

AMENDMENTS TO LB111

(Amendments to Standing Committee amendments, AM233)

Introduced by Larson, 40.

1 1. Strike the original amendments and insert the following new
2 amendment:

3 1. Strike the original sections and insert the following new
4 sections:

5 Section 1. Section 32-101, Revised Statutes Cumulative Supplement,
6 2014, is amended to read:

7 32-101 Sections 32-101 to 32-1551 and sections 16 and 32 of this act
8 shall be known and may be cited as the Election Act.

9 Sec. 2. Section 32-107, Reissue Revised Statutes of Nebraska, is
10 amended to read:

11 32-107 District shall mean a subdivision of the state or of a
12 county, city, village, or other political subdivision in which all
13 electors ~~registered voters~~ residing within the district are entitled to
14 participate in the election of any one or more candidates or in the
15 determination by election of any question or proposition.

16 Sec. 3. Section 32-108, Reissue Revised Statutes of Nebraska, is
17 amended to read:

18 32-108 Election shall mean any statewide or local primary, special,
19 joint, or general election at which electors ~~registered voters~~ of the
20 state or the political subdivision holding the election by ballot choose
21 public officials or decide any questions and propositions lawfully
22 submitted to them.

23 Sec. 4. Section 32-110.02, Reissue Revised Statutes of Nebraska, is
24 amended to read:

25 32-110.02 Government-issued photographic identification means:

26 (1) A motor vehicle operator's license or state identification card

1 issued under the Motor Vehicle Operator's License Act which is current
2 and valid at the time it is presented or which was current and valid on
3 the date of the most recent general election;

4 (2) A document issued by the United States which shows:

5 (a) The name of the individual to whom the document was issued and
6 the name conforms to the name in the voter's voter registration record;

7 (b) A photograph of the individual to whom the document was issued;
8 and

9 (c) An expiration date which is not passed or which passed after the
10 date of the most recent general election;

11 (3) A document issued by an official Indian tribe in the United
12 States which shows:

13 (a) The name of the individual to whom the document was issued; and

14 (b) A photograph of the individual to whom the document was issued;
15 or

16 (4) Any other document which:

17 (a) Is issued by a government entity;

18 (b) Has a photograph of the individual to whom the document was
19 issued; and

20 (c) Is approved pursuant to rules and regulations adopted and
21 promulgated by the Secretary of State.

22 ~~Government document means an identification document or other~~
23 ~~document issued by a federal, state, or local government agency that~~
24 ~~includes the name and address of the voter as they appear on his or her~~
25 ~~voter registration application, including those documents that~~
26 ~~acknowledge the person's civil or legal status or entitlement to a~~
27 ~~government service or program.~~

28 Sec. 5. Section 32-114, Reissue Revised Statutes of Nebraska, is
29 amended to read:

30 32-114 Precinct shall mean a defined area established in accordance
31 with by law within which all electors vote registered voters cast their

1 votes at one polling place. Precinct may include any ward or other
2 division of territory in any city or village when created and designated
3 by ordinance for election purposes.

4 Sec. 6. Section 32-115, Reissue Revised Statutes of Nebraska, is
5 amended to read:

6 32-115 Registered voter shall mean an elector who has a valid voter
7 registration record in the voter registration register prepared by ~~an~~
8 ~~file with~~ the election commissioner or county clerk in the county of his
9 or her residence.

10 Sec. 7. Section 32-221, Reissue Revised Statutes of Nebraska, is
11 amended to read:

12 32-221 (1) The election commissioner shall appoint precinct and
13 district inspectors, judges of election, and clerks of election to assist
14 the election commissioner in registering voters and conducting elections
15 on election day. In counties with a population of less than three hundred
16 thousand inhabitants, judges and clerks of election and inspectors shall
17 be appointed at least thirty days prior to the statewide primary
18 election, shall hold office for terms of two years or until their
19 successors are appointed and qualified for the next statewide primary
20 election, and shall serve at all elections in the county during their
21 terms of office. In counties with a population of three hundred thousand
22 or more inhabitants, judges and clerks of election shall be appointed at
23 least thirty days prior to the first election for which appointments are
24 necessary and shall serve for at least four elections.

25 (2) Judges and clerks of election may be selected at random from a
26 cross section of the population of the county. All qualified citizens
27 shall have the opportunity to be considered for service. All qualified
28 citizens shall fulfill their obligation to serve as judges or clerks of
29 election as prescribed by the election commissioner. No citizen shall be
30 excluded from service as a result of discrimination based upon race,
31 color, religion, sex, national origin, or economic status. No citizen

1 shall be excluded from service unless excused by reason of ill health or
2 other good and sufficient reason.

3 (3) All persons appointed shall be of good repute and character, be
4 able to read and write the English language, and except as otherwise
5 provided in subsection (5) of section 32-223, be registered voters in the
6 county. No candidate at an election shall be appointed as a judge or
7 clerk of election or inspector for such election other than a candidate
8 for delegate to a county, state, or national political party convention.

9 (4) If a vacancy occurs in the office of judge or clerk of election
10 or inspector, the election commissioner shall fill such vacancy in
11 accordance with section 32-223. If any judge or clerk of election or
12 inspector fails to appear at the hour appointed for the opening of the
13 polls, the remaining officers shall notify the election commissioner,
14 select a registered voter to serve in place of the absent officer if so
15 directed by the election commissioner, and proceed to conduct the
16 election. If the election commissioner finds that a judge or clerk of
17 election or inspector does not possess all the qualifications prescribed
18 in this section or if any judge or clerk of election or inspector is
19 guilty of neglecting the duties of the office or of any official
20 misconduct, the election commissioner shall remove the person and fill
21 the vacancy.

22 Sec. 8. Section 32-302, Reissue Revised Statutes of Nebraska, is
23 amended to read:

24 32-302 The office of the election commissioner or county clerk shall
25 remain open during the usual business days of the year for purposes of
26 general registration and revision and for the transaction of the business
27 of the office. Such registration and revision shall be carried on at all
28 times during the regular business hours of the office of the election
29 commissioner or county clerk ending at 6 p.m. on the second Friday
30 preceding any election and resuming on election day under section 16 of
31 this act. The election commissioner or county clerk may, during any of

1 the seven days immediately preceding the second Friday preceding any
2 election deadline for registration, cause his or her office to be open at
3 times in addition to the hours during which it is required by law to be
4 open in order for electors to register to vote. The office of the
5 election commissioner or county clerk shall be a designated voter
6 registration agency for purposes of section 7 of the National Voter
7 Registration Act of 1993, 42 U.S.C. 1973gg-5, as such section existed on
8 March 11, 2008.

9 Sec. 9. Section 32-306, Reissue Revised Statutes of Nebraska, is
10 amended to read:

11 32-306 Deputy registrars shall register voters in teams of at least
12 two deputies, one of whom is not a member of the same political party as
13 the other or others. The deputy registrars shall return the completed
14 registration applications to the office of the election commissioner or
15 county clerk of the county in which the registrations are to be effective
16 no later than the end of the next business day after the registrations
17 are taken. The election commissioner or county clerk shall mail an
18 acknowledgment of registration at least five days prior to the next
19 election to each person registered by a deputy registrar. Deputy
20 registrars shall not register voters after 6 p.m. on the third Friday
21 preceding any election. A registration application received after the
22 deadline shall not be processed by the election commissioner or county
23 clerk until after the election and shall be invalid if the elector
24 registers to vote on election day. This section shall not apply to
25 registration done by the employees of the election commissioner or county
26 clerk.

27 Sec. 10. Section 32-307, Reissue Revised Statutes of Nebraska, is
28 amended to read:

29 32-307 No materials advocating or advertising any political issue,
30 candidate, or party shall be displayed or distributed within fifty feet
31 of any voter registration site. No alcohol shall be served within fifty

1 feet of any voter registration site. The registration procedure shall be
2 conducted in a neutral manner and shall not be connected with anything
3 unrelated to the object of registering electors except as otherwise
4 provided in sections 32-308 to 32-310 and section 16 of this act.

5 Sec. 11. Section 32-308, Revised Statutes Cumulative Supplement,
6 2014, is amended to read:

7 32-308 (1) The Secretary of State and the Director of Motor Vehicles
8 shall enter into an agreement to match information in the computerized
9 statewide voter registration list with information in the data base of
10 the Department of Motor Vehicles to the extent required to enable each
11 such official to verify the accuracy of the information provided on
12 applications for voter registration. The Director of Motor Vehicles shall
13 enter into an agreement with the Commissioner of Social Security under
14 section 205(r)(8) of the federal Social Security Act, 42 U.S.C. 405(r)
15 (8), as such section existed on April 17, 2003, for purposes of the
16 Election Act.

17 (2) The Department of Motor Vehicles, with the assistance of the
18 Secretary of State, shall prescribe a voter registration application
19 which may be used to register to vote or change his or her address for
20 voting purposes at the same time an elector applies for an original or
21 renewal motor vehicle operator's license, an original or renewal state
22 identification card, or a replacement thereof. The voter registration
23 application shall contain the information required pursuant to section
24 32-312 and shall be designed so that it does not require the duplication
25 of information in the application for the motor vehicle operator's
26 license or state identification card, except that it may require a second
27 signature of the applicant. The department and the Secretary of State
28 shall make the voter registration application available to any person
29 applying for an operator's license or state identification card. The
30 application shall be completed at the office of the department by the
31 close of business on the third Friday preceding any election to be

1 registered to vote at such election. A registration application received
2 by the county treasurer or the department after the third Friday
3 preceding an election deadline shall not be processed by the election
4 commissioner or county clerk until after the election and shall be
5 invalid if the elector registers to vote on election day.

6 (3) The Department of Motor Vehicles, in conjunction with the
7 Secretary of State, shall develop a process to electronically transmit
8 voter registration application information received under subsection (2)
9 of this section to the election commissioner or county clerk of the
10 county in which the applicant resides within the time limits prescribed
11 in subsection (4) of this section. The Director of Motor Vehicles shall
12 designate an implementation date for the process which shall be on or
13 before January 1, 2016.

14 (4) The voter registration application information shall be
15 transmitted to the election commissioner or county clerk of the county in
16 which the applicant resides not later than ten days after receipt, except
17 that if the voter registration application information is received within
18 five days prior to the third Friday preceding any election, it shall be
19 transmitted not later than five days after its original submission. Any
20 information on whether an applicant registers or declines to register and
21 the location of the office at which he or she registers shall be
22 confidential and shall only be used for voter registration purposes.

23 (5) For each voter registration application for which information is
24 transmitted electronically pursuant to this section, the Secretary of
25 State shall obtain a copy of the electronic representation of the
26 applicant's signature from the Department of Motor Vehicles' records of
27 his or her motor vehicle operator's license or state identification card
28 for purposes of voter registration. Each voter registration application
29 electronically transmitted under this section shall include information
30 provided by the applicant that includes whether the applicant is a
31 citizen of the United States, whether the applicant is of sufficient age

1 to register to vote, the applicant's residence address, the applicant's
2 postal address if different from the residence address, the date of birth
3 of the applicant, the party affiliation of the applicant or an indication
4 that the applicant is not affiliated with any political party, the
5 applicant's motor vehicle operator's license number, the applicant's
6 previous registration location by city, county, or state, if applicable,
7 and the applicant's signature.

8 (6) State agency personnel involved in the voter registration
9 process pursuant to this section and section 32-309 shall not be
10 considered deputy registrars or agents or employees of the election
11 commissioner or county clerk.

12 Sec. 12. Section 32-310, Revised Statutes Cumulative Supplement,
13 2014, is amended to read:

14 32-310 (1) The State Department of Education and the Department of
15 Health and Human Services shall provide the opportunity to register to
16 vote at the time of application, review, or change of address for the
17 following programs, as applicable: (a) The Supplemental Nutrition
18 Assistance Program; (b) the medicaid program; (c) the WIC program as
19 defined in section 71-2225; (d) the aid to dependent children program;
20 (e) the vocational rehabilitation program; and (f) any other public
21 assistance program or program primarily for the purpose of providing
22 services to persons with disabilities. If the application, review, or
23 change of address is accomplished through an agent or contractor of the
24 department, the agent or contractor shall provide the opportunity to
25 register to vote. Any information on whether an applicant registers or
26 declines to register and the agency at which he or she registers shall be
27 confidential and shall only be used for voter registration purposes.

28 (2) The department, agent, or contractor shall make the mail-in
29 registration application described in section 32-320 available at the
30 time of application, review, or change of address and shall provide
31 assistance, if necessary, to the applicant in completing the application

1 to register to vote. The department shall retain records indicating
2 whether an applicant accepted or declined the opportunity to register to
3 vote.

4 (3) Department personnel, agents, and contractors involved in the
5 voter registration process pursuant to this section shall not be
6 considered deputy registrars or agents or employees of the election
7 commissioner or county clerk.

