

**ONE HUNDRED SEVENTH LEGISLATURE - SECOND SESSION - 2022**  
**COMMITTEE STATEMENT (CORRECTED)**  
**LB750**

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**Hearing Date:** Tuesday January 18, 2022  
**Committee On:** Transportation and Telecommunications  
**Introducer:** Friesen  
**One Liner:** Change provisions relating to transfer-on-death motor vehicle certificates of title, the Motor Vehicle Certificate of Title Act, the Motor Vehicle Registration Act, the Motor Vehicle Operator's License Act, and the International Fuel Tax Agreement Act

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**Roll Call Vote - Final Committee Action:**  
Advanced to General File with amendment(s)

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**Vote Results:**

**Aye:** 8 Senators Albrecht, Bostelman, Cavanaugh, M., DeBoer, Friesen, Geist, Hughes, Moser  
**Nay:**  
**Absent:**  
**Present Not Voting:**

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**Oral Testimony:**

<b>Proponents:</b> Senator Curt Friesen Rhonda Lahm	<b>Representing:</b> Introducer Director NDMV
<b>Opponents:</b>	<b>Representing:</b>
<b>Neutral:</b>	<b>Representing:</b>

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**Summary of purpose and/or changes:**

LB750 is a clean-up and statute harmonization bill for the Department of Motor Vehicles (DMV). It will allow for motorboats and UTV/ATV's to have a transfer-on-death designation of the certificate of title. (Section 1 - Page 2, Lines 3-11, 21-22, and 28).  
Outdated language is eliminated regarding statute dates of implementation.  
Allows for the issuance of previously salvaged titles to be initially issued if the vehicle has been properly inspected. (Section 3- Page 7, Lines 18-21).  
Allows the DMV to charge postage and handling fees for Historical and Choose Life Plates to harmonize with other specialty license plates that already have this authority. (Section 16 - Page 25, Lines 2-9) (Section 23 - Page 42, line 31 and Page 43, Lines 1-8).  
Authorizes Former Military Vehicles to tow designated trailers. (Section 20 - Page 37, Line 17-Page 38, Lines 4, 10- Page 39, Line 14).  
Defines a mobile driver's license (New Section 34- Page 51) and allows the DMV to accept a mobile driver's license from another state to waive certain testing requirements and to notify the issuing state to cancel the driver's license. (Section 37-Page 54, Lines 10-16 Lines 17-18 Lines 19-22) Section 42- Page 61, Lines 12-16, Lines 17-21, Lines 23-24, Lines

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25-28).

Eliminates the requirement to provide a driver's license manual to all persons who receive a DMV document and requires the manual to be published on the DMV website. (Page 51, Lines 16-21- Lines 22-26).

The eight hour driver improvement course requirement for individuals under 21 is revised to 4 hours to be consistent with individuals 21 and older. (Section 39- Page 59, Line 18).

Eliminates the obsolete requirement for the Nebraska Safety Center to provide a driver safety course in every county where one is not provided. (Section 40- Page 59, Lines 12-14).

Extends the validity of the learner's permit (LPE) from a term of 3 months to 6 months which accommodates the requirement for those individuals, who are obtaining a Provisional Operator's License, which requires 6 months of lawful driving with the LPE. (Section 38 - Page 58, Line 5).

Consistent with the modernization of Motor Carrier Services, the bill allows for registration periods for apportioned vehicles to be monthly, quarterly, or yearly and sets a date for delinquency. Language is harmonized to provide for a "registration period", rather than "registration year". (Page 10, Lines 3-11) (Section 18 - Pages 28, 30, 31, 33, 34).

Authorizes the Motor Carrier Services Division to charge fees for postage and handling apportioned plates and registrations. Fees are to be deposited to the Motor Carrier Services cash fund. (Section 19 - Page 35, Lines 20-24).

Clarifies that all fees, interest, and penalties from the International Fuel Tax Agreement are to be deposited to the Highway Trust Fund. (Section 48 - Page 64, Lines 226-29).

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### **Explanation of amendments:**

Summary Amended LB 750

The Committee considered and adopted an amendment which accomplishes the following:

The following legislative bills were added to the bill:

LB 913 (Bostelman) Change provisions related to construction of highways and roads

LB 1022 (Friesen) Change provisions relating to fees under the Motor Vehicle Operator's License Act

LB 1145 (Friesen) Change provisions relating to public information on motor vehicle accident reports

LB 1259 (Geist) Change provisions relating to issuance of new license plates and license plate fees

LB 1266 (Halloran) Change provisions related to operations of common carriers

Summary of bills amended to LB 750 by AM1966

LB 913 Summary:

Amends section 39-1320 to provide that the construction, reconstruction, relocation, improvement, and maintenance of highway approaches are deemed to be a state highway purpose. Section 39-1337 is amended to provide that the construction and maintenance of a highway approach damaged due to an extreme weather event or faulty engineering shall be the responsibility of the Department of Transportation. Any construction or repair of a highway approach shall be subject to the department's sufficiency rating system. "Extreme weather event" is defined as a weather event that generates extraordinary costs caused by such an event. LB 913 was amended by the Committee to define the term "faulty engineering" and to provide authority to the Department of Transportation that in the event of faulty engineering of a highway approach on the part of another entity the department may seek reimbursement from the responsible party.

