For (8) Beginning July 1, 2021, for~~ any record provided
13 pursuant to subsection (1) of this section, the requester shall be
14 required to pay, in addition to the fee prescribed in such subsection,
15 the following a fee of four dollars and fifty cents per record: -

16 (i) For requests made prior to July 1, 2025, four dollars and fifty
17 cents;

18 (ii) For requests made beginning on July 1, 2025, and prior to July
19 1, 2029, twelve dollars; and

20 (iii) For requests made beginning on July 1, 2029, four dollars and
21 fifty cents.

22 (b) The department shall remit all fees paid under this subsection
23 to the State Treasurer. The State Treasurer shall credit Fifty cents
24 shall be credited to the Department of Motor Vehicles Cash Fund and four
25 dollars of the fee for each record shall be credited to the Operator's
26 License Services System Replacement and Maintenance Fund and the
27 remainder of each such fee to the Department of Motor Vehicles Cash Fund.

28 **Sec. 39.** Section 60-495, Reissue Revised Statutes of Nebraska, is
29 amended to read:

30 60-495 (1) The director may adopt and promulgate such rules and
31 regulations necessary to carry out sections 60-493 to 60-495 and the

1 duties of the department under the Revised Uniform Anatomical Gift Act.
2 The director shall prepare and furnish all forms and information
3 necessary under the act.

4 (2) The Organ and Tissue Donor Awareness and Education Fund is
5 created. Department personnel and the county treasurer shall remit all
6 funds contributed under sections 60-484, 60-4,144, and 60-4,181 to the
7 State Treasurer for credit to the fund. The fund shall also include any
8 money credited to the fund pursuant to section 35 of this act ~~60-3,246~~.
9 The Department of Health and Human Services shall administer the Organ
10 and Tissue Donor Awareness and Education Fund for the promotion of organ
11 and tissue donation. The department shall use the fund to assist
12 organizations such as the federally designated organ procurement
13 organization for Nebraska and the State Anatomical Board in carrying out
14 activities that ~~which~~ promote organ and tissue donation through the
15 creation and dissemination of educational information. Any money in the
16 fund available for investment shall be invested by the state investment
17 officer pursuant to the Nebraska Capital Expansion Act and the Nebraska
18 State Funds Investment Act.

19 **Sec. 40.** Section 60-4,111.01, Revised Statutes Cumulative
20 Supplement, 2024, is amended to read:

21 60-4,111.01 (1) The Department of Motor Vehicles, the courts, or law
22 enforcement agencies may store or compile information acquired from an
23 operator's license or a state identification card for their statutorily
24 authorized purposes.

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

1 of this section shall be guilty of a Class IV felony.

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

16 (b) For purposes of compliance with the provisions of sections
17 28-458 to 28-462, a seller who sells methamphetamine precursors pursuant
18 to such sections may scan machine-readable information encoded on an
19 operator's license or a state identification card presented for the
20 purpose of such a sale. The seller may store only the following
21 information obtained from the license or card: Name, age, address, type
22 of identification presented by the customer, the governmental entity that
23 issued the identification, and the number on the identification. The
24 seller shall post a sign at the point of sale stating that the license or
25 card will be scanned and stating what information will be stored. The
26 stored information may only be used by law enforcement agencies,
27 regulatory agencies, and the exchange for purposes of enforcement of the
28 restrictions on the sale or purchase of methamphetamine precursors
29 pursuant to sections 28-458 to 28-462 and may not be shared with any
30 other person or entity. For purposes of this subsection, the terms
31 exchange, methamphetamine precursor, and seller have the same meanings as

1 in section 28-458.

2 (c) The retailer or seller shall utilize software that stores only
3 the information allowed by this subsection. A programmer for computer
4 software designed to store such information shall certify to the retailer
5 that the software stores only the information allowed by this subsection.
6 Intentional or grossly negligent programming by the programmer which
7 allows for the storage of more than the age and identification number or
8 wrongfully certifying the software shall be a Class IV felony.

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

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

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

19 (a) Scan, compile, store, or preserve such information in order to
20 provide the information to a check services company subject to and in
21 compliance with the federal Fair Credit Reporting Act, 15 U.S.C. 1681 et
22 seq., as such act existed on the date specified in section 9 of this act
23 ~~January 1, 2024~~, for the purpose of effecting, administering, or
24 enforcing a transaction requested by the holder of the license or card or
25 preventing fraud or other criminal activity; or

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

30 (5) Except as provided in subdivision (4)(a) of this section,
31 information scanned, compiled, stored, or preserved pursuant to this

1 section may not be traded or sold to or shared with a third party; used
2 for any marketing or sales purpose by any person, including the retailer
3 who obtained the information; or, unless pursuant to a court order,
4 reported to or shared with any third party. A person who violates this
5 subsection shall be guilty of a Class IV felony.

6 **Sec. 41.** Section 60-4,131, Revised Statutes Cumulative Supplement,
7 2024, is amended to read:

8 60-4,131 (1) Sections 60-462.01 and 60-4,132 to 60-4,172 shall apply
9 to the operation of any commercial motor vehicle.

10 (2) For purposes of such sections:

11 (a) Disqualification means:

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

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

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

21 (b) Downgrade means the state:

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

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

29 (iii) Allows the driver of a commercial motor vehicle to change his
30 or her certification to intrastate, but operating exclusively in
31 transportation or operations excepted from all or part of a state driver

1 qualification requirement; or

2 (iv) Removes the commercial driver's license privilege from the
3 operator's license;

4 (c) Employee means any operator of a commercial motor vehicle,
5 including full-time, regularly employed drivers; casual, intermittent, or
6 occasional drivers; and leased drivers and independent, owner-operator
7 contractors, while in the course of operating a commercial motor vehicle,
8 who are either directly employed by or under lease to an employer;

9 (d) Employer means any person, including the United States, a state,
10 the District of Columbia, or a political subdivision of a state, that
11 owns or leases a commercial motor vehicle or assigns employees to operate
12 a commercial motor vehicle;

13 (e) Endorsement means an authorization to an individual's CLP-
14 commercial learner's permit or commercial driver's license required to
15 permit the individual to operate certain types of commercial motor
16 vehicles;

17 (f) Foreign means outside the fifty United States and the District
18 of Columbia;

19 (g) Imminent hazard means the existence of a condition relating to
20 hazardous material that presents a substantial likelihood that death,
21 serious illness, severe personal injury, or a substantial endangerment to
22 health, property, or the environment may occur before the reasonably
23 foreseeable completion date of a formal proceeding begun to lessen the
24 risk of that death, illness, injury, or endangerment;

25 (h) Issue and issuance means initial issuance, transfer, renewal, or
26 upgrade of a commercial driver's license or nondomiciled commercial
27 driver's license, or issuance, transfer, or upgrade of a CLP-commercial
28 learner's permit or nondomiciled CLP-commercial learner's permit, as
29 described in 49 C.F.R. 383.73;

30 (i) Medical examiner means an individual certified by the Federal
31 Motor Carrier Safety Administration and listed on the National Registry

1 of Certified Medical Examiners in accordance with 49 C.F.R. part 390,
2 subpart D;

3 (j) Medical examiner's certificate means any paper certification or
4 electronic certification that meets a form meeting the requirements of 49
5 C.F.R. 391.43 issued by a medical examiner in compliance with such
6 regulation;

7 (k) Medical variance means the Federal Motor Carrier Safety
8 Administration has provided a driver with either an exemption letter
9 permitting operation of a commercial motor vehicle pursuant to 49 C.F.R.
10 381, subpart C, or 49 C.F.R. 391.64 or a Skill Performance Evaluation
11 Certificate permitting operation of a commercial motor vehicle pursuant
12 to 49 C.F.R. 391.49;