8 (4) The applicant may return the completed voter registration
9 application to the department, agent, or contractor or may personally
10 mail or deliver the application to the election commissioner or county
11 clerk as provided in section 32-321. If the applicant returns the
12 completed application to the department, agent, or contractor, the
13 department, agent, or contractor shall deliver the application to the
14 election commissioner or county clerk of the county in which the office
15 of the department, agent, or contractor is located not later than ten
16 days after receipt by the department, agent, or contractor, except that
17 if the application is returned to the department, agent, or contractor
18 within five days prior to the third Friday preceding any election, it
19 shall be delivered not later than five days after the date it is
20 returned. The election commissioner or county clerk shall, if necessary,
21 forward the application to the election commissioner or county clerk of
22 the county in which the applicant resides within such prescribed time
23 limits. The application shall be completed and returned to the
24 department, agency, or contractor by the close of business on the third
25 Friday preceding any election to be registered to vote at such election.
26 A registration application received by the department, agency, or
27 contractor after the third Friday preceding an election deadline shall
28 not be processed by the election commissioner or county clerk until after
29 the election and shall be invalid if the elector registers to vote on
30 election day.

31 (5) The departments shall adopt and promulgate rules and regulations

1 to ensure compliance with this section.

2 Sec. 13. Section 32-311, Revised Statutes Cumulative Supplement,
3 2014, is amended to read:

4 32-311 Any elector may personally apply to register to vote at (1)
5 the office of the election commissioner or county clerk, (2) a
6 registration site at which a deputy registrar is in attendance, (3) a
7 department listed in section 32-310 at the time of an application,
8 review, or change of address as provided in such section, ~~or~~ (4) the
9 Department of Motor Vehicles while applying for a motor vehicle
10 operator's license or state identification card as provided in section
11 32-308, or (5) his or her polling place in accordance with section 32 of
12 this act.

13 Sec. 14. Section 32-311.01, Reissue Revised Statutes of Nebraska, is
14 amended to read:

15 32-311.01 (1) The Secretary of State shall prescribe and distribute
16 a registration application which may be used statewide to register to
17 vote and update voter registration records. An applicant may use the
18 application to register to vote or to update his or her voter
19 registration record with changes in his or her personal information or
20 other information related to his or her eligibility to vote. An applicant
21 may submit the application in person, through a personal messenger or
22 personal agent, or by mail. Every election commissioner or county clerk
23 shall accept such an application for registration. If an applicant who is
24 eligible to register to vote submits the application in person at the
25 office of the election commissioner or county clerk, the information from
26 the application shall be entered into the voter registration register in
27 the presence of the applicant if possible.

28 (2) The application shall contain substantially all the information
29 provided in section 32-312 and the following informational statements:

30 (a) An applicant who is unable to sign his or her name may affix his
31 or her mark next to his or her name written on the signature line by some

1 other person;

2 (b) If the application is submitted by mail and the applicant is
3 registering in the state for the first time and has not previously voted
4 within the state, the applicant must submit with the application a copy
5 of a government-issued photographic identification ~~photo identification~~
6 ~~which is current and valid or a copy of a utility bill, bank statement,~~
7 ~~government check, paycheck, or other government document that is current~~
8 ~~and that shows the name and address of the applicant as they appear on~~
9 ~~the application~~ in order to avoid additional identification requirements
10 when voting for the first time if the voter votes early;

11 (c) An applicant may deliver the application to the office of the
12 election commissioner or county clerk in person, through a personal
13 messenger or personal agent, ~~or~~ by mail, or through his or her polling
14 place at the time he or she casts his or her ballot in accordance with
15 section 32 of this act;

16 (d) To vote at the polling place on election day, the completed
17 application must be:

18 (i) Delivered by the applicant in person to the office of the
19 election commissioner or county clerk on or before the second Friday
20 preceding the election as ~~deadline~~ prescribed in section 32-302;

21 (ii) Delivered by the applicant's personal messenger or personal
22 agent to the office of the election commissioner or county clerk on or
23 before the third Friday before the election; ~~or~~

24 (iii) Postmarked on or before the third Friday before the election
25 if the application is submitted by mail; or and

26 (iv) Delivered by the applicant in person to his or her polling
27 place at the time he or she casts his or her ballot on election day in
28 accordance with section 32 of this act; and

29 (e) The election commissioner or county clerk will, upon receipt of
30 the application for registration, send an acknowledgment of registration
31 to the applicant indicating whether the application is proper or not.

1 Sec. 15. Section 32-314, Reissue Revised Statutes of Nebraska, is
2 amended to read:

3 32-314 (1) Any person going into another territory or state and
4 registering to vote or voting in that territory or state shall lose his
5 or her eligibility to vote in this state. Any person going into another
6 county of this state and registering to vote or voting in that county
7 shall lose his or her eligibility to vote in the county where he or she
8 was registered.

9 (2) A registered voter who changes his or her residence in one
10 county to a residence address in a different county in the state shall
11 register again or update his or her voter registration record in order to
12 be eligible to vote.

13 (3) A registered voter who changes his or her name or residence
14 within the county and has retained legal residence in the county since
15 the date of his or her last registration shall register again or update
16 his or her voter registration record to avoid additional requirements at
17 the time of voting as provided in sections 32-914 and 32-915 and may be
18 entitled to vote pursuant to section 32-914.01, 32-914.02, or 32-915.

19 (4) A registered voter who wants to change his or her party
20 affiliation for purposes of a primary election shall complete a
21 registration application pursuant to section 32-312.04 and submit it to
22 the election commissioner or county clerk as provided in and prior to the
23 second Friday preceding the election as ~~deadline~~ prescribed by section
24 32-302 or prior to the deadline for applications mailed as prescribed by
25 section 32-321.

26 Sec. 16. An elector who has not registered to vote in his or her
27 county of residence may register to vote and vote on election day by
28 presenting his or her motor vehicle operator's license or state
29 identification card and completing a voter registration application at
30 his or her polling place as provided in section 32 of this act. The
31 office of the election commissioner or county clerk shall accept and

1 process such voter registration applications on the day of election and
2 shall resume general registration and revision on the day after an
3 election.

4 Sec. 17. Section 32-321, Revised Statutes Cumulative Supplement,
5 2014, is amended to read:

6 32-321 (1) Any elector may request a voter registration application
7 from the office of the Secretary of State or the election commissioner or
8 county clerk. The Secretary of State and the election commissioner or
9 county clerk shall make registration applications prescribed by the
10 Secretary of State available and may place the applications in public
11 places. The Secretary of State and the election commissioner or county
12 clerk may require that all unused applications be returned to his or her
13 office and may place reasonable limits on the amount of applications
14 requested.

15 (2) If an elector returns the completed application to the office of
16 the Secretary of State or submits an application to the Secretary of
17 State pursuant to section 32-304, the office shall deliver the
18 application to the election commissioner or county clerk of the county in
19 which the elector resides not later than ten days after receipt by the
20 office, except that if the application is returned to the office or
21 submitted pursuant to section 32-304 within five days prior to the third
22 Friday preceding any election, it shall be delivered not later than five
23 days after the date it is returned. The deadline for returning a
24 completed application to the office of the Secretary of State or
25 submitting an application pursuant to section 32-304 is the close of
26 business on the third Friday preceding an election to be registered to
27 vote at such election. A registration application received after the
28 deadline shall not be processed by the election commissioner or county
29 clerk until after the election and shall be invalid if the elector
30 registers to vote on election day. The office of the Secretary of State
31 shall be a designated voter registration agency for purposes of section 7

1 of the National Voter Registration Act of 1993, 42 U.S.C. 1973gg-5, as
2 such section existed on March 11, 2008.

3 (3) If an elector mails the registration application to the election
4 commissioner or county clerk:

5 (a)(i) The application shall be postmarked on or before the third
6 Friday before the next election; or

7 (ii) The application shall be received not later than the second
8 Tuesday before the next election if the postmark is unreadable; and

9 (b) The application shall be processed by the election office as a
10 proper registration for the voter to be entitled to vote on the day of
11 the next election.

12 (4) If the registration application arrives through the mail, in
13 person, or by agent after the applicable registration deadline, the
14 application shall not be processed until after the election and shall be
15 invalid if the elector registers to vote on election day. Written notice
16 shall be given to any applicant whose registration application failed to
17 meet the registration deadline or was found to be incorrect or incomplete
18 and shall state the specific reason for rejection. If the application is
19 incomplete, the election commissioner or county clerk shall notify the
20 applicant of the failure to provide the required information, including
21 failure to provide a government-issued photographic identification if
22 required, and provide the applicant with the opportunity to submit such
23 an identification document as described in section 32-318.01 prior to the
24 deadline for voter registration or to complete and submit a corrected
25 registration application in a timely manner to allow for the proper
26 registration of the applicant prior to the next election. The notice
27 shall include a statement that the elector can register and vote on
28 election day at his or her polling place subject to additional procedures
29 in accordance with section 32 of this act. All postage costs related to
30 returning registration applications to the election commissioner or
31 county clerk shall be paid by the registrant.

1 Sec. 18. Section 32-325, Revised Statutes Cumulative Supplement,
2 2014, is amended to read:

3 32-325 (1) A registration application completed and signed by a
4 registered voter seeking to update his or her voter registration record
5 shall be completed in person at or delivered or mailed to the office of
6 the election commissioner or county clerk or submitted pursuant to
7 section 32-304 to the Secretary of State. To avoid additional
8 requirements at the polling place pursuant to section 32-914.01,
9 32-914.02, or 32-915 or section 32 of this act, an application to update
10 a voter registration record must be:

11 (a) ~~Completed at or delivered to by the applicant in person at the~~
12 office of the election commissioner or county clerk by the applicant in
13 person on or before the second Friday preceding the election as deadline
14 prescribed in section 32-302; or

15 (b) Mailed to the office of the election commissioner or county
16 clerk, delivered ~~Delivered~~ by a personal messenger or personal agent, or
17 submitted pursuant to section 32-304, ~~or mailed~~ so that it is received by
18 the election commissioner or county clerk on or before the deadline
19 prescribed in section 32-321.

20 (2) After verifying the signature on the previous registration of
21 the registered voter, the election commissioner or county clerk shall
22 make the change of name, party affiliation, or address on all pertinent
23 election records. The election commissioner or county clerk shall send an
24 acknowledgment card to the registered voter indicating that the change of
25 registration has been completed and shall include the address of the
26 registered voter's new polling place.

27 Sec. 19. Section 32-807, Reissue Revised Statutes of Nebraska, is
28 amended to read:

29 32-807 The election commissioner, county clerk, or city or village
30 clerk shall print and deliver to each precinct or district in the county,
31 city, or village an approximate number of ballots based upon what would

1 appear sufficient at the time the ballots are to be printed. Such totals
2 shall take into consideration election day voter registration, increases
3 in voter registration, early voting, annexations, changes in boundaries,
4 spoiled ballots, and any other factor that may influence the total number
5 of ballots needed. Additional ballots shall be printed to meet any
6 contingency in order to provide a sufficient number of ballots for each
7 precinct or district in the county, city, or village.

8 Sec. 20. Section 32-813, Reissue Revised Statutes of Nebraska, is
9 amended to read:

10 32-813 (1) The names of all candidates and all proposals to be voted
11 upon at the general election shall be arranged upon the ballot in parts
12 separated from each other by bold lines in the order the offices and
13 proposals are set forth in this section. If any office is not subject to
14 the upcoming election, the office shall be omitted from the ballot and
15 the remaining offices shall move up so that the same relative order is
16 preserved. The order of any offices may be altered to allow for the best
17 utilization of ballot space in order to avoid printing a second ballot
18 when one ballot would be sufficient if an optical-scan ballot is used.
19 All proposals on the ballot shall remain separate from the offices, and
20 the proposals shall follow all offices on the ballot.

21 (2)(a) If the election is in a year in which a President of the
22 United States is to be elected, the names and spaces for voting for
23 candidates for President and Vice President shall be entitled
24 Presidential Ticket in boldface type.

25 (b) The names of candidates for President and Vice President for
26 each political party shall be grouped together, and each group shall be
27 enclosed with brackets with the political party name next to the brackets
28 and one square or oval opposite the names in which the elector voter
29 indicates his or her choice.

30 (c) The names of candidates for President and Vice President who
31 have successfully petitioned on the ballot for the general election shall

1 be grouped together with the candidates appearing on the same petition
2 being grouped together, and each group shall be enclosed with brackets
3 with the words "By Petition" next to the brackets and one square or oval
4 opposite the names in which the elector ~~voter~~ indicates his or her
5 choice.

6 (d) Beneath the names of the candidates for President and Vice
7 President certified by the officers of the national political party
8 conventions pursuant to section 32-712 and beneath the names of all
9 candidates for President and Vice President placed on the general
10 election ballot by petition, two write-in lines shall be provided in
11 which the elector ~~voter~~ may fill in the names of the candidates of his or
12 her choice. The lines shall be enclosed with brackets with one square or
13 oval opposite the names in which the elector ~~voter~~ indicates his or her
14 choice. The name appearing on the top line shall be considered to be the
15 candidate for President, and the name appearing on the second line shall
16 be considered to be the candidate for Vice President.

17 (3) The names and spaces for voting for candidates for United States
18 Senator if any are to be elected shall be entitled United States
19 Senatorial Ticket in boldface type.

20 (4) The names and spaces for voting for candidates for
21 Representatives in Congress shall be entitled Congressional Ticket in
22 boldface type. Above the candidates' names, the office shall be
23 designated For Representative in Congress District.