LB 1022 Summary:

Modifies the distribution of fees for the 24/7 sobriety program permit established in 2021. The bill provides that the portion of the permit fee distributed to the county shall be distributed to the county which issued the permit, not the county of residence of the individual receiving the permit.

LB 1145 Summary:

Amends motor vehicle accident report requirements. Current law provides that motor vehicle accident reports when filed shall not disclose to the public the date of birth or operator's license number included on the report. As introduced the bill provides that for any accident report filed, the year of birth of the vehicle operator shall not be confidential and shall be

considered a public record. The Committee amended the bill to provide that nothing shall prohibit a law enforcement agency from disclosing the age of an operator included in any motor vehicle accident report.

LB 1259 Summary:

The bill provides that commencing January 1, 2023 new motor vehicle license plate issuance shall occur every 10 years rather than every 6 years. The bill also increases the issuance fee for new license plates and renewal tabs from not more than \$3.50 to not more than \$5.00 per plate. The Committee amended the bill to retain the current 6-year replacement cycle for license plates and to increase the per plate issuance fee from \$3.50 to not more than \$4.25.

LB 1266 Summary:

The bill amends section 75-126. The section prescribes a number of actions that regulated common carriers may not engage in. The section also sets forth an exception when a regulated common carrier may offer free or reduced rates. An additional exception is created. Individuals 65 years or older may receive free or reduced rates.

LB 913 Bostelman, Changes provisions relating to construction of highways and roads. Hearing 1/24/2022.

Mtn to include LB 913 (as amended with AM1825) as part of the committee amendment to LB 750. Vote results 8-0-0-0; Voting Aye: Sens Albrecht, Bostelman, Cavanaugh, DeBoer, Friesen, Geist, Hughes, Moser. February 15, 2022.

Testifiers at public hearing on January 24, 2022.

Support: Senator Bruce Bostelman, Introducer

Support: Jon Cannon, NACO

Support: Scott Huppert, Dodge County

Support: Justin Laudenklos, Colfax County

Support: Chris Rauner, Pawnee County

Support: Matt Schardt, Johnson County

Support: Mark Mainelli, Stanton, Platte County

Neutral: John Selmer, NE DOT

LB 1022 Friesen, Change provisions relating to fees under the Motor Vehicle Operator's License Act. Hearing 2/1/2022.

Mtn to include LB 1022 as part of the committee amendment to LB 750. Vote results 8-0-0-0; Voting Aye: Sens Albrecht, Bostelman, Cavanaugh, DeBoer, Friesen, Geist, Hughes, Moser. February 15, 2022.

Testifiers at public hearing on February 1, 2022.

Support: Senator Curt Friesen, Introducer

Support: Joseph Kohout, Lancaster County Board of Commissioners

Support: Rhonda Lahm, Director, NE DMV

Support: Jon Cannon, NACO

LB 1145 Friesen, Change provisions relating to public information on motor vehicle accident reports. Hearing date 2/14/2022.

Mtn to include LB 1145 (as amended with AM1864) as part of the committee amendment to LB 750. Vote results 8-0-0-0; Voting Aye: Sens Albrecht, Bostelman, Cavanaugh, DeBoer, Friesen, Geist, Hughes, Moser. February 15, 2022.

Testifiers at public hearing on February 14, 2022.

Support: Senator Friesen, Introducer

Support: Mikel Lauber, Media of Nebraska

LB 1259 Geist, Change provisions relating to issuance of new license plates and license plate fees. Hearing 2/1/2022.

Mtn to include LB 1259 (as amended with AM1793) as part of the committee amendment to LB 750. Vote results 8-0-0-0; Voting Aye: Sens Albrecht, Bostelman, Cavanaugh, DeBoer, Friesen, Geist, Hughes, Moser. February 14, 2022.

Testifiers at public hearing on February 1, 2022.

Support: Senator Suzanne Geist, Introducer

Support: Rhonda Lahm, Director, NE DMV  
Support: Scott Frakes, Director, NE Dept of Correctional Services  
Oppose: Jon Cannon, NACO

LB 1266 Halloran, Change provisions relating to operations of common carriers. Hearing date 2/14/2022.

Mtn to include LB 1266 as part of the committee amendment to LB 750. Vote results 8-0-0-0; Voting Aye: Sens Albrecht, Bostelman, Cavanaugh, DeBoer, Friesen, Geist, Hughes, Moser. February 15, 2022.

Testifiers at public hearing on February 14, 2022.

Support: Senator Steve Halloran, Introducer

Support: Dan Watermeier, NE PSC

Support: Julie Banks, self

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Curt Friesen, Chairperson