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

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

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

21 (m) Representative vehicle means a motor vehicle which represents
22 the type of motor vehicle that a driver applicant operates or expects to
23 operate;

24 (n) State means a state of the United States and the District of
25 Columbia;

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

29 (p) Tank vehicle means any commercial motor vehicle that is designed
30 to transport any liquid or gaseous materials within a tank or tanks that
31 have an individual rated capacity of more than one hundred nineteen

1 gallons and an aggregate rated capacity of one thousand gallons or more
2 and that are either permanently or temporarily attached to the vehicle or
3 the chassis. A commercial motor vehicle transporting an empty storage
4 container tank, not designed for transportation, with a rated capacity of
5 one thousand gallons or more that is temporarily attached to a flatbed
6 trailer is not considered a tank vehicle;

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

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

17 (s) United States means the fifty states and the District of
18 Columbia; and

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

21 **Sec. 42.** Section 60-4,132, Revised Statutes Cumulative Supplement,
22 2024, is amended to read:

23 60-4,132 The purposes of sections 60-462.01, 60-4,133, and 60-4,137
24 to 60-4,172 are to implement the requirements mandated by the federal
25 Commercial Motor Vehicle Safety Act of 1986, 49 U.S.C. 31100 et seq., the
26 federal Motor Carrier Safety Improvement Act of 1999, Public Law 106-159,
27 49 U.S.C. 101 et seq., section 1012 of the federal Uniting and
28 Strengthening America by Providing Appropriate Tools Required to
29 Intercept and Obstruct Terrorism Act of 2001, USA PATRIOT Act, 49 U.S.C.
30 5103a, and federal regulations as such acts and regulations existed on
31 January 1, 2025 2024, and to reduce or prevent commercial motor vehicle

1 accidents, fatalities, and injuries by: (1) Permitting drivers to hold
2 only one operator's license; (2) disqualifying drivers for specified
3 offenses and serious traffic violations; and (3) strengthening licensing
4 and testing standards.

5 **Sec. 43.** Section 60-4,134, Revised Statutes Cumulative Supplement,
6 2024, is amended to read:

7 60-4,134 In conformance with section 7208 of the federal Fixing
8 America's Surface Transportation Act and 49 C.F.R. 383.3(i), as such
9 section and regulation existed on the date specified in section 9 of this
10 act ~~January 1, 2024~~, no hazardous materials endorsement authorizing the
11 holder of a Class A commercial driver's license to operate a commercial
12 motor vehicle transporting diesel fuel shall be required if such driver
13 is (1) operating within the state and acting within the scope of his or
14 her employment as an employee of a custom harvester operation, an
15 agrichemical business, a farm retail outlet and supplier, or a livestock
16 feeder and (2) operating a service vehicle that is (a) transporting
17 diesel in a quantity of one thousand gallons or less and (b) clearly
18 marked with a flammable or combustible placard, as appropriate.

19 **Sec. 44.** Section 60-4,144, Revised Statutes Cumulative Supplement,
20 2024, is amended to read:

21 60-4,144 (1) An applicant for issuance of any original or renewal
22 commercial driver's license or an applicant for a change of class of
23 commercial motor vehicle, endorsement, or restriction shall demonstrate
24 his or her knowledge and skills for operating a commercial motor vehicle
25 as prescribed in the Motor Vehicle Operator's License Act. An applicant
26 for a commercial driver's license shall provide the information and
27 documentation required by this section and section 60-4,144.01. Such
28 information and documentation shall include any additional information
29 required by 49 C.F.R. parts 383 and 391 and also include:

30 (a) Certification that the commercial motor vehicle in which the
31 applicant takes any driving skills examination is representative of the

1 class of commercial motor vehicle that the applicant operates or expects
2 to operate; and

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

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

17 (b) The applicant's social security number shall not be printed on
18 the CLP-commercial learner's permit or commercial driver's license and
19 shall be used only (i) to furnish information to the United States
20 Selective Service System under section 60-483, (ii) with the permission
21 of the director in connection with the certification of the status of an
22 individual's driving record in this state or any other state, (iii) for
23 purposes of child support enforcement pursuant to section 42-358.08 or
24 43-512.06, (iv) to furnish information regarding an applicant for or
25 holder of a commercial driver's license with a hazardous materials
26 endorsement to the Transportation Security Administration of the United
27 States Department of Homeland Security or its agent, (v) to furnish
28 information to the Department of Revenue under section 77-362.02, (vi) to
29 furnish information to the Secretary of State for purposes of the
30 Election Act, or (vii) to query the federal Drug and Alcohol
31 Clearinghouse.

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

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

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

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

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

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

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

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

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

24 (vi) An unexpired foreign passport with a valid, unexpired United
25 States visa affixed accompanied by the approved form documenting the
26 applicant's most recent admittance into the United States;

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

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

31 (ix) A driver's license or identification card issued in compliance

1 with the standards established by the federal REAL ID Act of 2005, Public
2 Law 109-13, division B, section 1, 119 Stat. 302; or

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

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

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

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

20 (f)(i) Any person assigned a parolee immigration status by the
21 United States Department of Homeland Security may apply for and be issued
22 a CLP-commercial learner's permit or commercial driver's license that is
23 not in compliance with the federal REAL ID Act of 2005, Public Law
24 109-13, if the person:

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

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

29 (ii) Any CLP-commercial learner's permit or commercial driver's
30 license issued under this subsection is otherwise subject to all laws
31 relating to CLP-commercial learner's permits or commercial driver's

1 licenses.

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

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

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

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

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

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

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

21 (vi) A valid, unexpired Permanent Resident Card issued by the United
22 States Department of Homeland Security or United States Citizenship and
23 Immigration Services.

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

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

30 (i) If the applicant is domiciled in a foreign jurisdiction and the
31 Federal Motor Carrier Safety Administrator has not determined that the

1 commercial motor vehicle operator testing and licensing standards of that
2 jurisdiction meet the standards contained in subparts G and H of 49
3 C.F.R. part 383; or

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

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

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

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

30 (iii) Provide a mailing address to the Department of Motor Vehicles.
31 If the applicant is applying for a foreign nondomiciled CLP-commercial

1 learner's permit or foreign nondomiciled commercial driver's license, he
2 or she shall provide a Nebraska mailing address and his or her employer's
3 mailing address to the Department of Motor Vehicles.

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

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

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

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

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

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

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

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

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

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

8 (12) Any driver who applies for a commercial driver's license or a
9 CLP-commercial learner's permit is deemed to have consented to the
10 release of information from the federal Drug and Alcohol Clearinghouse in
11 accordance with 49 C.F.R. part 382.

12 **Sec. 45.** Section 60-4,144.01, Reissue Revised Statutes of Nebraska,
13 is amended to read:

14 60-4,144.01 (1) Any person who is applying for a commercial driver's
15 license or CLP-commercial learner's permit shall make a self-
16 certification under subsection (2), (3), (4), or (5) of this section as
17 required under 49 C.F.R. 383.71(b)(1). Certification shall be made as
18 follows:

19 (2)(a) Certification shall be made under this subsection for any
20 person who ~~(1) A person must certify that he or she operates or expects~~
21 ~~to operate a commercial motor vehicle in interstate commerce, is both~~
22 ~~subject to and meets the qualification requirements under 49 C.F.R. part~~
23 ~~391, and is required to be medically examined and certified as physically~~
24 qualified to operate a commercial motor vehicle in accordance with ~~obtain~~
25 ~~a medical examiner's certificate by 49 C.F.R. 391.45.~~

26 (b) To ~~The medical examination required in order to obtain a medical~~
27 ~~examiner's certificate, the medical examination~~ shall be conducted by a
28 medical examiner who is listed on the National Registry of Certified
29 Medical Examiners unless excepted under 49 C.F.R. 391.43(b).