24 (5) The names and spaces for voting for candidates for the various
25 state officers shall be entitled State Ticket in boldface type. Each set
26 of candidates shall be separated by lines across the column, and above
27 each set of candidates shall be designated the office for which they are
28 candidates, arranged in the order prescribed by the Secretary of State.
29 The candidates for Governor of each political party receiving the highest
30 number of votes in the primary election shall be grouped together with
31 their respective candidates for Lieutenant Governor. Each group shall be

1 enclosed with brackets with the political party name next to the brackets
2 and one square or oval opposite the names in which the elector ~~voter~~
3 indicates his or her choice for Governor and Lieutenant Governor jointly.
4 The candidates for Governor and Lieutenant Governor who have successfully
5 petitioned on the general election ballot shall be grouped together with
6 the candidates appearing on the same petition being grouped together.
7 Each group shall be enclosed with brackets with the words "By Petition"
8 next to the brackets and one square or oval opposite the names in which
9 the elector ~~voter~~ indicates his or her choice for Governor and Lieutenant
10 Governor jointly. Beneath the names of the candidates for Governor
11 nominated at a primary election by political party and their respective
12 candidates for Lieutenant Governor and beneath the names of all
13 candidates for Governor and Lieutenant Governor placed on the general
14 election ballot by petition, one write-in line shall be provided in which
15 the elector ~~registered voter~~ may fill in the name of the candidate for
16 Governor of his or her choice and one square or oval opposite the line in
17 which the elector ~~voter~~ indicates his or her choice for Governor.

18 (6) The names and spaces for voting for nonpartisan candidates shall
19 be entitled Nonpartisan Ticket in boldface type. The names of all
20 nonpartisan candidates shall appear in the order listed in this
21 subsection, except that when using an optical-scan ballot, the order of
22 offices may be altered to allow for the best utilization of ballot space
23 to avoid printing a second ballot when one ballot would be sufficient:

- 24 (a) Legislature;
- 25 (b) State Board of Education;
- 26 (c) Board of Regents of the University of Nebraska;
- 27 (d) Chief Justice of the Supreme Court;
- 28 (e) Judge of the Supreme Court;
- 29 (f) Judge of the Court of Appeals;
- 30 (g) Judge of the Nebraska Workers' Compensation Court;
- 31 (h) Judge of the District Court;

- 1 (i) Judge of the Separate Juvenile Court;
- 2 (j) Judge of the County Court; and
- 3 (k) County officers in the order prescribed by the election
- 4 commissioner or county clerk.

5 (7) The names and spaces for voting for the various county offices
6 and for measures submitted to the county vote only or in only a part of
7 the county shall be entitled County Ticket in boldface type. If the
8 election commissioner or county clerk deems it advisable, the measures
9 may be submitted on a separate ballot if using a paper ballot or on
10 either side of an optical-scan ballot if the ballot is placed in a ballot
11 envelope or sleeve before being deposited in a ballot box.

12 (8) The candidates for office in the precinct only or in the city or
13 village only shall be printed on the ballot, except that if the election
14 commissioner or county clerk deems it advisable, candidates for these
15 offices may be submitted on a separate ballot if using a paper ballot or
16 on either side of an optical-scan ballot if the ballot is placed in a
17 ballot envelope or sleeve before being deposited in a ballot box.

18 (9) All proposals submitted by initiative or referendum and
19 proposals for constitutional amendments shall be placed on a separate
20 ballot when a paper ballot is used which requires that the ballot after
21 being voted be folded before being deposited in a ballot box. When an
22 optical-scan ballot is used which requires a ballot envelope or sleeve in
23 which the ballot after being voted is placed before being deposited in a
24 ballot box, initiative or referendum proposals and proposals for
25 constitutional amendments may be placed on either side of the ballot,
26 shall be separated by a bold line, and shall follow all other offices
27 placed on the same side of the ballot. Initiative or referendum proposals
28 and constitutional amendments so arranged shall constitute a separate
29 ballot. Proposals for constitutional amendments proposed by the
30 Legislature shall be placed on the ballot as provided in sections 49-201
31 to 49-211.

1 Sec. 21. Section 32-816, Revised Statutes Cumulative Supplement,
2 2014, is amended to read:

3 32-816 (1) A blank space shall be provided at the end of each office
4 division on the ballot for electors ~~registered voters~~ to fill in the name
5 of any person for whom they wish to vote and whose name is not printed
6 upon the ballot, except that at the primary election there shall be no
7 write-in space for delegates to the county political party convention or
8 delegates to the national political party convention. A square or oval
9 shall be printed opposite each write-in space similar to the square or
10 oval placed opposite other candidates and issues on the ballot. The
11 square or oval shall be marked to vote for a write-in candidate whose
12 name appears in the write-in space provided.

13 (2) The Secretary of State shall approve write-in space for optical-
14 scan ballots and electronic voting systems. Adequate provision shall be
15 made for write-in votes sufficient to allow one write-in space for each
16 office to be elected at any election except offices for which write-in
17 votes are specifically prohibited. The write-in ballot shall clearly
18 identify the office for which such write-in vote is cast. The write-in
19 space shall be a part of the official ballot, may be on the envelope or a
20 separate piece of paper from the printed portion of the ballot, and shall
21 allow the voter adequate space to fill in the name of the candidate for
22 whom he or she desires to cast his or her ballot.

23 Sec. 22. Section 32-901, Reissue Revised Statutes of Nebraska, is
24 amended to read:

25 32-901 (1) To vote for a candidate or on a ballot question using a
26 paper ballot that is to be manually counted, the elector ~~registered voter~~
27 shall make a cross or other clear, discernable mark in the square
28 opposite the name of every candidate, including write-in candidates, for
29 whom he or she desires to vote and, in the case of a ballot question,
30 opposite the answer he or she wishes to give. Making a cross or other
31 clear, discernable mark in the square constitutes a valid vote.

1 (2) To vote for a candidate or on a ballot question using a ballot
2 that is to be counted by optical scanner, the elector ~~registered voter~~
3 shall fill in the oval or other space provided opposite the name of every
4 candidate, including write-in candidates, for whom he or she desires to
5 vote and, in the case of a ballot question, opposite the answer he or she
6 wishes to give. A mark in the oval or provided space that is discernable
7 by the scanner constitutes a valid vote.

8 (3) To vote for a candidate or on a ballot question using an
9 electronic voting system, the elector ~~registered voter~~ shall follow the
10 instructions for using the electronic voting system to cause a mark to be
11 recorded opposite the candidate or ballot question response for which the
12 voter wishes to vote. Causing such mark to be recorded constitutes a
13 valid vote.

14 Sec. 23. Section 32-902, Revised Statutes Cumulative Supplement,
15 2014, is amended to read:

16 32-902 (1) The election commissioner or county clerk shall cause
17 instructions for the guidance of electors ~~registered voters~~ in preparing
18 their ballots to be printed in large, clear type on cards in English. He
19 or she shall furnish at least five such cards to each polling place in
20 each precinct at the same time and in the same manner as the printed
21 ballots. The judges or clerks of election shall post such cards in each
22 voting booth on the day of election. The card shall contain full
23 instructions on preparing and casting ballots, including how to cast a
24 write-in vote. The form and contents of the cards shall be approved by
25 the Secretary of State.

26 (2) The election commissioner or county clerk shall cause voting
27 information to be posted in each polling place on the day of election.
28 The voting information shall include the following information as
29 approved by the Secretary of State:

30 (a) Information regarding the date of the election and the hours
31 during which polling places will be open;

1 (b) Instructions for voters who registered to vote pursuant to
2 section 32-304 or by mail and first-time voters and for voters to present
3 identification or vote a provisional ballot;

4 (c) Instructions for electors registering to vote on election day;

5 (d e) General information on voting rights under applicable federal
6 and state laws, including information on the right of an individual to
7 cast a provisional ballot and instructions on how to contact the
8 appropriate officials if these rights are alleged to have been violated;
9 and

10 (e d) General information on federal and state laws regarding
11 prohibitions on acts of fraud and misrepresentation.

12 Sec. 24. Section 32-904, Reissue Revised Statutes of Nebraska, is
13 amended to read:

14 32-904 The election commissioner or county clerk shall designate the
15 polling places for each precinct at which the electors ~~registered voters~~
16 of the precinct will cast their votes. Polling places representing
17 different precincts may be combined at a single location when potential
18 sites cannot be found, contracts for utilizing polling sites cannot be
19 obtained, or a potential site is not accessible to handicapped persons.
20 When combining polling places at a single site for an election other than
21 a special election, the election commissioner or county clerk shall
22 clearly separate the polling places from each other and maintain separate
23 receiving boards. When combining polling places at a single site for a
24 special election, the election commissioner or county clerk may combine
25 the polling places and receiving boards. Polling places shall not be
26 changed between the statewide primary and general elections unless the
27 election commissioner or county clerk has been authorized to make such
28 change by the Secretary of State. If changes are authorized, the election
29 commissioner or county clerk shall notify each state and local candidate
30 affected by the change. Notwithstanding any other provision of the
31 Election Act, the Secretary of State may adopt and promulgate rules and

1 regulations, with the consent of the appropriate election commissioner or
2 county clerk, for the establishment of polling places which may be used
3 for voting pursuant to section 32-1041 for the twenty days preceding the
4 day of election. Such polling places shall be in addition to the office
5 of the election commissioner or county clerk and the polling places
6 otherwise established pursuant to this section.

7 Sec. 25. Section 32-906, Reissue Revised Statutes of Nebraska, is
8 amended to read:

9 32-906 (1) The election commissioner or county clerk shall provide
10 each polling place with ballot boxes, ballot box locks and keys, and a
11 sufficient number of voting booths furnished with supplies and
12 conveniences to enable each elector ~~registered voter~~ to prepare his or
13 her ballot for voting and to secretly mark his or her ballot. One voting
14 booth shall be provided for approximately every one hundred registered
15 voters in the precinct. The election commissioner or county clerk may
16 increase or decrease the number of voting booths to accommodate the
17 expected voter turnout of any election other than a statewide election.

18 (2) When there is no structure within the precinct suitable for use
19 as a polling place, the election commissioner or county clerk may
20 designate a polling place outside the precinct and convenient thereto
21 which shall be provided with voting booths furnished with supplies and
22 conveniences as are other polling places.

23 (3) Standards for polling places shall include any applicable
24 standards developed under sections 81-5,147 and 81-5,148.

25 Sec. 26. Section 32-907, Reissue Revised Statutes of Nebraska, is
26 amended to read:

27 32-907 All polling places shall be accessible to all electors
28 ~~registered voters~~ and shall be in compliance with the federal Americans
29 with Disabilities Act of 1990, as amended. All polling places shall be
30 modified or relocated to architecturally barrier-free buildings to
31 provide unobstructed access to such polling places by people with

1 physical limitations. At least one voting booth shall be so constructed
2 as to provide easy access for people with limitations and shall
3 accommodate a wheelchair. The modifications required by this section may
4 be of a temporary nature to provide such unobstructed access only on
5 election day.

6 Sec. 27. Section 32-910, Reissue Revised Statutes of Nebraska, is
7 amended to read:

8 32-910 Any judge or clerk of election, precinct or district
9 inspector, sheriff, or other peace officer shall clear the passageways
10 and prevent obstruction of the doors or entries and provide free ingress
11 to and egress from the polling place or building and shall arrest any
12 person obstructing such passageways. Other than an elector ~~a registered~~
13 ~~voter~~ engaged in receiving, preparing, or marking a ballot, an election
14 commissioner, a county clerk, a precinct inspector, a district inspector,
15 a judge of election, a clerk of election, or a member of a counting
16 board, no person shall be permitted to be within eight feet of the ballot
17 boxes or within eight feet of any ballots being counted by a counting
18 board.

19 Sec. 28. Section 32-912, Reissue Revised Statutes of Nebraska, is
20 amended to read:

21 32-912 (1) Any elector ~~registered voter~~ desiring to vote in a
22 primary election held under the Election Act shall be entitled to
23 participate in such primary election upon presenting himself or herself
24 at the polling place for his or her residence. A registered voter who is
25 affiliated with a political party shall receive from the receiving board
26 all nonpartisan ballots and the partisan ballot of the political party
27 indicated on his or her voter registration. Except as provided in
28 subsections (2) and (3) of this section, a registered voter who is not
29 affiliated with any political party shall receive only nonpartisan
30 ballots at a primary election. An elector who registers to vote under
31 section 16 of this act shall receive (a) nonpartisan ballots, (b) if he

1 or she designates a political party affiliation on his or her voter
2 registration application, the partisan ballots of that party, and (c) if
3 no political party affiliation is designated, partisan ballots as allowed
4 under subsections (2) and (3) of this section.

5 (2) Any political party may allow registered voters or electors
6 registering to vote under section 16 of this act who are not affiliated
7 with a political party to vote in the primary election for any elective
8 office for which the party has candidates except for the office of
9 delegate to the party's county, state, or national convention. Any
10 political party desiring to permit such registered voters or electors to
11 vote for candidates of that party in the primary election shall file a
12 letter stating that the governing body of the political party has adopted
13 a rule allowing registered voters or electors who are not affiliated with
14 a political party to vote in the primary election for candidates of that
15 party. The letter and copy of the adopted rule shall be filed with the
16 Secretary of State at least sixty days before the primary election. The
17 Secretary of State shall notify the appropriate election commissioners
18 and county clerks in writing that the political party filing the letter
19 will allow registered voters or electors who are not affiliated with a
20 political party to vote in the primary election for candidates of that
21 party. Once filed, the rule allowing such voters or electors to vote in
22 such primary election shall be irrevocable and shall apply only to the
23 primary election immediately following the adoption of the rule.

