

LEGISLATURE OF NEBRASKA
ONE HUNDRED THIRD LEGISLATURE
FIRST SESSION
LEGISLATIVE BILL 445

Introduced by Karpisek, 32.

Read first time January 22, 2013

Committee: Transportation and Telecommunications

A BILL

1 FOR AN ACT relating to motor vehicles; to amend section 60-483,
2 Reissue Revised Statutes of Nebraska, and section
3 60-3,161, Revised Statutes Cumulative Supplement, 2012;
4 to change the amount and distribution of fees as
5 prescribed; to create a fund; to authorize the Department
6 of Motor Vehicles to purchase a vehicle titling and
7 registration computer system; and to repeal the original
8 sections.
9 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 60-3,161, Revised Statutes Cumulative
2 Supplement, 2012, is amended to read:

3 60-3,161 (1) The department shall keep a record of each
4 motor vehicle and trailer registered, alphabetically by name of the
5 owner, with cross reference in each instance to the registration
6 number assigned to such motor vehicle and trailer. The record may be
7 destroyed by any public officer having custody of it after three
8 years from the date of its issuance.

9 (2) The department shall issue a copy of the record of a
10 registered or titled motor vehicle or trailer to any person after
11 receiving from the person the name on the registration, the license
12 plate number, the vehicle identification number, or the title number
13 of a motor vehicle or trailer, if the person provides to the
14 department verification of identity and purpose pursuant to section
15 60-2906 or 60-2907. A fee of one dollar shall be charged for the
16 copy. An extract of the entire file of motor vehicles and trailers
17 registered or titled in the state or updates to the entire file may
18 be provided to a person upon payment of a fee of ~~eighteen-fifty~~
19 dollars per thousand records. Any-Each one-dollar fee and eighteen
20 dollars of each fifty-dollar fee received by the department pursuant
21 to this subsection shall be deposited into the Department of Motor
22 Vehicles Cash Fund. The remaining thirty-two dollars of each fifty-
23 dollar fee received by the department pursuant to this subsection
24 shall be deposited into the Electronic Titling and Registration Fund
25 until the balance of such fund reaches fifteen million dollars or

1 until the department purchases a vehicle titling and registration
2 computer system pursuant to section 3 of this act, whichever occurs
3 first, at which point the thirty-two dollars of each fifty-dollar fee
4 shall be deposited into the Department of Motor Vehicles Cash Fund.

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

1 department purchases a vehicle titling and registration computer
2 system pursuant to section 3 of this act, whichever occurs first, at
3 which point the thirty-two dollars of each fifty-dollar fee shall be
4 deposited into the Records Management Cash Fund and shall be
5 distributed as provided in any agreements between the State Records
6 Board and the department.

7 Sec. 2. Section 60-483, Reissue Revised Statutes of
8 Nebraska, is amended to read:

9 60-483 (1) The director shall assign a distinguishing
10 number to each operator's license issued and shall keep a record of
11 the same which shall be open to public inspection by any person
12 requesting inspection of such record who qualifies under section
13 60-2906 or 60-2907. Any person requesting such driver record
14 information shall furnish to the Department of Motor Vehicles (a)
15 verification of identity and purpose that the requester is entitled
16 under section 60-2906 or 60-2907 to disclosure of the personal
17 information in the record, (b) the name of the person whose record is
18 being requested, and (c) when the name alone is insufficient to
19 identify the correct record, the department may request additional
20 identifying information. The department shall, upon request of any
21 requester, furnish a certified abstract of the operating record of
22 any person, in either hard copy or electronically, and shall charge
23 the requester a fee of three dollars per abstract.

24 (2) The department shall remit any revenue generated
25 under subsections (1) through (5) of this section to the State

1 Treasurer, and the State Treasurer shall credit eight and one-third
2 percent to the Department of Motor Vehicles Cash Fund, fifty-eight
3 and one-third percent to the General Fund, and thirty-three and one-
4 third percent to the Records Management Cash Fund.

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

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

22 (5) The director may establish a monitoring service which
23 provides information on operating records that have changed due to
24 any adjudicated traffic citation or administrative action. The
25 director shall charge a fee of six cents per operating record

1 searched pursuant to this section and the fee provided in subsection
2 (1) of this section for each abstract returned as a result of the
3 search.

4 (6) Driver record header information, including name,
5 license number, date of birth, address, and physical description,
6 from every driver record maintained by the department may be made
7 available so long as the Uniform Motor Vehicle Records Disclosure Act
8 is not violated. Monthly updates, including all new records, may also
9 be made available. There shall be a fee of ~~eighteen-fifty~~ dollars per
10 thousand records. All fees-Eighteen dollars of each fifty-dollar fee
11 collected pursuant to this subsection shall be remitted to the State
12 Treasurer for credit to the Department of Motor Vehicles Cash Fund.
13 The remaining thirty-two dollars of each fifty-dollar fee collected
14 pursuant to this subsection shall be remitted to the State Treasurer
15 for credit to the Electronic Titling and Registration Fund until the
16 balance of such fund reaches fifteen million dollars or until the
17 department purchases a vehicle titling and registration computer
18 system pursuant to section 3 of this act, whichever occurs first, at
19 which point the thirty-two dollars of each fifty-dollar fee shall be
20 remitted to the State Treasurer for credit to the Department of Motor
21 Vehicles Cash Fund.

22 Sec. 3. The Electronic Titling and Registration Fund is
23 created. The fund shall be administered by the Department of Motor
24 Vehicles and shall consist of funds received pursuant to sections
25 60-3,161 and 60-483. The Department of Motor Vehicles shall use the

1 fund to pay for a vehicle titling and registration computer system.
2 Any money in the fund available for investment shall be invested by
3 the state investment officer pursuant to the Nebraska Capital
4 Expansion Act and the Nebraska State Funds Investment Act.

5 Sec. 4. Original section 60-483, Reissue Revised Statutes
6 of Nebraska, and section 60-3,161, Revised Statutes Cumulative
7 Supplement, 2012, are repealed.