30 (c) Before June 23, 2025, any person who self-certifies that such
31 person is required to be medically examined and certified as physically

1 qualified under 49 C.F.R. 391.45 to operate a commercial motor vehicle
2 shall ~~Any nonexcepted holder of a commercial learner's permit or~~
3 ~~commercial driver's license who certifies that he or she will operate a~~
4 ~~commercial motor vehicle in nonexcepted, interstate commerce must~~
5 maintain a current medical examiner's certificate and provide a copy of
6 it to the department in order to maintain his or her medical
7 certification status. ÷

8 (d) Beginning on an implementation date determined by the director,
9 but not later than June 23, 2025, any person who self-certifies that such
10 person is required to be medically examined and certified under 49 C.F.R.
11 391.45 shall maintain a current medical examiner's certificate. A copy of
12 such certificate does not need to be provided to the department to
13 maintain such person's medical certification status.

14 (e) Beginning on an implementation date determined by the director,
15 but not later than June 23, 2025, no medical examination certificate that
16 is issued directly to any person who is required to be medically examined
17 and certified can be used to satisfy the certification requirement of, or
18 be used to maintain medical certification for the purpose of complying
19 with, 49 C.F.R. part 391.

20 (f) Any person who has obtained a medical variance from the Federal
21 Motor Carrier Safety Administration, in the form of an exemption letter
22 or medical variance skill performance evaluation certificate, shall carry
23 such letter or certificate while operating a commercial motor vehicle.

24 (3) Certification shall be made under this subsection for any person
25 who ~~(2) A person must certify that he or she operates or expects to~~
26 ~~operate a commercial motor vehicle in interstate commerce, but engages~~
27 ~~exclusively in transportation or operations excepted under 49 C.F.R.~~
28 ~~390.3(f), 391.2, 391.68, or 398.3 from all or part of the qualification~~
29 ~~requirements of 49 C.F.R. part 391, and is therefor not required to~~
30 ~~obtain a medical examiner's certificate by 49 C.F.R. 391.45.~~ ÷

31 (4) Certification shall be made under this subsection for any person

1 ~~who operates or expects to operate (3) A person must certify that he or~~
2 ~~she operates~~ a commercial motor vehicle only in intrastate commerce and
3 ~~therefor~~ is subject to state driver qualification requirements as
4 provided in section 75-363. ~~;- or~~

5 (5) Certification shall be made under this subsection for any person
6 who operates or expects to operate (4) A person must certify that he or
7 ~~she operates~~ a commercial motor vehicle in intrastate commerce, but
8 engages exclusively in transportation or operations excepted from all or
9 parts of the state driver qualification requirements.

10 **Sec. 46.** Section 60-4,144.02, Reissue Revised Statutes of Nebraska,
11 is amended to read:

12 60-4,144.02 (1) For each operator of a commercial motor vehicle
13 required to have a commercial driver's license or CLP-commercial
14 learner's permit, the department, in compliance with 49 C.F.R. 383.73 and
15 49 C.F.R. 384.225, shall:

16 (a) Post the driver's self-certification of type of driving under
17 section 60-4,144.01 to the Commercial Driver License Information System
18 driver record ~~49 C.F.R. 383.71(a)(1)(ii);~~

19 (b) Retain the medical examiner's certificate of any driver required
20 to provide documentation of physical qualification for three years beyond
21 the date the certificate was issued; ~~and~~

22 (c) Post the information from the medical examiner's certificate
23 received from the Federal Motor Carrier Safety Administration ~~within ten~~
24 ~~calendar days~~ to the Commercial Driver License Information System driver
25 record, including:

26 (i) The medical examiner's name;

27 (ii) The medical examiner's telephone number;

28 (iii) The date of the medical examiner's certificate issuance;

29 (iv) The medical examiner's license number and the state that issued
30 it;

31 (v) The medical examiner's National Registry identification number

1 ~~{if the National Registry of Medical Examiners, mandated by 49 U.S.C.~~
2 ~~31149(d), requires one};~~

3 (vi) The indicator of the medical certification status, either
4 "certified" or "not-certified";

5 (vii) The expiration date of the medical examiner's certificate;

6 (viii) The existence of any medical variance on the medical
7 certificate, such as an exemption letter, Skill Performance Evaluation
8 ~~{SPE}~~ certification, or grandfather provisions;

9 (ix) Any restrictions, for example, corrective lenses, hearing aid,
10 or required to have possession of an exemption letter or Skill
11 Performance Evaluation certificate while on duty; and

12 (x) The date the medical examiner's certificate information was
13 posted to the Commercial Driver License Information System driver
14 record; -

15 (d) Before June 23, 2025, post the medical variance information
16 received from the Federal Motor Carrier Safety Administration within ten
17 business days to the Commercial Driver License Information System driver
18 record, including the:

19 (i) Date of medical variance issuance or renewal; and

20 (ii) Expiration date of medical variance; and

21 (e) Beginning on an implementation date designated by the director,
22 but not later than June 23, 2025, post the medical variance information
23 electronically received from the Federal Motor Carrier Safety
24 Administration within one business day to the Commercial Driver License
25 Information System driver record, including the:

26 (i) Date of medical variance issuance or renewal; and

27 (ii) Expiration date of medical variance.

28 ~~(2) The department shall, within ten calendar days of the driver's~~
29 ~~medical certification status expiring or a medical variance expiring or~~
30 ~~being rescinded, update the medical certification status of that driver~~
31 ~~as "not-certified".~~

1 ~~(3) Within ten calendar days of receiving information from the~~
2 ~~Federal Motor Carrier Safety Administration regarding issuance or renewal~~
3 ~~of a medical variance for a driver, the department shall update the~~
4 ~~Commercial Driver License Information System driver record to include the~~
5 ~~medical variance information provided by the Federal Motor Carrier Safety~~
6 ~~Administration.~~

7 (2)(a) ~~(4)(a)~~ If a driver's medical certification or medical
8 variance expires, or the Federal Motor Carrier Safety Administration
9 notifies the department that a medical variance was removed or rescinded,
10 the department shall:

11 (i) Notify the holder of the commercial driver's license or CLP-
12 commercial learner's permit of his or her "not-certified" medical
13 certification status and that the CLP-commercial learner's permit or
14 commercial driver's license privilege will be removed from the driver's
15 license or permit unless the driver submits a current medical certificate
16 or medical variance or changes his or her self-certification to driving
17 only in excepted ~~or intrastate~~ commerce, if permitted by the department;
18 and

19 (ii) Initiate established department procedures for downgrading the
20 license. The commercial driver's license downgrade shall be completed and
21 recorded within sixty days of the driver's medical certification status
22 becoming "not-certified" to operate a commercial motor vehicle; and -

23 (iii)(A) Before June 23, 2025, update the Commercial Driver License
24 Information System driver record as "not-certified" within ten calendar
25 days; and

26 (B) Beginning on an implementation date designated by the director,
27 but not later than June 23, 2025, update the Commercial Driver License
28 Information System driver record as "not-certified" within one business
29 day.

30 (b)(i) Before June 23, 2025, if ~~(b)~~ If a driver fails to provide the
31 department with the certification contained in 49 C.F.R. 383.71(b)(1)(i)

1 ~~49 C.F.R. 383.71(a)(1)(ii)~~, or a current medical examiner's certificate
2 if the driver self-certifies according to 49 C.F.R. 383.71(b)(1)(i) ~~49~~
3 ~~C.F.R. 383.71(a)(1)(ii)(A)~~ that he or she is operating in nonexcepted
4 interstate commerce as required by 49 C.F.R. 383.71(h), the department
5 shall mark that Commercial Driver License Information System driver
6 record as "not-certified" and initiate a commercial driver's license
7 downgrade following department procedures in accordance with subdivision
8 (2)(a)(ii) ~~{4}(a)(ii)~~ of this section. The CLP-commercial learner's
9 permit or commercial driver's license shall be canceled and marked as
10 "not-certified".