24 (3) A registered voter or elector registering to vote under section
25 16 of this act who is not affiliated with a political party and who
26 desires to vote in the primary election for the office of United States
27 Senator or United States Representative may request a partisan ballot for
28 either or both of such offices from any political party. The election
29 commissioner or county clerk shall post a notice in a conspicuous
30 location, easily visible and readable by voters prior to approaching the
31 receiving board, that a registered voter or elector who is not affiliated

1 with a political party may request such ballots. No such registered voter
2 or elector shall receive more than one such partisan ballot.

3 (4) The registered voters and electors registering to vote under
4 section 16 of this act residing in a political subdivision may cast their
5 ballots for candidates for the offices in that subdivision and for issues
6 proposed for that subdivision, except that when officers are to be
7 nominated or elected from a subdistrict of the political subdivision, the
8 registered voters and electors residing in the subdistrict may only vote
9 for candidates from the subdistrict and for candidates for officers to be
10 elected at large from the whole political subdivision.

11 Sec. 29. Section 32-913, Reissue Revised Statutes of Nebraska, is
12 amended to read:

13 32-913 (1) The election commissioner or county clerk shall provide
14 each precinct with a list of all physical addresses in the precinct and
15 the corresponding ballot style for each address if there is more than one
16 ballot style in the precinct.

17 (2) The clerks of election shall have a list of registered voters of
18 the precinct and a sign-in register at the polling place on election day.
19 The list of registered voters shall be used for guidance on election day
20 and may be in the form of a computerized, typed, or handwritten list or
21 precinct registration cards. Registered voters or electors of the
22 precinct shall place and record their signature in the sign-in register
23 before receiving any ballot. The list of registered voters and the sign-
24 in register may be combined into one document at the discretion of the
25 election commissioner or county clerk. If a combined document is used, a
26 clerk of election may list the names of the registered voters or electors
27 in a separate book in the order in which they voted.

28 (3 2) Within twenty-four hours after the polls close in the
29 precinct, the precinct inspector or one of the judges of election shall
30 deliver the precinct list of registered voters and the precinct sign-in
31 register to the election commissioner or county clerk. The election

1 commissioner or county clerk shall file and preserve the list and
2 register. No member of a receiving board who has custody or charge of the
3 precinct list of registered voters and the precinct sign-in register
4 shall permit the list or register to leave his or her possession from the
5 time of receipt until he or she delivers them to another member of the
6 receiving board or to the precinct inspector or judge of election for
7 delivery to the election commissioner or county clerk.

8 Sec. 30. Section 32-914, Reissue Revised Statutes of Nebraska, is
9 amended to read:

10 32-914 (1) Official ballots shall be used at all elections. No
11 person shall receive a ballot or be entitled to vote unless and until he
12 or she is registered as a voter except as provided in section 32-914.01,
13 32-914.02, 32-915, 32-915.01, or 32-936 or section 32 of this act.

14 (2) Except as otherwise specifically provided, no ballot shall be
15 handed to any voter at any election until:

16 (a) He or she announces his or her name and address to the clerk of
17 election;

18 (b) The clerk has found that he or she is a registered voter at the
19 address as shown by the precinct list of registered voters unless
20 otherwise entitled to vote in the precinct under section 32-328,
21 32-914.01, 32-914.02, 32-915, or 32-915.01 or section 32 of this act;

22 (c)(i) Except as otherwise provided in subdivision (ii) or (iii) of
23 this subdivision, the (c) The voter has presented a government-issued
24 photographic identification which is current and valid at the time of the
25 election, or a copy of a utility bill, bank statement, paycheck,
26 government check, or other government document which is current at the
27 time of the election and which shows the same name and residence address
28 of the voter that is on the precinct list of registered voters, if the
29 voter registered by mail after January 1, 2003, and has not previously
30 voted in an election for a federal office within the county and a
31 notation appears on the precinct list of registered voters that the voter

1 ~~has not previously presented identification to the election commissioner~~
2 ~~or county clerk;~~

3 (ii) A registered voter who does not present a government-issued
4 photographic identification may receive a ballot under this section if
5 the voter presents a voter registration identification card issued by the
6 election commissioner or county clerk; or

7 (iii) If a registered voter does not comply with subdivision (i) or
8 (ii) of this subdivision, the registered voter shall vote a provisional
9 ballot pursuant to section 32-915;

10 (d) As instructed by the clerk of election, the registered voter or
11 elector has personally written his or her name (i) in the precinct sign-
12 in register on the appropriate line which follows the last signature of
13 any previous voter or (ii) in the combined document containing the
14 precinct list of registered voters and the sign-in register; and

15 (e) The clerk has listed on the precinct list of registered voters
16 the corresponding line number and name of the registered voter or elector
17 or has listed the name of the voter in a separate book as provided in
18 section 32-913.

19 Sec. 31. Section 32-915, Revised Statutes Cumulative Supplement,
20 2014, is amended to read:

21 32-915 (1) A person who is a registered voter in the precinct in
22 which he or she resides and whose name either does not appear on the
23 precinct list of registered voters at the polling place for the precinct
24 in which he or she resides, whose name appears on the precinct list of
25 registered voters at the polling place for the precinct in which he or
26 she resides at a different residence address as described in section
27 32-914.02, or whose name appears with a notation that he or she received
28 a ballot for early voting, or does not comply with subdivision (2)(c)(i)
29 or (ii) of section 32-914 may vote a provisional ballot if he or she:

30 (a) Claims that he or she is a registered voter who has continuously
31 resided in the county in which the precinct is located since registering

1 to vote;

2 (b) Is not entitled to vote under section 32-914.01 or 32-914.02;

3 (c) Has not registered to vote or voted in any other county since
4 registering to vote in the county in which the precinct is located;

5 (d) Has appeared to vote at the polling place for the precinct to
6 which the person would be assigned based on his or her residence address;
7 and

8 (e) Completes and signs a registration application before voting.

9 ~~(2) A voter whose name appears on the precinct list of registered~~
10 ~~voters for the polling place with a notation that the voter is required~~
11 ~~to present identification pursuant to section 32-318.01 but fails to~~
12 ~~present identification may vote a provisional ballot if he or she~~
13 ~~completes and signs a registration application before voting.~~

14 (2 3) Each person voting by provisional ballot shall enclose his or
15 her ballot in an envelope marked Provisional Ballot and shall, by signing
16 the certification on the front of the envelope or a separate form
17 attached to the envelope, certify to the following facts:

18 (a) I am a registered voter in County;

19 (b) My name or address did not correctly appear on the precinct list
20 of registered voters without a notation or I have not presented a
21 government-issued photographic identification;

22 (c) I registered to vote on or about this date

23 (d) I registered to vote

24 in person at the election office or a voter registration site,

25 by mail,

26 by using the Secretary of State's web site,

27 through the Department of Motor Vehicles,

28 on a form through another state agency,

29 in some other way;

30 (e) I have not resided outside of this county or voted outside of
31 this county since registering to vote in this county;

1 (f) My current address is shown on the registration application
2 completed as a requirement for voting by provisional ballot; and

3 (g) I am eligible to vote in this election and I have not voted and
4 will not vote in this election except by this ballot.

5 (3 4) The voter shall sign the certification under penalty of
6 election falsification. The following statements shall be on the front of
7 the envelope or on the attached form: By signing the front of this
8 envelope or the attached form you are certifying to the information
9 contained on this envelope or the attached form under penalty of election
10 falsification. Election falsification is a Class IV felony and may be
11 punished by up to five years imprisonment, a fine of up to ten thousand
12 dollars, or both.

13 (4 5) If the person's name does not appear on the precinct list of
14 registered voters for the polling place and the judge or clerk of
15 election determines that the person's residence address is located in
16 another precinct within the same county, the judge or clerk of election
17 shall direct the person to his or her correct polling place to vote.

18 Sec. 32. If an elector is not registered to vote in the county of
19 his or her place of residence, he or she is entitled to vote on election
20 day upon presenting his or her motor vehicle operator's license or state
21 identification card and completing and signing a voter registration
22 application as provided in section 16 of this act at his or her polling
23 place. If the election is conducted by mail as provided in sections
24 32-953 to 32-959, the elector shall register to vote and vote at the
25 office of the election commissioner or county clerk.

26 Sec. 33. Section 32-916, Reissue Revised Statutes of Nebraska, is
27 amended to read:

28 32-916 (1) Two judges of election or a precinct inspector and a
29 judge of election shall affix their initials to the official ballots. The
30 judge of election shall deliver a ballot to each registered voter or
31 elector after complying with section 32-914.

1 (2) After voting the ballot, the registered voter or elector shall,
2 as directed by the judge of election, fold his or her ballot or place the
3 ballot in the ballot envelope or sleeve so as to conceal the voting marks
4 and to expose the initials affixed on the ballot. The registered voter or
5 elector shall, without delay and without exposing the voting marks upon
6 the ballot, deliver the ballot to the judge of election before leaving
7 the enclosure in which the voting booths are placed.

8 (3) The judge of election shall, without exposing the voting marks
9 on the ballot, approve the exposed initials upon the ballot and deposit
10 the ballot in the ballot box in the presence of the registered voter or
11 elector. No judge of election shall deposit any ballot in a ballot box
12 unless the ballot has been identified as having the appropriate initials.
13 Any ballot not properly identified shall be rejected in the presence of
14 the voter, the judge of election shall make a notation on the ballot
15 Rejected, not properly identified, and another ballot shall be issued to
16 the voter and the voter shall then be permitted to cast his or her
17 ballot. If the ballot is in order, the judge shall deposit the ballot in
18 the ballot box in the presence of the voter and the voter shall promptly
19 leave the polling place. The judges of election shall maintain the
20 secrecy of the rejected ballots and shall cause the rejected ballots to
21 be made up in a sealed packet. The judges of election shall endorse the
22 packet with the words Rejected Ballots and the designation of the
23 precinct. The judges of election shall sign the endorsement label and
24 shall return the packet to the election commissioner or county clerk with
25 a statement by the judges of election showing the number of ballots
26 rejected.

27 (4) Upon receiving a provisional ballot as provided in section
28 32-915, the judge of election shall give the voter written information
29 that states that the voter may determine if his or her vote was counted
30 and, if not, the reason that the vote was not counted by accessing the
31 system created pursuant to section 32-202 and the judge of election shall

1 ensure that the appropriate information is on the outside of the envelope
2 in which the ballot is enclosed or attached to the envelope, attach the
3 statement required by section 32-915 if not contained on the envelope,
4 and place the entire envelope into the ballot box. Upon receiving a
5 provisional ballot as provided in section 32-915.01, the judge of
6 election shall comply with the requirements for a provisional ballot
7 under this subsection, except that a provisional ballot cast pursuant to
8 section 32-915.01 shall be kept separate from the other ballots cast at
9 the election.

10 Sec. 34. Section 32-917, Reissue Revised Statutes of Nebraska, is
11 amended to read:

12 32-917 Any elector ~~registered voter~~ who spoils his or her ballot may
13 receive another ballot after returning the spoiled ballot. No elector
14 ~~registered voter~~ shall receive more than four ballots in all. The elector
15 ~~registered voter~~ shall write invalid or void on the spoiled ballot and
16 return it to the judges of election. The judges of election shall
17 maintain the secrecy of the spoiled ballots and shall cause the spoiled
18 ballots to be made up in a sealed packet. The judges of election shall
19 endorse the packet with the words Spoiled Ballots and the designation of
20 the precinct. The judges of election shall sign such endorsement label
21 and shall return the packet to the election commissioner or county clerk
22 with a statement by the judges of election showing the number of ballots
23 spoiled.

24 Sec. 35. Section 32-918, Reissue Revised Statutes of Nebraska, is
25 amended to read:

26 32-918 (1) If an elector ~~a registered voter~~ declares to the judge of
27 election that he or she cannot read or that he or she suffers blindness
28 or other physical disability or handicap such that the elector ~~registered~~
29 ~~voter~~ requires assistance in the marking of his or her ballot, (a) the
30 elector ~~registered voter~~ may be assisted in marking his or her ballot by
31 a relative or friend of his or her selection or (b) one judge of election

1 and one clerk of election of different political parties may take the
2 ballot or ballots from the polling place to a convenient place within the
3 building or to the elector's ~~registered voter's~~ automobile if the
4 automobile is within one block of the polling place and the disabled or
5 handicapped person may cast his or her ballot in the general presence of
6 the judge and clerk. If an elector ~~a registered voter~~ declares to the
7 judge of election that he or she needs assistance in the operation of a
8 voting device, a judge or clerk of election may assist the voter in
9 operating the device.

10 (2) The judge and clerk shall give no information regarding the
11 casting of the ballot. Any elector ~~registered voter~~ receiving assistance
12 in voting the ballot from a judge and clerk shall declare to the judge
13 and clerk the name of the candidates and the measures for which he or she
14 desires to vote, and the judge and clerk shall cast his or her ballot
15 only as he or she so requests. No person other than the elector
16 ~~registered voter~~ who is receiving assistance shall divulge to anyone
17 within the polling place the name of any candidate for whom he or she
18 intends to vote or ask or receive assistance within the polling place in
19 the preparation of his or her ballot.

20 (3) The judges of election shall enter Assistance Rendered upon the
21 precinct sign-in register near the name of any elector ~~registered voter~~
22 who receives such assistance in casting his or her ballot and shall
23 include the name of such person rendering assistance to the elector
24 ~~registered voter~~. The person rendering assistance shall sign an oath
25 before a judge of election substantially as follows:,
26 hereby swears that he or she is a friend or relative of, a
27 disabled elector ~~registered voter~~ who requested assistance in casting the
28 ballot, that he or she did enter the voting booth or aid such voter
29 outside of the voting booth and marked the ballot according to the
30 intentions and desires of the elector ~~registered voter~~, that he or she
31 has kept the ballot at all times in his or her possession, and that the

1 ballot was duly delivered to the judge of election on this day
2 of 20.... .

3 Sec. 36. Section 32-919, Reissue Revised Statutes of Nebraska, is
4 amended to read:

5 32-919 Every elector ~~registered voter~~ receiving a ballot shall,
6 before leaving the polling room, vote or, if he or she does not wish to
7 vote, return all ballots so received to be deposited into the ballot box
8 by a member of the receiving board. No person receiving a ballot shall
9 take the same from the polling room except as authorized in the Election
10 Act. No person shall remove any ballot from the polling room before the
11 closing of the polls except as otherwise authorized under the Election
12 Act. Any person taking a ballot from the polling room in violation of
13 this section shall forfeit and lose his or her right to vote at the
14 election. If an inspector or a judge or clerk of election observes a
15 person about to violate this section, the inspector, judge, or clerk
16 shall inform the person of the penalties provided in this section and
17 section 32-1535.

18 Sec. 37. Section 32-920, Reissue Revised Statutes of Nebraska, is
19 amended to read:

20 32-920 An elector ~~A registered voter~~ may take with him or her into
21 the polling place any printed or written memorandum or paper to assist
22 him or her in preparing or marking the ballot.

23 Sec. 38. Section 32-921, Reissue Revised Statutes of Nebraska, is
24 amended to read:

25 32-921 Except as provided in subsection (1) of section 32-918, no
26 elector ~~registered voter~~ shall be allowed to occupy a voting booth
27 occupied by another. An elector ~~A registered voter~~ shall not remain
28 within the enclosure in which the voting booths are situated more than
29 twenty minutes unless he or she is in line waiting to vote or voting. An
30 elector ~~A registered voter~~ shall not occupy a voting booth for more than
31 ten minutes.

1 Sec. 39. Section 32-922, Reissue Revised Statutes of Nebraska, is
2 amended to read:

3 32-922 Any elector ~~registered-voter~~ who does not have two
4 consecutive hours in the period between the time of the opening and
5 closing of the polls during which he or she is not required to be present
6 at work for an employer shall be entitled on election day to be absent
7 from employment for such a period of time as will in addition to his or
8 her nonworking time total two consecutive hours between the time of the
9 opening and closing of the polls. If the elector ~~registered-voter~~ applies
10 for such leave of absence prior to or on election day, the elector
11 ~~registered-voter~~ shall not be liable for any penalty and no deduction
12 shall be made from his or her salary or wages on account of such absence.
13 The employer may specify the hours during which the employee may be
14 absent.

15 Sec. 40. Section 32-923, Reissue Revised Statutes of Nebraska, is
16 amended to read:

17 32-923 Electors ~~Registered-voters~~ shall in all cases, except
18 treason, felony, or breach of the peace, be privileged from arrest during
19 the attendance at elections and while going to and returning from the
20 same. No elector ~~registered-voter~~ shall be obliged to do military duty on
21 election day except in time of war and public danger.

22 Sec. 41. Section 32-925, Reissue Revised Statutes of Nebraska, is
23 amended to read:

24 32-925 If any person conducts himself or herself in a noisy,
25 riotous, or tumultuous manner at or about the polls so as to disturb the
26 election or insults or abuses the precinct or district inspectors or
27 judges or clerks of election and persists in such conduct after being
28 warned to desist, any election commissioner, county clerk, inspector,
29 judge of election, police officer, or sheriff shall arrest him or her
30 without warrant and bring him or her before the county court. Such person
31 shall be permitted to vote if he or she is an elector ~~a registered-voter~~.

1 Sec. 42. Section 32-927, Reissue Revised Statutes of Nebraska, is
2 amended to read:

3 32-927 If any person offering to vote is challenged by an inspector,
4 judge or clerk of election, or registered voter, the person shall, in the
5 presence of an inspector or a judge of election, affix his or her
6 signature and print his or her name and address on the following oath: I
7 do solemnly swear that I will fully and truly answer all such questions
8 put to me related to my place of residence and qualifications as an
9 elector ~~a registered voter~~ at this election. The inspector or judge of
10 election shall require the elector ~~registered voter~~ to comply with
11 sections 32-928 to 32-930 as applicable and shall ask any other questions
12 to the person challenged as necessary to test his or her qualifications
13 as an elector ~~a registered voter~~ at that election.

14 Sec. 43. Section 32-929, Reissue Revised Statutes of Nebraska, is
15 amended to read:

16 32-929 If a person is challenged on the ground that he or she is not
17 a resident of this state, the county, or the precinct, the person shall
18 answer the following questions on the form provided by the election
19 commissioner or county clerk:

20 Do you have a residence in this state: Yes or No?

21 Do you have a residence in this county: Yes or No?

22 Do you have a residence in this precinct: Yes or No?

23 If a person has moved from one residence to another within the
24 precinct in which he or she is registered to vote, such voter shall be
25 entitled to vote as provided in section 32-914.02. If a person has moved
26 from one residence to another within the county in which he or she is
27 registered to vote, such voter shall be entitled to vote a provisional
28 ballot as provided in section 32-915. If a person has moved from a
29 residence outside of the county in which he or she resides and has not
30 registered to vote in such county such person shall be entitled to
31 register and vote as provided in section 32-933 or sections 16 and 32 of

1 this act.

2 Sec. 44. Section 32-933, Revised Statutes Cumulative Supplement,
3 2014, is amended to read:

4 32-933 (1) Any person listed in this subsection shall be eligible as
5 a new resident to vote ~~for President and Vice President of the United~~
6 ~~States~~ at the statewide general election ~~but for no other offices:~~

7 (a) Any citizen of the United States who is at least the
8 constitutionally prescribed age of a voter and who comes into Nebraska
9 after the voter registration period is closed pursuant to section 32-302
10 for the purpose of making Nebraska his or her place of residence; and

11 (b) Any registered voter who moves from one county to another county
12 within Nebraska after the close of the voter registration period.

13 (2) Any registered voter who moves from Nebraska to another state or
14 to the District of Columbia for the purpose of making such new location
15 his or her place of residence after the close of the voter registration
16 period for such location shall be eligible as a former resident to vote
17 for President and Vice President of the United States at the statewide
18 general election but for no other offices.

19 (3) Any person described in subsection (1) of this section shall
20 cast his or her ballot in the office of the election commissioner or
21 county clerk at any time between the close of the voter registration
22 period and the close of business on the day prior to election day or may
23 register and vote on election day in the office as otherwise provided in
24 sections 16 and 32 of this act ~~the polls on election day.~~ Such ballots
25 ~~shall be available after the close of the voter registration period.~~
26 Ballots for former residents under subsection (2) of this section shall
27 be available thirty days prior to the election and ~~-. The ballots may be~~
28 (a) voted in the office of the election commissioner or county clerk at
29 any time between thirty days prior to the election and the close of the
30 polls on election day, ~~or~~ (b) the ballots may be mailed to the office and
31 counted if they arrive before the close of the polls on election day.

1 Sec. 45. Section 32-934, Reissue Revised Statutes of Nebraska, is
2 amended to read:

3 32-934 Any person who desires to vote pursuant to section 32-933
4 shall execute an affidavit in duplicate substantially as follows:

5 I,, do solemnly swear that:

6 1. I am a citizen of the United States.

7 2. Before moving, I resided at the following address (describing it
8 by street and number if in a city or village and by section, township,
9 and range if outside of a city or village, and the precinct, city,
10 county, and state in which such residence is located):

11

12

13 3. On the day of the next presidential election, I will be at least
14 the constitutionally prescribed age of a voter and I reside at the
15 following address:

16

17

18 4. I am unable to vote ~~for all offices~~ because the voter
19 registration deadline has passed and I am unable to go to the polling
20 place and register and vote , ~~under the Election Act, I believe I am~~
21 ~~entitled to vote for the candidates for President and Vice President of~~
22 ~~the United States~~ at the election to be held November, 20.... .

23 5. I hereby make application for a presidential and vice-
24 presidential ballot or a statewide election ballot, as applicable. I have
25 not voted and will not vote otherwise than by this ballot at this
26 election ~~for President and Vice President~~.

27 Sec. 46. Section 32-935, Reissue Revised Statutes of Nebraska, is
28 amended to read:

29 32-935 The election commissioner or county clerk shall immediately
30 mail the duplicate of the affidavit described in section 32-934 to the
31 appropriate official of the state ~~or county in Nebraska~~ in which the

1 applicant last resided. Upon receipt, the election commissioner or county
2 clerk shall file each duplicate application or other official information
3 from another state ~~or county in Nebraska~~ or the District of Columbia
4 indicating that a former resident of this state ~~or county in Nebraska~~ has
5 made application to vote at a presidential election in another state ~~or~~
6 ~~county in Nebraska~~ or the District of Columbia and shall maintain an
7 alphabetical index of such information for a period of twenty-two months
8 after the election.

9 Sec. 47. Section 32-936, Reissue Revised Statutes of Nebraska, is
10 amended to read:

11 32-936 If satisfied that the application is proper and that the
12 applicant is qualified to vote under section 32-933, the election
13 commissioner or county clerk shall deliver to the applicant a ballot for
14 President and Vice President of the United States or the statewide
15 election, as applicable. After voting the ballot, the voter shall
16 securely seal the ballot in an envelope furnished by the election
17 commissioner or county clerk. On the back of the envelope shall be
18 imprinted a statement substantially as follows:

19 Certification of New (or Former) Resident Voter

20 I have qualified as a new (or former) resident voter in this state
21 or county. I have not applied nor do I intend to apply for a ballot for
22 early voting from the state, county in Nebraska, or District of Columbia
23 from which I have moved. I have not voted and I will not vote at this
24 election otherwise than by this ballot.

25 The voter shall sign and date the certification upon the envelope.
26 The election commissioner or county clerk shall keep the envelope in his
27 or her office until delivered by him or her to the counting board under
28 section 32-1027.

29 Sec. 48. Section 32-937, Reissue Revised Statutes of Nebraska, is
30 amended to read:

31 32-937 The election commissioner or county clerk shall keep open to

1 public inspection a list of all persons voting in the county as new or
2 former residents which shows their names, addresses, and application
3 dates. The election commissioner or county clerk shall record the name of
4 any person voting pursuant to section 32-933 in the list of voters book
5 with a notation designating him or her as a new or former resident voting
6 at such election for President and Vice President of the United States
7 only.

8 Sec. 49. Section 32-938, Reissue Revised Statutes of Nebraska, is
9 amended to read:

10 32-938 (1) A registered voter shall be permitted to vote early by
11 requesting a ballot for early voting pursuant to section 32-941 or
12 32-943. A registered voter voting early shall not be required to show a
13 government-issued photographic identification prior to being issued a
14 ballot for early voting except as provided in subdivision (2)(b) of
15 section 32-311.01.

16 (2) Any person excluded from voting under section 32-313 or 32-314
17 shall not be allowed to receive a ballot for early voting.

18 (3) Any person who fails to register to vote by the voter
19 registration deadline shall not be allowed to vote except as provided in
20 section 32-940 or 32-941 or section 32 of this act.

21 Sec. 50. Section 32-940, Reissue Revised Statutes of Nebraska, is
22 amended to read:

23 32-940 Any person employed in federal service whose status has been
24 terminated by discharge from the armed forces or by separation from
25 employment outside the territorial limits of the United States who was
26 unable to register to vote may (1) register to vote and vote on election
27 day as provided in sections 16 and 32 of this act or (2) register to vote
28 after the voter registration deadline by completing the necessary voter
29 registration application in the office of the election commissioner or
30 county clerk of the county of his or her residence no later than noon of
31 the day before the election and then ~~. After completing the voter~~

1 ~~registration application, such person shall then be allowed to vote in~~
2 the election office.

3 Sec. 51. Section 32-941, Revised Statutes Cumulative Supplement,
4 2014, is amended to read:

5 32-941 Any registered voter permitted to vote early pursuant to
6 section 32-938 may, not more than one hundred twenty days before any
7 election and not later than 4 p.m. on the Wednesday preceding the
8 election, request a ballot for the election to be mailed to a specific
9 address. A registered voter shall request a ballot in writing to the
10 election commissioner or county clerk in the county where the registered
11 voter has established his or her home and shall indicate his or her
12 residence address, the address to which the ballot is to be mailed if
13 different, and his or her political party, telephone number if available,
14 and precinct if known. The registered voter may use the form published by
15 the election commissioner or county clerk pursuant to section 32-808. The
16 registered voter shall sign the request. A registered voter may use a
17 facsimile machine for the submission of a request for a ballot. The
18 election commissioner or county clerk shall include a registration
19 application with the ballots if the person is not registered.
20 Registration applications shall not be mailed after the third Friday
21 preceding the election, but a notice shall be sent to the elector
22 notifying the elector of the procedure to register and vote on election
23 day as provided in sections 16 and 32 of this act. If the person is not
24 registered to vote, the registration application shall be returned not
25 later than the closing of the polls on the day of the election. No ballot
26 issued under this section shall be counted unless such registration
27 application is properly completed and processed.