11 (ii) Beginning on an implementation date designated by the director,
12 but not later than June 23, 2025, for any driver who fails to maintain
13 the certification required by 49 C.F.R. 383.71(b)(1) or for any driver
14 who self-certifies pursuant to 49 C.F.R. 383.71(b)(1)(i) that the driver
15 is operating in nonexcepted interstate commerce pursuant to 49 C.F.R.
16 383.71(h), the department shall:

17 (A) Update the Commercial Driver License Information System driver
18 record for such driver as "not-certified";

19 (B) Initiate a downgrade for such driver following department
20 procedures in accordance with subdivision (2)(a) of this section;

21 (C) Cancel the CLP-commercial learner's permit or commercial
22 driver's license for such driver; and

23 (D) Mark the CLP-commercial learner's permit or commercial driver's
24 license for such driver as "not-certified".

25 **Sec. 47.** Section 60-4,147.02, Revised Statutes Cumulative
26 Supplement, 2024, is amended to read:

27 60-4,147.02 No endorsement authorizing the driver to operate a
28 commercial motor vehicle transporting hazardous materials shall be
29 issued, renewed, or transferred by the Department of Motor Vehicles
30 unless the endorsement is issued, renewed, or transferred in conformance
31 with the requirements of section 1012 of the federal Uniting and

1 Strengthening America by Providing Appropriate Tools Required to
2 Intercept and Obstruct Terrorism Act of 2001, USA PATRIOT Act, 49 U.S.C.
3 5103a, including all amendments and federal regulations adopted pursuant
4 thereto as of the date specified in section 9 of this act ~~January 1,~~
5 ~~2024~~, for the issuance of licenses to operate commercial motor vehicles
6 transporting hazardous materials.

7 **Sec. 48.** Section 60-4,168, Revised Statutes Cumulative Supplement,
8 2024, is amended to read:

9 60-4,168 (1) Except as provided in subsections (2) and (3) of this
10 section, a person shall be disqualified from operating a commercial motor
11 vehicle for one year upon his or her first conviction, after April 1,
12 1992, in this or any other state for:

13 (a) Operating a commercial motor vehicle in violation of section
14 60-6,196 or 60-6,197 or under the influence of a controlled substance or,
15 beginning September 30, 2005, operating any motor vehicle in violation of
16 section 60-6,196 or 60-6,197 or under the influence of a controlled
17 substance;

18 (b) Operating a commercial motor vehicle in violation of section
19 60-4,163 or 60-4,164;

20 (c) Leaving the scene of an accident involving a commercial motor
21 vehicle operated by the person or, beginning September 30, 2005, leaving
22 the scene of an accident involving any motor vehicle operated by the
23 person;

24 (d) Using a commercial motor vehicle in the commission of a felony
25 other than a felony described in subdivision (3)(b) of this section or,
26 beginning September 30, 2005, using any motor vehicle in the commission
27 of a felony other than a felony described in subdivision (3)(b) of this
28 section;

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

1 commercial motor vehicle; or

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

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

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

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

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

19 (c) Used a commercial motor vehicle in the commission of a felony
20 involving an act or practice of severe forms of trafficking in persons,
21 as defined and described in 22 U.S.C. 7102(11), as such section existed
22 on the date specified in section 9 of this act ~~January 1, 2024~~.

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

30 (b) A person is disqualified from operating a commercial motor
31 vehicle for a period of not less than sixty days if he or she is

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

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

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

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

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

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

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

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

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

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

31 (iii) A person shall be disqualified for not less than one year if,

1 during any three-year period, the person is convicted of a third or
2 subsequent violation described in this subsection in separate incidents.

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

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

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

31 (9) For purposes of this section, conviction means an unvacated

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

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

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

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

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

15 (d) Following the vehicle ahead too closely as described in section
16 60-6,140;

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

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

23 (g) Beginning September 30, 2005, operating a commercial motor
24 vehicle without a commercial driver's license in the operator's
25 possession;

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

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

1 (j) Using a handheld mobile telephone as described in section
2 60-6,179.02.

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

5 **Sec. 49.** Section 60-501, Revised Statutes Cumulative Supplement,
6 2024, is amended to read:

7 60-501 For purposes of the Motor Vehicle Safety Responsibility Act,
8 unless the context otherwise requires:

9 (1) Department means Department of Motor Vehicles;

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

15 (3) Golf car vehicle means a vehicle that has at least four wheels,
16 has a maximum level ground speed of less than twenty miles per hour, has
17 a maximum payload capacity of one thousand two hundred pounds, has a
18 maximum gross vehicle weight of two thousand five hundred pounds, has a
19 maximum passenger capacity of not more than four persons, and is designed
20 and manufactured for operation on a golf course for sporting and
21 recreational purposes;

22 (4) Judgment means any judgment which shall have become final by the
23 expiration of the time within which an appeal might have been perfected
24 without being appealed, or by final affirmation on appeal, rendered by a
25 court of competent jurisdiction of any state or of the United States, (a)
26 upon a cause of action arising out of the ownership, maintenance, or use
27 of any motor vehicle for damages, including damages for care and loss of
28 services, because of bodily injury to or death of any person or for
29 damages because of injury to or destruction of property, including the
30 loss of use thereof, or (b) upon a cause of action on an agreement of
31 settlement for such damages;

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

3 (6)(a) (6) Low-speed vehicle means any: a

4 (i) Four-wheeled ~~(a) four-wheeled~~ motor vehicle:

5 (A) With a (i) ~~whose~~ speed attainable in one mile of ~~is~~ more than
6 twenty miles per hour and not more than twenty-five miles per hour on a
7 paved, level surface; ~~;~~ ~~τ~~

8 (B) With a (ii) ~~whose~~ gross vehicle weight rating of ~~is~~ less than
9 three thousand pounds; ~~;~~ ~~τ~~ and

10 (C) That (iii) ~~that~~ complies with 49 C.F.R. part 571, as such part
11 existed on January 1, 2025; ~~2024~~, or

12 (ii) Three-wheeled ~~(b) three-wheeled~~ motor vehicle:

13 (A) With a (i) ~~whose~~ ~~maximum~~ speed attainable of ~~is~~ not more than
14 twenty-five miles per hour on a paved, level surface; ~~;~~ ~~τ~~

15 (B) With a (ii) ~~whose~~ gross vehicle weight rating of ~~is~~ less than
16 three thousand pounds; ~~;~~ ~~τ~~ and

17 (C) That (iii) ~~which~~ is equipped with a windshield and an occupant
18 protection system.

19 (b) Low-speed vehicle does not include a A motorcycle with a sidecar
20 ~~attached is not a low-speed vehicle;~~

21 (7) Minitruck means a foreign-manufactured import vehicle or
22 domestic-manufactured vehicle which (a) is powered by an internal
23 combustion engine with a piston or rotor displacement of one thousand
24 five hundred cubic centimeters or less, (b) is sixty-seven inches or less
25 in width, (c) has a dry weight of four thousand two hundred pounds or
26 less, (d) travels on four or more tires, (e) has a top speed of
27 approximately fifty-five miles per hour, (f) is equipped with a bed or
28 compartment for hauling, (g) has an enclosed passenger cab, (h) is
29 equipped with headlights, taillights, turnsignals, windshield wipers, a
30 rearview mirror, and an occupant protection system, and (i) has a four-
31 speed, five-speed, or automatic transmission;

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

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

17 (10) Nonresident's operating privilege means the privilege conferred
18 upon a nonresident by the laws of this state pertaining to the operation
19 by him or her of a motor vehicle or the use of a motor vehicle owned by
20 him or her in this state;

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

23 (12) Owner means a person who holds the legal title of a motor
24 vehicle, or in the event (a) a motor vehicle is the subject of an
25 agreement for the conditional sale or lease thereof with the right of
26 purchase upon performance of the conditions stated in the agreement and
27 with an immediate right of possession vested in the conditional vendee or
28 lessee or (b) a mortgagor of a vehicle is entitled to possession, then
29 such conditional vendee or lessee or mortgagor shall be deemed the owner
30 for the purposes of the act;

31 (13) Person means every natural person, firm, partnership, limited

1 liability company, association, or corporation;

2 (14) Proof of financial responsibility means evidence of ability to
3 respond in damages for liability, on account of accidents occurring
4 subsequent to the effective date of such proof, arising out of the
5 ownership, maintenance, or use of a motor vehicle, (a) in the amount of
6 twenty-five thousand dollars because of bodily injury to or death of one
7 person in any one accident, (b) subject to such limit for one person, in
8 the amount of fifty thousand dollars because of bodily injury to or death
9 of two or more persons in any one accident, and (c) in the amount of
10 twenty-five thousand dollars because of injury to or destruction of
11 property of others in any one accident;

12 (15) Registration means registration certificate or certificates and
13 registration plates issued under the laws of this state pertaining to the
14 registration of motor vehicles;

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

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

21 **Sec. 50.** Section 60-628.01, Revised Statutes Cumulative Supplement,
22 2024, is amended to read:

23 60-628.01 (1) Low-speed vehicle means any: a

24 (a) Four-wheeled ~~(1) four-wheeled~~ motor vehicle:

25 (i) With a ~~(a) whose~~ speed attainable in one mile of ~~is~~ more than
26 twenty miles per hour and not more than twenty-five miles per hour on a
27 paved, level surface; ~~τ~~

28 (ii) With a ~~(b) whose~~ gross vehicle weight rating of ~~is~~ less than
29 three thousand pounds; ~~τ~~ and

30 (iii) That ~~(c) that~~ complies with 49 C.F.R. part 571, as such part
31 existed on the date specified in section 9 of this act; January 1, 2024,

1 or

2 (b) Three-wheeled ~~(2) three-wheeled~~ motor vehicle:

3 (i) With a ~~(a) whose~~ maximum speed attainable of ~~is~~ not more than
4 twenty-five miles per hour on a paved, level surface; ~~;~~

5 (ii) With a ~~(b) whose~~ gross vehicle weight rating of ~~is~~ less than
6 three thousand pounds; ~~;~~ and

7 (iii) That ~~(c) which~~ is equipped with a windshield and an occupant
8 protection system.

9 (2) Low-speed vehicle does not include a A motorcycle with a sidecar
10 attached ~~is not a low-speed vehicle.~~

11 **Sec. 51.** Section 60-6,265, Revised Statutes Cumulative Supplement,
12 2024, is amended to read:

13 60-6,265 For purposes of sections 60-6,266 to 60-6,273:

14 (1) Occupant protection system means a system utilizing a lap belt,
15 a shoulder belt, or any combination of belts installed in a motor vehicle
16 which (a) restrains drivers and passengers and (b) conforms to Federal
17 Motor Vehicle Safety Standards, 49 C.F.R. 571.207, 571.208, 571.209, and
18 571.210, as such standards existed on the date specified in section 9 of
19 this act January 1, 2024, or, as a minimum standard, to the federal motor
20 vehicle safety standards for passenger restraint systems applicable for
21 the motor vehicle's model year; and

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

25 **Sec. 52.** Section 60-1506, Reissue Revised Statutes of Nebraska, is
26 amended to read:

27 60-1506 (1) For purposes of this section, vehicle means any motor
28 vehicle, trailer, motorboat, all-terrain vehicle, utility-type vehicle,
29 snowmobile, or minibike.

30 (2) (1) The Department of Motor Vehicles shall keep a record of each
31 motor vehicle ~~, trailer, motorboat, all-terrain vehicle, utility-type~~

1 ~~vehicle, snowmobile, and minibike~~ registered or titled in this state,
2 alphabetically by name of the owner, with cross reference in each
3 instance to the registration number assigned to such ~~motor vehicle ,~~
4 ~~trailer, motorboat, all-terrain vehicle, utility-type vehicle,~~
5 ~~snowmobile, and minibike.~~ The record may be destroyed by any public
6 officer having custody of it after three years from the date of its
7 issuance.

8 (3)(a) ~~(2)~~ The department shall issue a copy of the record of a
9 registered or titled ~~motor vehicle , trailer, motorboat, all-terrain~~
10 ~~vehicle, utility-type vehicle, snowmobile, or minibike~~ to any person
11 after receiving from the person the name on the registration or
12 certificate of title, the license plate number, the vehicle
13 identification or other type of identification number, or the title
14 number of a ~~motor vehicle, trailer, motorboat, all-terrain vehicle,~~
15 ~~utility-type vehicle, snowmobile, or minibike,~~ if the person provides to
16 the department verification of identity and purpose pursuant to section
17 60-2906 or 60-2907. A fee of three dollars ~~one dollar~~ shall be charged
18 for the copy. Any fee received by the department pursuant to this
19 subdivision shall be deposited into the License Plate Cash Fund.

20 (b)(i) ~~An extract of the entire file of motor vehicles , trailers,~~
21 ~~motorboats, all-terrain vehicles, utility-type vehicles, snowmobiles, and~~
22 ~~minibikes~~ registered or titled in the state or updates to the entire file
23 may be provided to a person upon payment of the following a fee of
24 ~~eighteen dollars per one thousand records: -~~

25 (A) Prior to July 1, 2026, twenty-five dollars; and

26 (B) Beginning July 1, 2026, thirty-five dollars.

27 (ii) Any fee received by the department pursuant to this subdivision
28 ~~(b) subsection~~ shall be deposited into the Department of Motor Vehicles
29 Cash Fund.

30 (4)(a) ~~(3)~~ The record of each ~~motor vehicle , trailer, motorboat,~~
31 ~~all-terrain vehicle, utility-type vehicle, snowmobile, or minibike~~

1 registration or title maintained by the department pursuant to this
2 section may be made available electronically through the portal
3 established under section 84-1204 so long as the Uniform Motor Vehicle
4 Records Disclosure Act is not violated.

5 (b) There shall be a fee of three dollars ~~one dollar~~ per record for
6 individual records and for data-to-data requests for multiple motor
7 vehicle, ~~trailer, motorboat, all-terrain vehicle, utility-type vehicle,~~
8 ~~snowmobile, or minibike~~ title and registration records.

9 (c) The following fees apply for ~~For~~ bulk record requests of
10 multiple motor vehicle, ~~trailer, motorboat, all-terrain vehicle,~~
11 ~~utility-type vehicle, snowmobile, or minibike~~ titles and registrations
12 selected on the basis of criteria of the individual making the request:

13 (i) Fifty, ~~there shall be a fee of fifty dollars for every request~~
14 ~~under two thousand records;~~

15 (ii) Per ~~and a fee of eighteen dollars per~~ one thousand records for
16 any number of records over two thousand;

17 (A) Prior to July 1, 2026, twenty-five dollars; and

18 (B) Beginning July 1, 2026, thirty-five dollars; and

19 (iii) A ~~plus a~~ reasonable programming fee not to exceed five hundred
20 twenty dollars.

21 (d)(i) All fees collected pursuant to this subsection for electronic
22 access to records through the portal shall be remitted to the State
23 Treasurer. The State Treasurer shall credit:

24 (A) For each fee paid under subdivision (b) of this subsection, two
25 dollars per record to the License Plate Cash Fund and the remainder of
26 such fee to the Records Management Cash Fund;

27 (B) For each fee paid under subdivision (c)(ii)(A) of this
28 subsection, seven dollars per one thousand records for any number of
29 records over two thousand to the License Plate Cash Fund and the
30 remainder of such fee to the Records Management Cash Fund; and

31 (C) For each fee paid under subdivision (c)(ii)(B) of this

1 subsection, seventeen dollars per one thousand records for any number of
2 records over two thousand to the License Plate Cash Fund and the
3 remainder of such fee to the Records Management Cash Fund.