28 Sec. 52. Section 32-945, Reissue Revised Statutes of Nebraska, is
29 amended to read:

30 32-945 When a request for a ballot from a person who is not
31 registered to vote in the county reaches the election commissioner or

1 county clerk by mail, by facsimile transmission, or by means other than
2 by application in person on or prior to the third Friday preceding the
3 election, the election commissioner or county clerk shall mail to the
4 applicant the registration application with the ballot. No ballot shall
5 be sent by mail to any person after the third Friday preceding the
6 election if such person is not a registered voter, but a notice shall be
7 sent to the elector notifying the elector of the procedure to register
8 and vote on election day as provided in sections 16 and 32 of this act.

9 When an application for a ballot from a person who is registered in the
10 county reaches the county clerk or election commissioner by mail,
11 facsimile transmission, or other means than by application in person and
12 the application indicates that the applicant has changed his or her
13 residence within the county, the county clerk or election commissioner
14 shall change the address on the applicant's voter registration and mail
15 to such applicant an acknowledgment of change of registration and the
16 ballot as provided by section 32-947.

17 Sec. 53. Section 32-947, Revised Statutes Cumulative Supplement,
18 2014, is amended to read:

19 32-947 (1) Upon receipt of an application or other request for a
20 ballot to vote early, the election commissioner or county clerk shall
21 determine whether the applicant is a registered voter and is entitled to
22 vote as requested. If the election commissioner or county clerk
23 determines that the applicant is a registered voter entitled to vote
24 early and the application was received at or before 4 p.m. on the
25 Wednesday preceding the election, the election commissioner or county
26 clerk shall deliver a ballot to the applicant in person or by mail,
27 postage paid. The election commissioner or county clerk or any employee
28 of the election commissioner or county clerk shall write or cause to be
29 affixed his or her customary signature or initials on the ballot.

30 (2) An unsealed identification envelope shall be delivered with the
31 ballot, and upon the back of the envelope shall be printed a form

1 substantially as follows:

2 VOTER'S OATH

3 I, the undersigned voter, declare that the enclosed ballot or
4 ballots contained no voting marks of any kind when I received them, and I
5 caused the ballot or ballots to be marked, enclosed in the identification
6 envelope, and sealed in such envelope.

7 To the best of my knowledge and belief, I declare under penalty of
8 election falsification that:

9 (a) I,, am a registered voter
10 in County;

11 (b) I reside in the State of Nebraska at

12 (c) I have voted the enclosed ballot and am returning it in
13 compliance with Nebraska law; and

14 (d) I have not voted and will not vote in this election except by
15 this ballot.

16 ANY PERSON WHO SIGNS THIS FORM KNOWING THAT ANY OF THE INFORMATION
17 IN THE FORM IS FALSE SHALL BE GUILTY OF ELECTION FALSIFICATION, A CLASS
18 IV FELONY UNDER SECTION 32-1502 OF THE STATUTES OF NEBRASKA. THE PENALTY
19 FOR ELECTION FALSIFICATION IS IMPRISONMENT FOR UP TO FIVE YEARS OR A FINE
20 NOT TO EXCEED TEN THOUSAND DOLLARS, OR BOTH.

21 I also understand that failure to sign below will invalidate my
22 ballot.

23 Signature

24 The primary election ballot, if any, within this envelope is a
25 primary election ballot of the party.

26 Ballots contained in this envelope are for the (primary,
27 general, or special) election to be held on the day of
28 20.. .

29 (3) If the ballot and identification envelope will be returned by
30 mail or by someone other than the voter, the election commissioner or
31 county clerk shall include with the ballot an identification envelope

1 upon the face of which shall be printed the official title and post
2 office address of the election commissioner or county clerk.

3 (4) The election commissioner or county clerk shall also enclose
4 with the ballot materials:

5 (a) A registration application, if the election commissioner or
6 county clerk has determined that the applicant is not a registered voter
7 pursuant to section 32-945, with instructions that failure to return the
8 completed and signed application indicating the residence address as it
9 appears on the voter's request for a ballot to the election commissioner
10 or county clerk by the close of the polls on election day will result in
11 the ballot not being counted;

12 (b) A registration application and the oath pursuant to section
13 32-946, if the voter is without a residence address, with instructions
14 that the residence address of the voter shall be deemed that of the
15 office of the election commissioner or county clerk of the county of the
16 voter's prior residence and that failure to return the completed and
17 signed application and oath to the election commissioner or county clerk
18 by the close of the polls on election day will result in the ballot not
19 being counted; or

20 (c) Written instructions directing the voter to submit a copy of a
21 government-issued photographic identification ~~an identification document~~
22 ~~pursuant to section 32-318.01~~ if the voter is registering to vote by mail
23 and has not previously voted in the state ~~required to present~~
24 ~~identification under such section~~ and advising the voter that failure to
25 submit such identification to the election commissioner or county clerk
26 by the close of the polls on election day will result in the ballot not
27 being counted.

28 (5) The election commissioner or county clerk may enclose with the
29 ballot materials a separate return envelope for the voter's use in
30 returning his or her identification envelope containing the voted ballot,
31 registration application, and other materials that may be required.

1 Sec. 54. Section 32-952, Reissue Revised Statutes of Nebraska, is
2 amended to read:

3 32-952 If a political subdivision decides to place an issue on the
4 ballot at a special election, the election commissioner or county clerk
5 may conduct the special election by mail as provided in section 32-953 or
6 conduct the special election as otherwise authorized in the Election Act.
7 In making a determination as to whether to conduct the election by mail,
8 the election commissioner or county clerk shall consider whether all of
9 the following conditions are met:

10 (1) All electors ~~registered voters~~ of the political subdivision who
11 register to vote are eligible to vote on the issue or issues submitted to
12 the voters;

13 (2) Only electors ~~registered voters~~ of the political subdivision who
14 register to vote are eligible to vote on the issue or issues submitted to
15 the voters;

16 (3) Only issues and not candidates are submitted to the ~~registered~~
17 voters;

18 (4) A review has been conducted of the costs and the expected voter
19 turnout which may result from holding the election by mail;

20 (5) The election commissioner or county clerk has determined a date
21 for the election which is not the same date as another election in which
22 the electors ~~registered voters~~ of the political subdivision who register
23 to vote are eligible to vote;

24 (6) The clerk of the political subdivision will certify the issue or
25 issues to the election commissioner or county clerk at least fifty days
26 prior to the date of the election; and

27 (7) The Secretary of State has approved a written plan for the
28 conduct of the election, including a written timetable for the conduct of
29 the election, submitted by the election commissioner or county clerk. The
30 written plan shall include provisions for the notice of election to be
31 published and for the application for ballots for early voting

1 notwithstanding other statutory provisions regarding the content and
2 publication of a notice of election or the application for ballots for
3 early voting.

4 Sec. 55. Section 32-953, Revised Statutes Cumulative Supplement,
5 2014, is amended to read:

6 32-953 (1) Except as otherwise provided in subsection (2) of this
7 section, the election commissioner or county clerk shall mail the
8 official ballot to all electors ~~registered voters~~ of the political
9 subdivision who registered to vote at the addresses appearing on the
10 voter registration register on the same day. In an election held by mail,
11 registered voters shall not be required to present a government-issued
12 photographic identification prior to being issued a ballot. The ballots
13 shall be mailed by nonforwardable first-class mail not sooner than the
14 twentieth day before the date set for the election and not later than the
15 tenth day before the date set for the election. The election commissioner
16 or county clerk shall include with the ballot an unsealed identification
17 envelope meeting the requirements of subsection (2) of section 32-947 and
18 instructions sufficient to describe the voting process.

19 (2) The election commissioner or county clerk may choose not to mail
20 a ballot to all registered voters who have been sent a notice pursuant to
21 section 32-329 and failed to respond to the notice. If the election
22 commissioner or county clerk chooses not to mail a ballot to such voters,
23 he or she shall mail a notice to all such registered voters explaining
24 how to obtain a ballot and stating the applicable deadlines.

25 Sec. 56. Section 32-1001, Reissue Revised Statutes of Nebraska, is
26 amended to read:

27 32-1001 After the polls have closed, the precinct list of registered
28 voters and the precinct sign-in register shall be signed by all members
29 of the receiving board, the names of the ~~registered~~ voters shall be
30 counted, and the number shall be recorded where designated on the list
31 and the register. If a line is missed or a name is voided, the receiving

1 board shall subtract such omissions or voids from the total before
2 recording the total on the list and the register. The receiving board
3 shall certify to all matters pertaining to casting of ballots and shall
4 turn over the ballots, ballot boxes, precinct list of registered voters,
5 and precinct sign-in register to the election commissioner or county
6 clerk.

7 Sec. 57. Section 32-1002, Revised Statutes Cumulative Supplement,
8 2014, is amended to read:

9 32-1002 (1) As the ballots are removed from the ballot box pursuant
10 to sections 32-1012 to 32-1018, the receiving board shall separate the
11 envelopes containing the provisional ballots from the rest of the ballots
12 and deliver them to the election commissioner or county clerk.

13 (2) Upon receipt of a provisional ballot, the election commissioner
14 or county clerk shall verify that the certificate on the front of the
15 envelope or the form attached to the envelope is in proper form and that
16 the certification has been signed by the voter.

17 (3) The election commissioner or county clerk shall also (a) verify
18 that such person has not voted anywhere else in the county or been issued
19 a ballot for early voting, (b) investigate whether any credible evidence
20 exists that the person was properly registered to vote in the county
21 before the deadline for registration for the election, (c) investigate
22 whether any information has been received pursuant to section 32-308,
23 32-309, 32-310, or 32-324 that the person has resided, registered, or
24 voted in any other county or state since registering to vote in the
25 county, ~~and~~ (d) upon determining that credible evidence exists that the
26 person was properly registered to vote in the county, make the
27 appropriate changes to the voter registration register by entering the
28 information contained in the registration application completed by the
29 voter at the time of voting a provisional ballot, and (e) upon
30 determining that credible evidence exists that the person is eligible to
31 register and vote on election day as provided in sections 16 and 32 of

1 this act, make the appropriate entries in the voter registration register
2 to create a voter registration record for such person based on the
3 information contained in the voter registration application completed by
4 such person at the time of voting.

5 (4) A provisional ballot cast by a voter pursuant to section 32-915
6 shall be counted if:

7 (a) Credible evidence exists that the voter was properly registered
8 in the county before the deadline for registration for the election;

9 (b) The voter has resided in the county continuously since
10 registering to vote in the county;

11 (c) The voter has not voted anywhere else in the county or has not
12 otherwise voted early using a ballot for early voting;

13 (d) The voter has completed a registration application prior to
14 voting as prescribed in subsection (6) of this section and:

15 (i) The residence address provided on the registration application
16 completed pursuant to subdivision (1)(e) of section 32-915 is located
17 within the precinct in which the person voted; and

18 (ii) If the voter is voting in a primary election, the party
19 affiliation provided on the registration application completed prior to
20 voting the provisional ballot is the same party affiliation that appears
21 on the voter's voter registration record based on his or her previous
22 registration application; and

23 (e) The certification on the front of the envelope or form attached
24 to the envelope is in the proper form and signed by the voter.

25 (5) A provisional ballot cast by a voter pursuant to section 32-915
26 shall not be counted if:

27 (a) The voter was not properly registered in the county before the
28 deadline for registration for the election;

29 (b) Information has been received pursuant to section 32-308,
30 32-309, 32-310, or 32-324 that the voter has resided, registered, or
31 voted in any other county or state since registering to vote in the

1 county in which he or she cast the provisional ballot;

2 (c) Credible evidence exists that the voter has voted elsewhere or
3 has otherwise voted early;

4 (d) The voter failed to complete and sign a registration application
5 pursuant to subsection (6) of this section and subdivision (1)(e) of
6 section 32-915;

7 (e) The residence address provided on the registration application
8 completed pursuant to subdivision (1)(e) of section 32-915 is in a
9 different county or in a different precinct than the county or precinct
10 in which the voter voted;

11 (f) If the voter is voting in a primary election, the party
12 affiliation on the registration application completed prior to voting the
13 provisional ballot is different than the party affiliation that appears
14 on the voter's voter registration record based on his or her previous
15 registration application; or

16 (g) The voter failed to complete and sign the certification on the
17 envelope or form attached to the envelope pursuant to subsection (2 3) of
18 section 32-915.

19 (6) An error or omission of information on the registration
20 application or the certification required under section 32-915 shall not
21 result in the provisional ballot not being counted if:

22 (a)(i) The errant or omitted information is contained elsewhere on
23 the registration application or certification; or

24 (ii) The information is not necessary to determine the eligibility
25 of the voter to cast a ballot; and

26 (b) Both the registration application and the certification are
27 signed by the voter.

28 (7) Upon determining that the voter's provisional ballot is eligible
29 to be counted, the election commissioner or county clerk shall remove the
30 ballot from the envelope without exposing the marks on the ballot and
31 shall place the ballot with the ballots to be counted by the county

1 canvassing board.

2 (8) The election commissioner or county clerk shall notify the
3 system administrator of the system created pursuant to section 32-202 as
4 to whether the ballot was counted and, if not, the reason the ballot was
5 not counted.

6 (9) The verification and investigation shall be completed within
7 seven days after the election.