4 (ii) All fees credited to deposited in the Records Management Cash
5 Fund pursuant to this subsection and shall be distributed as provided in
6 any agreements between the State Records Board and the department.

7 **Sec. 53.** Section 60-1509, Revised Statutes Cumulative Supplement,
8 2024, is amended to read:

9 60-1509 (1) The Department of Motor Vehicles shall build and
10 maintain a new operator's license services system for the issuance of
11 operators' licenses and state identification cards. The Director of Motor
12 Vehicles shall designate an implementation date for the new system which
13 date is on or before July 1, 2032.

14 (2) The Operator's License Services System Replacement and
15 Maintenance Fund is created. The fund shall consist of amounts credited
16 under ~~subsection (8) of~~ section 60-483. The fund shall be used for the
17 building, implementation, and maintenance of a new operator's license
18 services system for the issuance of operators' licenses and state
19 identification cards.

20 (3) Any money in the Operator's License Services System Replacement
21 and Maintenance Fund available for investment shall be invested by the
22 state investment officer pursuant to the Nebraska Capital Expansion Act
23 and the Nebraska State Funds Investment Act. Beginning October 1, 2024,
24 any investment earnings from investment of money in the fund shall be
25 credited to the General Fund.

26 **Sec. 54.** Section 60-2705, Revised Statutes Cumulative Supplement,
27 2024, is amended to read:

28 60-2705 The Director of Motor Vehicles shall adopt standards for an
29 informal dispute settlement procedure which substantially comply with the
30 provisions of 16 C.F.R. part 703, as such part existed on January 1, 2025
31 2024.

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

6 **Sec. 55.** Section 60-2909.01, Revised Statutes Cumulative Supplement,
7 2024, is amended to read:

8 60-2909.01 The department and any officer, employee, agent, or
9 contractor of the department having custody of a motor vehicle record
10 shall, upon the verification of identity and purpose of a requester,
11 disclose and make available the requested motor vehicle record, including
12 the sensitive personal information in the record, other than the social
13 security number, for the following purposes:

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

18 (2) For use in connection with any civil, criminal, administrative,
19 or arbitral proceeding in any federal, state, or local court or
20 governmental agency or before any self-regulatory body, including service
21 of process, investigation in anticipation of litigation, and execution or
22 enforcement of judgments and orders, or pursuant to an order of a
23 federal, state, or local court, an administrative agency, or a self-
24 regulatory body;

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

29 (4) For use by an employer or the employer's agent or insurer to
30 obtain or verify information relating to a holder of a commercial
31 driver's license or CLP-commercial learner's permit that is required

1 under the Commercial Motor Vehicle Safety Act of 1986, 49 U.S.C. 31301 et
2 seq., as such act existed on January 1, 2025 ~~2024~~, or pursuant to
3 sections 60-4,132 and 60-4,141; and

4 (5) For use by employers of a holder of a commercial driver's
5 license or CLP-commercial learner's permit and by the Commercial Driver
6 License Information System as provided in section 60-4,144.02 and 49
7 C.F.R. 383.73, as such regulation existed on January 1, 2025 ~~2024~~.

8 **Sec. 56.** Section 74-1335, Reissue Revised Statutes of Nebraska, is
9 amended to read:

10 74-1335 (1) For purposes of this section, successor in interest
11 includes any agent, successor, assignee, trustee, receiver, or other
12 person acquiring interests or rights in railroad land, including the
13 owner or holder of any servient estate or right of reversion relating to
14 railroad land.

15 (2) Whenever any person owns land on both sides of the right-of-way
16 of any railroad or its successor in interest, such railroad or its
17 successor in interest shall provide and keep in repair at least one
18 adequate means for such landowner to cross the right-of-way. Any
19 interested landowner with land on both sides of the right-of-way of any
20 railroad or its successor in interest may file written complaint with the
21 Department of Transportation against any such railroad or its successor
22 in interest that the crossing is not adequate or is unsafe and dangerous
23 to the life and property of those who use it, and the department
24 thereupon shall make such investigation, hold such hearing, and issue
25 such orders as it deems necessary, proper, and adequate. If circumstances
26 warrant, the department may require overhead, underground, or grade
27 crossings and wing fences at underground crossings or may require
28 existing crossings to be relocated so as to be safe to those who use
29 them, but when a special crossing involves an expenditure of more than
30 one thousand five hundred dollars, the landowner shall bear one-half the
31 expenses in excess of one thousand five hundred dollars.

1 **Sec. 57.** Section 75-363, Revised Statutes Cumulative Supplement,
2 2024, is amended to read:

3 75-363 (1) The parts, subparts, and sections of Title 49 of the Code
4 of Federal Regulations listed below, as modified in this section, or any
5 other parts, subparts, and sections referred to by such parts, subparts,
6 and sections, in existence and effective as of the date specified in
7 section 75-365 January 1, 2024, are adopted as Nebraska law.

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

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

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

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

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

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

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

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

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

30 (b) Part 385 - SAFETY FITNESS PROCEDURES;

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

1 (d) Part 387 - MINIMUM LEVELS OF FINANCIAL RESPONSIBILITY FOR MOTOR
2 CARRIERS;

3 (e) Part 390 - FEDERAL MOTOR CARRIER SAFETY REGULATIONS; GENERAL;

4 (f) Part 391 - QUALIFICATIONS OF DRIVERS AND LONGER COMBINATION
5 VEHICLE (LCV) DRIVER INSTRUCTORS;

6 (g) Part 392 - DRIVING OF COMMERCIAL MOTOR VEHICLES;

7 (h) Part 393 - PARTS AND ACCESSORIES NECESSARY FOR SAFE OPERATION;

8 (i) Part 395 - HOURS OF SERVICE OF DRIVERS;

9 (j) Part 396 - INSPECTION, REPAIR, AND MAINTENANCE;

10 (k) Part 397 - TRANSPORTATION OF HAZARDOUS MATERIALS; DRIVING AND
11 PARKING RULES; and

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

13 (4) The provisions of subpart E - Physical Qualifications and
14 Examinations of 49 C.F.R. part 391 - QUALIFICATIONS OF DRIVERS AND LONGER
15 COMBINATION VEHICLE (LCV) DRIVER INSTRUCTORS shall not apply to any
16 driver subject to this section who: (a) Operates a commercial motor
17 vehicle exclusively in intrastate commerce; and (b) holds, or has held, a
18 commercial driver's license issued by this state prior to July 30, 1996.

19 (5) The regulations adopted in subsection (3) of this section shall
20 not apply to farm trucks registered pursuant to section 60-3,146 with a
21 gross weight of sixteen tons or less. The following parts and sections of
22 49 C.F.R. chapter III shall not apply to drivers of farm trucks
23 registered pursuant to section 60-3,146 and operated solely in intrastate
24 commerce:

25 (a) All of part 391;

26 (b) Section 395.8 of part 395; and

27 (c) Section 396.11 of part 396.

28 (6) The following parts and subparts of 49 C.F.R. chapter III shall
29 not apply to the operation of covered farm vehicles:

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

31 (b) Part 391, subpart E - Physical Qualifications and Examinations;

1 (c) Part 395 - HOURS OF SERVICE OF DRIVERS; and

2 (d) Part 396 - INSPECTION, REPAIR, AND MAINTENANCE.