8 Sec. 58. Section 32-1027, Reissue Revised Statutes of Nebraska, is
9 amended to read:

10 32-1027 (1) The election commissioner or county clerk shall appoint
11 two or more registered voters to the counting board for early voting. One
12 registered voter shall be appointed from the political party casting the
13 highest number of votes for Governor or for President of the United
14 States in the county in the immediately preceding general election, and
15 one registered voter shall be appointed from the political party casting
16 the next highest vote for such office. The election commissioner or
17 county clerk may appoint additional registered voters to serve on the
18 counting board and may appoint registered voters to serve in case of a
19 vacancy among any of the members of the counting board. Such appointees
20 shall be balanced between the political parties and may include
21 registered voters unaffiliated with any political party. The counting
22 board may begin carrying out its duties not earlier than the second
23 Monday before the election and shall meet as directed by the election
24 commissioner or county clerk.

25 (2) The counting board shall place all identification envelopes in
26 order and shall review each returned identification envelope pursuant to
27 verification procedures prescribed in subsections (3) and (4) of this
28 section.

29 (3) In its review, the counting board shall determine if:

30 (a) The voter has provided his or her name, residence address, and
31 signature on the voter identification envelope;

1 (b) The ballot has been received from the voter who requested it and
2 the residence address is the same address provided on the voter's request
3 for a ballot for early voting, by comparing the information provided on
4 the identification envelope with information recorded in the record of
5 early voters or the voter's request;

6 (c) A completed and signed registration application has been
7 received from the voter by the deadline in section 32-302, 32-321, or
8 32-325 or by the close of the polls pursuant to section 32-945;

9 (d) A government-issued photographic identification has been
10 presented by ~~An identification document has been received from~~ the voter
11 not later than the close of the polls on election day if required
12 pursuant to section 32-947 ~~32-318.01~~; and

13 (e) A completed and signed registration application and oath has
14 been received from the voter by the close of the polls on election day if
15 required pursuant to section 32-946.

16 (4) On the basis of its review, the counting board shall determine
17 whether the ballot shall be counted or rejected as follows:

18 (a) A ballot received from a voter who was properly registered on or
19 prior to the deadline for registration pursuant to section 32-302 or
20 32-321 shall be accepted for counting without further review if:

21 (i) The name on the identification envelope appears to be that of a
22 registered voter to whom a ballot for early voting has been issued or
23 sent;

24 (ii) The residence address provided on the identification envelope
25 is the same residence address at which the voter is registered or is in
26 the same precinct and subdivision of a precinct, if any; and

27 (iii) The identification envelope has been signed by the voter;

28 (b) In the case of a ballot received from a voter who was not
29 properly registered prior to the deadline for registration pursuant to
30 section 32-302 or 32-321, the ballot shall be accepted for counting if:

31 (i) A valid registration application completed and signed by the

1 voter has been received by the election commissioner or county clerk
2 prior to the close of the polls on election day;

3 (ii) The name on the identification envelope appears to be that of
4 the person who requested the ballot;

5 (iii) The residence address provided on the identification envelope
6 and on the registration application is the same as the residence address
7 as provided on the voter's request for a ballot for early voting; and

8 (iv) The identification envelope has been signed by the voter;

9 (c) In the case of a ballot received from a voter without a
10 residence address who requested a ballot pursuant to section 32-946, the
11 ballot shall be accepted for counting if:

12 (i) The name on the identification envelope appears to be that of a
13 registered voter to whom a ballot has been sent;

14 (ii) A valid registration application completed and signed by the
15 voter, for whom the residence address is deemed to be the address of the
16 office of the election commissioner or county clerk pursuant to section
17 32-946, has been received by the election commissioner or county clerk
18 prior to the close of the polls on election day;

19 (iii) The oath required pursuant to section 32-946 has been
20 completed and signed by the voter and received by the election
21 commissioner or county clerk by the close of the polls on election day;
22 and

23 (iv) The identification envelope has been signed by the voter; and

24 (d) In the case of a ballot received from a registered voter
25 required to present a government-issued photographic identification with
26 the ballot to vote early identification before voting pursuant to section
27 32-947 32-318.01, the ballot shall be accepted for counting if:

28 (i) The name on the identification envelope appears to be that of a
29 registered voter to whom a ballot has been issued or sent;

30 (ii) The residence address provided on the identification envelope
31 is the same address at which the voter is registered or is in the same

1 precinct and subdivision of a precinct, if any;

2 (iii) A copy of a government-issued photographic identification an
3 ~~identification document authorized in section 32-318.01~~ has been received
4 by the election commissioner or county clerk prior to the close of the
5 polls on election day; and

6 (iv) The identification envelope has been signed by the voter.

7 (5) In opening the identification envelope or the return envelope to
8 determine if registration applications, oaths, or identification
9 documents have been enclosed by the voters from whom they are required,
10 the counting board shall make a good faith effort to ensure that the
11 ballot remains folded and that the secrecy of the vote is preserved.

12 (6) The counting board may, on the second Monday before the
13 election, open all identification envelopes which are approved, and if
14 the signature of the election commissioner or county clerk or his or her
15 employee is on the ballot, the ballot shall be unfolded, flattened for
16 purposes of using the optical scanner, and placed in a sealed container
17 for counting as directed by the election commissioner or county clerk. At
18 the discretion of the election commissioner or county clerk, the counting
19 board may begin counting early ballots no earlier than twenty-four hours
20 prior to the opening of the polls on the day of the election.

21 (7) If an identification envelope is rejected, the counting board
22 shall not open the identification envelope. The counting board shall
23 write Rejected on the identification envelope and the reason for the
24 rejection. If the ballot is rejected after opening the identification
25 envelope because of the absence of the official signature on the ballot,
26 the ballot shall be reinserted in the identification envelope which shall
27 be resealed and marked Rejected, no official signature. The counting
28 board shall place the rejected identification envelopes and ballots in a
29 container labeled Rejected Ballots and seal it.

30 (8) As soon as all ballots have been placed in the sealed container
31 and rejected identification envelopes or ballots have been sealed in the

1 Rejected Ballots container, the counting board shall count the ballots
2 the same as all other ballots and an unofficial count shall be reported
3 to the election commissioner or county clerk. No results shall be
4 released prior to the closing of the polls on election day.

5 Sec. 59. Section 32-1041, Reissue Revised Statutes of Nebraska, is
6 amended to read:

7 32-1041 The election commissioner or county clerk may use optical-
8 scan ballots or voting systems approved by the Secretary of State to
9 allow electors ~~registered voters~~ to cast their votes at any election. The
10 election commissioner or county clerk may use vote counting devices and
11 voting systems approved by the Secretary of State for tabulating the
12 votes cast at any election. Vote counting devices shall include
13 electronic counting devices such as optical scanners. Any new voting or
14 counting system shall be approved by the Secretary of State prior to use
15 by an election commissioner or county clerk. Notwithstanding any other
16 provision of the Election Act, the Secretary of State may adopt and
17 promulgate rules and regulations to establish different procedures and
18 locations for voting and counting votes pursuant to the use of any new
19 voting or counting system. The procedures shall be designed to preserve
20 the safety and confidentiality of each vote cast and the secrecy and
21 security of the counting process, to establish security provisions for
22 the prevention of fraud, and to ensure that the election is conducted in
23 a fair manner.

24 Sec. 60. Section 32-1302, Reissue Revised Statutes of Nebraska, is
25 amended to read:

26 32-1302 (1) Except for trustees of sanitary and improvement
27 districts, any elected official of a political subdivision and any
28 elected member of the governing bodies of cities, villages, counties,
29 irrigation districts, natural resources districts, public power
30 districts, school districts, community college areas, educational service
31 units, hospital districts, and metropolitan utilities districts may be

1 removed from office by recall pursuant to sections 32-1301 to 32-1309. A
2 trustee of a sanitary and improvement district may be removed from office
3 by recall pursuant to sections 31-786 to 31-793.

4 (2) If due to reapportionment the boundaries of the area served by
5 the official or body change, the recall procedure and special election
6 provisions of sections 32-1301 to 32-1309 shall apply to those residing
7 ~~the registered voters~~ within the boundaries of the new area.

8 (3) The recall procedure and special election provisions of such
9 sections shall apply to members of the governing bodies listed in
10 subsection (1) of this section, other than sanitary and improvement
11 districts, who are elected by precinct, district, or subdistrict of the
12 political subdivision. Only registered voters of such member's precinct,
13 district, or subdistrict may sign a recall petition. Only electors of
14 such member's precinct, district, or subdistrict who register to vote may
15 ~~or~~ vote at the recall election. The recall election shall be held within
16 the member's precinct, district, or subdistrict. When an elected member
17 is nominated by precinct, district, or subdistrict in the primary
18 election and elected at large in the general election, the recall
19 provisions shall apply to those entitled to vote ~~the registered voters~~ at
20 the general election.

21 (4) The recall procedure and special election provisions shall apply
22 to the mayor and members of the city council of municipalities with a
23 home rule charter notwithstanding any contrary provisions of the home
24 rule charter.

25 Sec. 61. Section 32-1307, Reissue Revised Statutes of Nebraska, is
26 amended to read:

27 32-1307 The form of the official ballot at a recall election held
28 pursuant to section 32-1306 shall conform to the requirements of this
29 section. With respect to each person whose removal is sought, the
30 question shall be submitted: Shall (name of person) be removed from the
31 office of (name of office)? Immediately following each such question

1 there shall be printed on the ballot the two responses: Yes and No. Next
2 to each response shall be placed a square or oval in which the ~~registered~~
3 voters may vote for one of the responses by making a cross or other
4 clear, identifiable mark. The name of the official which shall appear on
5 the ballot shall be the name of the official that appeared on the ballot
6 of the previous general election that included his or her name.

7 Sec. 62. Section 32-1403, Reissue Revised Statutes of Nebraska, is
8 amended to read:

9 32-1403 A full and correct copy of the title and text of the law or
10 amendment to the Constitution of Nebraska to be proposed by an initiative
11 petition or the measure sought to be referred to the electors ~~registered~~
12 ~~voters~~ by a referendum petition shall be printed upon each sheet of the
13 petition which contains signatures. The petition may be filed with the
14 Secretary of State in numbered sections for convenience in handling.

15 Sec. 63. Section 32-1502, Reissue Revised Statutes of Nebraska, is
16 amended to read:

17 32-1502 A person shall be guilty of election falsification if,
18 orally or in writing, he or she purposely states a falsehood under oath
19 lawfully administered or in a statement made under penalty of election
20 falsification (1) as to a material matter relating to an election in a
21 proceeding before a court, tribunal, or public official or (2) in a
22 matter in relation to which an oath or statement under penalty of
23 election falsification is authorized by law, including a statement
24 required for verifying or filing a voter registration application,
25 election-day voter registration, ~~or~~ voting early, ~~or~~ voting
26 provisionally, ~~or~~ a statement required by a ~~new~~ former resident to
27 enable him or her to vote for President or Vice President of the United
28 States, or a statement required by a new resident to enable him or her to
29 vote in the statewide general election. Any person committing election
30 falsification shall be guilty of a Class IV felony.

31 Sec. 64. Section 32-1503, Reissue Revised Statutes of Nebraska, is

1 amended to read:

2 32-1503 Any person who (1) falsely impersonates an elector and
3 registers or attempts or offers to register in the name of such elector,
4 (2) knowingly or fraudulently registers or offers to, attempts to, or
5 makes application to register in or under the name of any other person,
6 in or under any false, assumed, or fictitious name, or in or under any
7 name not his or her own, (3) knowingly or fraudulently registers in two
8 election districts, (4) having registered in one district, fraudulently
9 attempts or offers to register at any other election district in which he
10 or she does not have a lawful right to register, (5) knowingly or
11 willfully does any unlawful act to secure registration for himself or
12 herself or any other person, (6) knowingly, willfully, or fraudulently,
13 by false impersonation or by any unlawful means, causes, procures, or
14 attempts to cause or procure the name of any registered voter in any
15 election precinct to be erased or stricken from any register of the
16 voters of such precinct, (7) by force, threat, menace, intimidation,
17 bribery, reward, offer or promise of reward, or other unlawful means,
18 prevents, hinders, or delays any person having a lawful right to register
19 or to be registered from duly exercising such right, (8) knowingly,
20 willfully, or fraudulently compels, induces, or attempts or offers to
21 compel or induce, by any unlawful means, any deputy registrar to register
22 any person not lawfully entitled to registration ~~in such precinct~~ or to
23 register any false, assumed, or fictitious name or any name of any other
24 person, (9) knowingly, willfully, or fraudulently interferes with,
25 hinders, or delays any deputy registrar in the discharge of his or her
26 duties, (10) counsels, advises, induces, or attempts to induce any deputy
27 registrar to refuse to perform or neglect to comply with his or her
28 duties or to violate any of the provisions of the Election Act, or (11)
29 aids, counsels, procures, or advises any person to do any act forbidden
30 by this section or to omit to do any act by law directed to be done shall
31 be guilty of a Class IV felony.

1 Sec. 65. Section 32-1504, Reissue Revised Statutes of Nebraska, is
2 amended to read:

3 32-1504 Any deputy registrar who is guilty of any willful neglect of
4 his or her duty or of any corrupt or fraudulent conduct or practice in
5 the execution of his or her duty or who willfully neglects or, when
6 called upon, willfully declines to exercise the powers conferred on him
7 or her by sections 32-301 to 32-330 and section 16 of this act shall be
8 guilty of a Class IV felony.