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

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

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

16 (i) More than twelve hours following ten consecutive hours off duty;
17 or

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

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

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

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

29 (10) Part 395 - HOURS OF SERVICE OF DRIVERS, as adopted in
30 subsections (3) and (9) of this section, shall not apply to drivers
31 transporting agricultural commodities or farm supplies for agricultural

1 purposes during planting and harvesting season when:

2 (a) The transportation of such agricultural commodities is from the
3 source of the commodities to a location within a one-hundred-fifty-air-
4 mile radius of the source of the commodities;

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

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

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

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

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

24 **Sec. 58.** Section 75-364, Revised Statutes Cumulative Supplement,
25 2024, is amended to read:

26 75-364 The parts, subparts, and sections of Title 49 of the Code of
27 Federal Regulations listed below, or any other parts, subparts, and
28 sections referred to by such parts, subparts, and sections, in existence
29 and effective as of the date specified in section 75-365 ~~January 1, 2024,~~
30 are adopted as part of Nebraska law and shall be applicable to all motor
31 carriers whether engaged in interstate or intrastate commerce, drivers of

1 such motor carriers, and vehicles of such motor carriers:

2 (1) Part 107 - HAZARDOUS MATERIALS PROGRAM PROCEDURES, subpart F -
3 Registration of Cargo Tank and Cargo Tank Motor Vehicle Manufacturers,
4 Assemblers, Repairers, Inspectors, Testers, and Design Certifying
5 Engineers;

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

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

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

12 (5) Part 173 - SHIPPERS - GENERAL REQUIREMENTS FOR SHIPMENTS AND
13 PACKAGINGS;

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

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

16 (8) Part 180 - CONTINUING QUALIFICATION AND MAINTENANCE OF
17 PACKAGINGS.

18 **Sec. 59.** Section 75-365, Reissue Revised Statutes of Nebraska, is
19 amended to read:

20 75-365 (1) Definitions contained in the regulations referred to in
21 sections 75-363 and 75-364 shall only apply to such regulations.

22 (2) When the regulations referred to in sections 75-363 and 75-364
23 require that any person submit a report to the United States Department
24 of Transportation or any other federal agency, that person shall also
25 submit a copy of the report to the Nebraska State Patrol.

26 (3) For purposes of sections 75-362 to 75-369.07, when a provision
27 of any of such sections refers to the date specified in this section,
28 such date is January 1, 2025.

29 **Sec. 60.** Section 75-366, Revised Statutes Cumulative Supplement,
30 2024, is amended to read:

31 75-366 For the purpose of enforcing Chapter 75, article 3, any

1 officer of the Nebraska State Patrol may, upon demand, inspect the
2 accounts, records, and equipment of any motor carrier or shipper. Any
3 officer of the Nebraska State Patrol shall have the authority to enforce
4 the federal motor carrier safety regulations, as such regulations existed
5 on the date specified in section 75-365 ~~January 1, 2024~~, and federal
6 hazardous materials regulations, as such regulations existed on the date
7 specified in section 75-365 ~~January 1, 2024~~, and is authorized to enter
8 upon, inspect, and examine any and all lands, buildings, and equipment of
9 any motor carrier, any shipper, and any other person subject to the
10 federal Interstate Commerce Act, the federal Department of Transportation
11 Act, and other related federal laws and to inspect and copy any and all
12 accounts, books, records, memoranda, correspondence, and other documents
13 of a motor carrier, a shipper, and any other person subject to Chapter
14 75, article 3, for the purposes of enforcing Chapter 75, article 3. To
15 promote uniformity of enforcement, the carrier enforcement division of
16 the Nebraska State Patrol shall cooperate and consult with the Public
17 Service Commission and the Division of Motor Carrier Services.

18 **Sec. 61.** Section 75-369.03, Revised Statutes Cumulative Supplement,
19 2024, is amended to read:

20 75-369.03 (1) The Superintendent of Law Enforcement and Public
21 Safety may issue an order imposing a civil penalty against a motor
22 carrier transporting persons or property in interstate commerce for a
23 violation of sections 75-392 to 75-3,100 or against a motor carrier
24 transporting persons or property in intrastate commerce for a violation
25 or violations of section 75-363 or 75-364 based upon an inspection
26 conducted pursuant to section 75-366 in an amount which shall not exceed
27 one thousand two ~~nine hundred seventy-one~~ dollars for any single
28 violation in any proceeding or series of related proceedings against any
29 person or motor carrier as defined in 49 C.F.R. 390.5 as adopted in
30 section 75-363.

31 (2) The superintendent shall issue an order imposing a civil penalty

1 in an amount not to exceed twenty thousand seventeen ~~nineteen thousand~~
2 ~~three hundred eighty-nine~~ dollars against a motor carrier transporting
3 persons or property in interstate commerce for a violation of subdivision
4 (2)(e) of section 60-4,162 based upon a conviction of such a violation.

5 (3) The superintendent shall issue an order imposing a civil penalty
6 against a driver operating a commercial motor vehicle, as defined in
7 section 60-465, that requires a commercial driver's license or CLP-
8 commercial learner's permit, in violation of an out-of-service order. The
9 civil penalty shall be in an amount not less than three thousand eight
10 hundred sixty-one ~~three thousand seven hundred forty~~ dollars for a first
11 violation and not less than seven thousand seven hundred twenty-three
12 ~~seven thousand four hundred eighty-one~~ dollars for a second or subsequent
13 violation.

14 (4) The superintendent shall issue an order imposing a civil penalty
15 against a motor carrier who knowingly allows, requires, permits, or
16 authorizes the operation of a commercial motor vehicle, as defined in
17 section 60-465, that requires a commercial driver's license or CLP-
18 commercial learner's permit, in violation of an out-of-service order. The
19 civil penalty shall be not less than six thousand nine hundred seventy-
20 four ~~six thousand seven hundred fifty-five~~ dollars but not more than
21 thirty-eight thousand six hundred twelve ~~thirty-seven thousand four~~
22 ~~hundred~~ dollars per violation.

23 (5) Upon the discovery of any violation by a motor carrier
24 transporting persons or property in interstate commerce of section
25 75-307, 75-363, or 75-364 or sections 75-392 to 75-3,100 based upon an
26 inspection conducted pursuant to section 75-366, the superintendent shall
27 immediately refer such violation to the appropriate federal agency for
28 disposition, and upon the discovery of any violation by a motor carrier
29 transporting persons or property in intrastate commerce of section 75-307
30 based upon such inspection, the superintendent shall refer such violation
31 to the Public Service Commission for disposition.

1 **Sec. 62.** Section 75-392, Revised Statutes Cumulative Supplement,
2 2024, is amended to read:

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

4 (1) Director means the Director of Motor Vehicles;

5 (2) Division means the Division of Motor Carrier Services of the
6 Department of Motor Vehicles; and

7 (3) Unified carrier registration plan and agreement means the plan
8 and agreement established and authorized pursuant to 49 U.S.C. 14504a, as
9 such section existed on January 1, 2025 ~~2024~~.

10 **Sec. 63.** Section 75-393, Revised Statutes Cumulative Supplement,
11 2024, is amended to read:

12 75-393 The director may participate in the unified carrier
13 registration plan and agreement pursuant to the Unified Carrier
14 Registration Act of 2005, 49 U.S.C. 13908, as the act existed on January
15 1, 2025 ~~2024~~, and may file on behalf of this state the plan required by
16 such plan and agreement for enforcement of the act in this state.

17 **Sec. 64.** Section 80-415, Reissue Revised Statutes of Nebraska, is
18 amended to read:

19 80-415 The Veterans Employment Program Fund is created. The fund
20 shall consist of money credited pursuant to section 35 of this act
21 ~~60-3,244~~ and any other money as appropriated by the Legislature. The fund
22 shall be administered by the Department of Veterans' Affairs, which shall
23 use the fund for recruiting and education to attract veterans recently
24 released from service to live and work in Nebraska, including the
25 development and implementation of a website as required by section
26 48-203. Any money in the fund available for investment shall be invested
27 by the state investment officer pursuant to the Nebraska Capital
28 Expansion Act and the Nebraska State Funds Investment Act.