9 Sec. 66. Section 32-1508, Reissue Revised Statutes of Nebraska, is
10 amended to read:

11 32-1508 Any person who is guilty of willful or corrupt false
12 swearing in taking an oath prescribed by or upon any examination provided
13 for in sections 32-301 to 32-330 and section 16 of this act or upon being
14 challenged as unqualified to register to vote shall be guilty of a Class
15 IV felony.

16 Sec. 67. Section 32-1512, Reissue Revised Statutes of Nebraska, is
17 amended to read:

18 32-1512 Irregularities or defects in the mode of noticing,
19 convening, holding, or conducting any registration or revision of
20 registration authorized by sections 32-301 to 32-330 and section 16 of
21 this act shall not constitute a defense to a prosecution for a violation
22 of any of the provisions of sections 32-1503 to 32-1511.

23 Sec. 68. Section 32-1519, Reissue Revised Statutes of Nebraska, is
24 amended to read:

25 32-1519 (1) Any judge of election who (a) knowingly receives or
26 sanctions the reception of an improper or illegal vote ~~from any person~~
27 ~~who is not a registered voter~~, (b) receives or sanctions the reception of
28 a ballot from any person who refuses to answer any question which is put
29 to him or her in accordance with the Election Act, (c) refuses to take
30 the oath prescribed by the act, (d) sanctions the refusal by any other
31 judge of election to administer any oath required by the act when such

1 oath is required, or (e) refuses to receive or sanctions the rejection of
2 a ballot from any registered voter or elector at the place where such
3 registered voter or elector properly and legally offers to vote shall be
4 guilty of a Class III misdemeanor.

5 (2) Any judge or clerk of election on whom any duty is enjoined by
6 the act who willfully neglects any such duty or who engages in any
7 corrupt conduct in the discharge of his or her duty shall be guilty of a
8 Class III misdemeanor.

9 Sec. 69. Section 32-1528, Reissue Revised Statutes of Nebraska, is
10 amended to read:

11 32-1528 Any person who votes a ballot in any election held for a
12 school district, village, or precinct of a city in this state in which he
13 or she does not actually reside or into which he or she has come for
14 merely temporary purposes shall be guilty of a Class III misdemeanor.

15 Sec. 70. Section 32-1530, Reissue Revised Statutes of Nebraska, is
16 amended to read:

17 32-1530 Any person who votes (1) who is not a resident of this
18 state, who is not registered to vote in the county in which he or she
19 voted or did not register to vote in such county as otherwise provided by
20 the Election Act, or registered in the county or who at the time of
21 election is not of the constitutionally prescribed age of a registered
22 voter, (2) who is not a citizen of the United States, or (3) after being
23 disqualified by law by reason of his or her conviction of a felony and
24 prior to the end of the two-year period after completing the sentence,
25 including any parole term, shall be guilty of a Class IV felony.

26 Sec. 71. Section 32-1531, Reissue Revised Statutes of Nebraska, is
27 amended to read:

28 32-1531 Any Except as provided in sections 32-933 to 32-937, any
29 person who is a resident of this state and who goes or comes into any
30 county of which he or she is not an actual resident and votes in such
31 county shall be guilty of a Class IV felony.

1 Sec. 72. Section 32-1532, Reissue Revised Statutes of Nebraska, is
2 amended to read:

3 32-1532 Any person who procures, aids, assists, counsels, or advises
4 another to give his or her vote, knowing that such other person is not a
5 resident of this state ~~or a registered voter of the county~~ as required by
6 law at the time of election, is not registered to vote in the county in
7 which such other person would be voting or does not intend to register to
8 vote in such county as otherwise provided by the Election Act, is not of
9 the constitutionally prescribed age of a registered voter, is not a
10 citizen of the United States, or is not duly qualified as a result of any
11 other disability to vote at the place where and the time when the vote is
12 to be given shall be guilty of a Class IV felony.

13 Sec. 73. Section 60-4,115, Revised Statutes Cumulative Supplement,
14 2014, is amended to read:

15 60-4,115 (1) Fees for operators' licenses and state identification
16 cards shall be collected and distributed according to the table in
17 subsection (2) of this section, except for the ignition interlock permit
18 and associated fees as outlined in subsection (4) of this section and
19 except for state identification cards issued pursuant to subsection (6)
20 of this section. County officials shall remit the county portion of the
21 fees collected to the county treasurer for placement in the county
22 general fund. All other fees collected shall be remitted to the State
23 Treasurer for credit to the appropriate fund.

24 (2) The fees provided in this subsection in the following dollar
25 amounts apply for operators' licenses and state identification cards.

		Department		
		County	of Motor	State
	Document	General	Vehicles	General
		Fee	Cash Fund	Fund

30 State identification card:

1	Valid for 1 year or less	5.00	2.75	1.25	1.00
2	Valid for more than 1 year				
3	but not more than 2 years	10.00	2.75	4.00	3.25
4	Valid for more than 2 years				
5	but not more than 3 years	14.00	2.75	5.25	6.00
6	Valid for more than 3 years				
7	but not more than 4 years	19.00	2.75	8.00	8.25
8	Valid for more than 4 years				
9	for person under 21	24.00	2.75	10.25	11.00
10	Valid for 5 years	24.00	3.50	10.25	10.25
11	Replacement	11.00	2.75	6.00	2.25
12	Class 0 or M operator's				
13	license:				
14	Valid for 1 year or less	5.00	2.75	1.25	1.00
15	Valid for more than 1 year				
16	but not more than 2 years	10.00	2.75	4.00	3.25
17	Valid for more than 2 years				
18	but not more than 3 years	14.00	2.75	5.25	6.00
19	Valid for more than 3 years				
20	but not more than 4 years	19.00	2.75	8.00	8.25
21	Valid for 5 years	24.00	3.50	10.25	10.25
22	Bioptic or telescopic lens				
23	restriction:				
24	Valid for 1 year or less	5.00	0	5.00	0
25	Valid for more than 1 year				
26	but not more than 2 years	10.00	2.75	4.00	3.25
27	Replacement	11.00	2.75	6.00	2.25
28	Add, change, or remove class,				
29	endorsement, or restriction	5.00	0	5.00	0

1	Provisional operator's permit:				
2	Original	15.00	2.75	12.25	0
3	Bioptic or telescopic lens				
4	restriction:				
5	Valid for 1 year or less	5.00	0	5.00	0
6	Valid for more than 1 year				
7	but not more than 2 years	15.00	2.75	12.25	0
8	Replacement	11.00	2.75	6.00	2.25
9	Add, change, or remove class,				
10	endorsement, or restriction	5.00	0	5.00	0
11	LPD-learner's permit:				
12	Original	8.00	.25	5.00	2.75
13	Replacement	11.00	2.75	6.00	2.25
14	Add, change, or remove class,				
15	endorsement, or restriction	5.00	0	5.00	0
16	LPE-learner's permit:				
17	Original	8.00	.25	5.00	2.75
18	Replacement	11.00	2.75	6.00	2.25
19	Add, change, or remove class,				
20	endorsement, or restriction	5.00	0	5.00	0
21	School permit:				
22	Original	8.00	.25	5.00	2.75
23	Replacement	11.00	2.75	6.00	2.25
24	Add, change, or remove class,				
25	endorsement, or restriction	5.00	0	5.00	0
26	Farm permit:				
27	Original or renewal	5.00	.25	0	4.75
28	Replacement	5.00	.25	0	4.75
29	Temporary	5.00	.25	0	4.75

1	Add, change, or remove class,				
2	endorsement, or restriction	5.00	0	5.00	0
3	Driving permits:				
4	Employment	45.00	0	5.00	40.00
5	Medical hardship	45.00	0	5.00	40.00
6	Replacement	10.00	.25	5.00	4.75
7	Add, change, or remove class,				
8	endorsement, or restriction	5.00	0	5.00	0
9	Commercial driver's license:				
10	Valid for 1 year or less	11.00	1.75	5.00	4.25
11	Valid for more than 1 year				
12	but not more than 2 years	22.00	1.75	5.00	15.25
13	Valid for more than 2 years				
14	but not more than 3 years	33.00	1.75	5.00	26.25
15	Valid for more than 3 years				
16	but not more than 4 years	44.00	1.75	5.00	37.25
17	Valid for 5 years	55.00	1.75	5.00	48.25
18	Bioptic or telescopic lens				
19	restriction:				
20	Valid for one year or less	11.00	1.75	5.00	4.25
21	Valid for more than 1 year				
22	but not more than 2 years	22.00	1.75	5.00	15.25
23	Replacement	11.00	2.75	6.00	2.25
24	Add, change, or remove class,				
25	endorsement, or restriction	10.00	1.75	5.00	3.25
26	CLP-commercial learner's				
27	permit:				
28	Original or renewal	10.00	.25	5.00	4.75
29	Replacement	10.00	.25	5.00	4.75

1	Add, change, or remove class,				
2	endorsement, or restriction	10.00	.25	5.00	4.75
3	Seasonal permit:				
4	Original or renewal	10.00	.25	5.00	4.75
5	Replacement	10.00	.25	5.00	4.75
6	Add, change, or remove class,				
7	endorsement, or restriction	10.00	.25	5.00	4.75
8	School bus permit:				
9	Original or renewal	5.00	0	5.00	0
10	Replacement	5.00	0	5.00	0
11	Add, change, or remove class,				
12	endorsement, or restriction	5.00	0	5.00	0

13 (3) If the department issues an operator's license or a state
14 identification card for which a fee is collected, the department shall
15 remit the county portion of the fees to the State Treasurer for credit to
16 the Department of Motor Vehicles Cash Fund.

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

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

29 (c) The fee for adding, changing, or removing a class, endorsement,
30 or restriction on an ignition interlock permit shall be five dollars. The

1 fee shall be remitted to the State Treasurer for credit to the Department
2 of Motor Vehicles Cash Fund.

3 (5) Except as otherwise provided in subsection (6) of this section,
4 the ~~The~~ department and its agents may collect an identity security
5 surcharge to cover the cost of security and technology practices used to
6 protect the identity of applicants for and holders of operators' licenses
7 and state identification cards and to reduce identity theft, fraud, and
8 forgery and counterfeiting of such licenses and cards to the maximum
9 extent possible. The surcharge shall be in addition to all other required
10 fees for operators' licenses and state identification cards. The amount
11 of the surcharge shall be determined by the department. The surcharge
12 shall not exceed eight dollars. The surcharge shall be remitted to the
13 State Treasurer for credit to the Department of Motor Vehicles Cash Fund.

14 (6) An applicant for a state identification card who indicates that
15 he or she is in need of a state identification card for purposes of
16 voting under the Election Act shall be issued a state identification card
17 at no cost.

18 Sec. 74. Section 60-4,181, Revised Statutes Cumulative Supplement,
19 2014, is amended to read:

20 60-4,181 (1) Each applicant for a state identification card shall
21 provide the information and documentation required by section 60-484 and
22 also, beginning on an implementation date designated by the director on
23 or before January 1, 2014, the information and documentation required by
24 section 60-484.04. The form of the state identification card shall comply
25 with section 60-4,117. Upon presentation of an applicant's issuance
26 certificate, the county treasurer shall collect the fee and surcharge if
27 required ~~as prescribed~~ in section 60-4,115 and issue a receipt to the
28 applicant which is valid up to thirty days. The state identification card
29 shall be delivered to the applicant as provided in section 60-4,113.

30 (2) The director may summarily cancel any state identification card,
31 and any judge or magistrate may order a state identification card

1 canceled in a judgment of conviction, if the application or issuance
2 certificate for the card contains any false or fraudulent statements
3 which were deliberately and knowingly made as to any matter material to
4 the issuance of the card or if the application or issuance certificate
5 does not contain required or correct information. Any state
6 identification card so obtained shall be void from the date of issuance.
7 Any judgment of conviction ordering cancellation of a state
8 identification card shall be transmitted to the director who shall cancel
9 the card.

10 (3) This subsection applies beginning on an implementation date
11 designated by the director on or before January 1, 2014. No person shall
12 be a holder of a state identification card and an operator's license at
13 the same time.

14 Sec. 75. Original sections 32-107, 32-108, 32-114, 32-115, 32-221,
15 32-302, 32-306, 32-307, 32-311.01, 32-314, 32-807, 32-813, 32-901,
16 32-904, 32-906, 32-907, 32-910, 32-912, 32-913, 32-914, 32-916, 32-917,
17 32-918, 32-919, 32-920, 32-921, 32-922, 32-923, 32-925, 32-927, 32-929,
18 32-934, 32-935, 32-936, 32-937, 32-938, 32-940, 32-945, 32-952, 32-1001,
19 32-1041, 32-1302, 32-1307, 32-1403, 32-1502, 32-1503, 32-1504, 32-1508,
20 32-1512, 32-1519, 32-1528, 32-1530, 32-1531, and 32-1532, Reissue Revised
21 Statutes of Nebraska, and sections 32-101, 32-308, 32-310, 32-311,
22 32-321, 32-325, 32-816, 32-902, 32-915, 32-933, 32-941, 32-947, 32-953,
23 32-1002, 32-1027, 60-4,115, and 60-4,181, Revised Statutes Cumulative
24 Supplement, 2014, are repealed.

25 Sec. 76. The following section is outright repealed: Section
26 32-318.01, Reissue Revised Statutes of Nebraska.