29 **Sec. 65.** Section 80-416, Reissue Revised Statutes of Nebraska, is
30 amended to read:

31 80-416 The Department of Veterans' Affairs shall create a program

1 for the purpose of providing financial support to veterans for the costs
2 associated with adopting a pet animal. The department shall use the money
3 credited to the Pets for Vets Cash Fund under section 35 of this act
4 ~~60-3,250~~ to award grants to carry out the purposes of such program. The
5 department may administer the program or contract with an organization
6 dedicated to the care of dogs and cats to administer the program.

7 **Sec. 66.** Section 80-417, Reissue Revised Statutes of Nebraska, is
8 amended to read:

9 80-417 The Pets for Vets Cash Fund is created for the purpose of
10 administering the veteran grant program created under section 80-416. The
11 fund shall consist of money credited to the fund pursuant to section 35
12 of this act ~~60-3,250~~. Any money in the fund available for investment
13 shall be invested by the state investment officer pursuant to the
14 Nebraska Capital Expansion Act and the Nebraska State Funds Investment
15 Act.

16 **Sec. 67.** Section 81-2517, Reissue Revised Statutes of Nebraska, is
17 amended to read:

18 81-2517 The Native American Scholarship and Leadership Fund is
19 created. The fund shall be administered by the Commission on Indian
20 Affairs and shall consist of money credited to the fund pursuant to
21 section 35 of this act ~~60-3,235~~. The commission shall use the fund to
22 provide scholarships to Native Americans to attend a postsecondary
23 educational institution in this state and to provide other leadership
24 opportunities to Native Americans as determined by the commission. Any
25 money in the fund available for investment shall be invested by the state
26 investment officer pursuant to the Nebraska Capital Expansion Act and the
27 Nebraska State Funds Investment Act.

28 **Sec. 68.** Section 82-139, Reissue Revised Statutes of Nebraska, is
29 amended to read:

30 82-139 The Support Nebraska History Cash Fund is created. The fund
31 shall consist of money credited to the fund under section 35 of this act

1 ~~60-3,256~~ and any other gifts, bequests, grants, or other contributions or
2 donations to the fund from public or private entities. The Nebraska State
3 Historical Society shall administer and distribute the Support Nebraska
4 History Cash Fund. The fund shall be expended to promote the history of
5 Nebraska on the Internet, to support history education for children in
6 Nebraska, and for costs directly related to the administration of the
7 fund. Any money in the fund available for investment shall be invested by
8 the state investment officer pursuant to the Nebraska Capital Expansion
9 Act and the Nebraska State Funds Investment Act.

10 **Sec. 69.** Section 82-334, Reissue Revised Statutes of Nebraska, is
11 amended to read:

12 82-334 (1) The Support the Arts Cash Fund is created. The fund shall
13 consist of all money credited to the fund pursuant to section 35 of this
14 act ~~60-3,252~~ and all money transferred to the fund pursuant to section
15 13-3108.

16 (2) The Nebraska Arts Council shall administer and distribute the
17 Support the Arts Cash Fund. The fund shall be expended by the Nebraska
18 Arts Council (a) to provide aid to communities that designate a focus
19 area of the city or village for arts and cultural development, (b) to
20 provide money for a competitive grant program that awards a grant to any
21 creative district that meets the criteria for the competitive grant, if
22 such program exists, (c) to provide money for the competitive grant
23 program for cities of the first class, cities of the second class, and
24 villages described in section 82-335, and (d) to defray costs directly
25 related to the administration of the fund.

26 (3) All money transferred to the fund pursuant to section 13-3108
27 shall be used for the competitive grant program for cities of the first
28 class, cities of the second class, and villages described in section
29 82-335.

30 (4) Any money in the fund available for investment shall be invested
31 by the state investment officer pursuant to the Nebraska Capital

1 Expansion Act and the Nebraska State Funds Investment Act.

2 **Sec. 70.** (1) The Home of Arbor Day Plate Cash Fund is created and
3 shall be administered by the Board of Regents of the University of
4 Nebraska. The Home of Arbor Day Plate Cash Fund shall include money
5 credited pursuant to section 35 of this act, gifts, grants, private
6 contributions, and other sources. Any money in the Home of Arbor Day
7 Plate Cash Fund available for investment shall be invested by the state
8 investment officer pursuant to the Nebraska Capital Expansion Act and the
9 Nebraska State Funds Investment Act.

10 (2) The Board of Regents shall use the fund to award grants to the
11 Nebraska Statewide Arboretum for purposes of tree planting, garden
12 making, community building, and environmental education and outreach.

13 **Sec. 71.** The Revisor of Statutes shall assign section 9 of this act
14 within Chapter 60, article 15.

15 **Sec. 72.** Sections 38, 52, 53, and 73 of this act become operative
16 on July 1, 2025. Sections 2, 3, 4, 5, 10, 11, 13, 16, 17, 18, 19, 20, 21,
17 22, 23, 25, 26, 27, 28, 29, 30, 31, 33, 34, 35, 39, 56, 64, 65, 66, 67,
18 68, 69, 70, 74, and 76 of this act become operative three calendar months
19 after the adjournment of this legislative session. The other sections of
20 this act become operative on their effective date.

21 **Sec. 73.** Original section 60-1506, Reissue Revised Statutes of
22 Nebraska, and sections 60-483 and 60-1509, Revised Statutes Cumulative
23 Supplement, 2024, are repealed.

24 **Sec. 74.** Original sections 37-327.04, 60-3,104.01, 60-3,104.02,
25 60-3,113, 60-3,122.04, 60-3,151, 60-3,254, 60-495, 74-1335, 80-415,
26 80-416, 80-417, 81-2517, 82-139, and 82-334, Reissue Revised Statutes of
27 Nebraska, and sections 37-112, 37-327.03, 37-811, 60-301, 60-302, 60-393,
28 60-395, 60-396, 60-3,101, 60-3,104, 60-3,122.03, 60-3,123, 60-3,124,
29 60-3,125, 60-3,130.04, and 60-3,253, Revised Statutes Cumulative
30 Supplement, 2024, are repealed.

31 **Sec. 75.** Original sections 60-4,144.01, 60-4,144.02, and 75-365,

1 Reissue Revised Statutes of Nebraska, and sections 18-1737, 60-107,
2 60-119.01, 60-169, 60-302.01, 60-336.01, 60-386, 60-3,113.04,
3 60-3,193.01, 60-462.01, 60-479.01, 60-4,111.01, 60-4,131, 60-4,132,
4 60-4,134, 60-4,144, 60-4,147.02, 60-4,168, 60-501, 60-628.01, 60-6,265,
5 60-2705, 60-2909.01, 75-363, 75-364, 75-366, 75-369.03, 75-392, and
6 75-393, Revised Statutes Cumulative Supplement, 2024, are repealed.

7 **Sec. 76.** The following sections are outright repealed: Sections
8 60-3,127, 60-3,129, 60-3,223, 60-3,224, 60-3,225, 60-3,227, 60-3,230,
9 60-3,231, 60-3,234, 60-3,235, 60-3,238, 60-3,239, 60-3,240, 60-3,242,
10 60-3,244, 60-3,246, 60-3,248, 60-3,250, 60-3,252, 60-3,255, 60-3,256,
11 60-3,257, and 60-3,258, Reissue Revised Statutes of Nebraska, and
12 sections 60-3,128, 60-3,226, 60-3,232, 60-3,233, 60-3,237, 60-3,241,
13 60-3,243, 60-3,245, 60-3,247, 60-3,249, 60-3,251, 60-3,259, and 60-3,260,
14 Revised Statutes Cumulative Supplement, 2024.

15 **Sec. 77.** Since an emergency exists, this act takes effect when
16 passed and approved according to law.