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## LEGISLATURE OF NEBRASKA ONE HUNDRED SEVENTH LEGISLATURE

SECOND SESSION

## **LEGISLATIVE BILL 1110**

Introduced by Slama, 1.

Read first time January 19, 2022

Committee: Transportation and Telecommunications

1 A BILL FOR AN ACT relating to motor vehicles; to amend sections 60-103, 2 60-123, 60-135.01, 60-153, 60-305, 60-339, 60-358.01, 60-3,100, 3 60-3,104, 60-3,135.01, 60-3,143, 60-3,187, 60-3,190, 60-3,221, 4 60-471, 60-4,114, 60-4,123, 60-4,123.01, 60-4,124, 60-501, 60-6,266, 60-6,355, and 60-6,356, Reissue Revised Statutes of 5 60-6,279, 6 Nebraska, and section 23-187, Revised Statutes Cumulative 7 Supplement, 2020; to authorize county boards to regulate the operation of certain all-terrain vehicles and utility-type vehicles 8 on highways within counties; to redefine terms; to change provisions 9 relating to certificates of title for all-terrain vehicles and 10 utility-type vehicles; to require registration and provide for fees 11 and taxes for certain all-terrain vehicles and utility-type 12 13 vehicles; to change provisions relating to the driving skills test 14 for the Class O operator's license; to change certain safety 15 provisions of the Nebraska Rules of the Road; to authorize the operation of certain all-terrain vehicles and utility-type vehicles 16 on highways as prescribed; to harmonize provisions; to provide an 17 18 operative date; and to repeal the original sections.

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

- 1 Section 1. Section 23-187, Revised Statutes Cumulative Supplement,
- 2 2020, is amended to read:
- 3 23-187 (1) In addition to the powers granted by section 23-104, a
- 4 county may, in the manner specified by sections 23-187 to 23-193,
- 5 regulate the following subjects by ordinance:
- 6 (a) Parking of motor vehicles on public roads, highways, and rights-
- 7 of-way as it pertains to snow removal for and access by emergency
- 8 vehicles to areas within the county;
- 9 (b) Motor vehicles as defined in section 60-339 that are abandoned
- 10 on public or private property;
- 11 (c) Low-speed vehicles as described and operated pursuant to section
- 12 60-6,380;
- 13 (d) Golf car vehicles as described and operated pursuant to section
- 14 60-6,381;
- (e) Graffiti on public or private property;
- 16 (f) False alarms from electronic security systems that result in
- 17 requests for emergency response from law enforcement or other emergency
- 18 responders;
- 19 (g) Violation of the public peace and good order of the county by
- 20 disorderly conduct, lewd or lascivious behavior, or public nudity;
- 21 (h) Peddlers, hawkers, or solicitors operating for commercial
- 22 purposes. If a county adopts an ordinance under this subdivision, the
- 23 ordinance shall provide for registration of any such peddler, hawker, or
- 24 solicitor without any fee and allow the operation or conduct of any
- 25 registered peddler, hawker, or solicitor in all areas of the county where
- 26 the county has jurisdiction and where a city or village has not otherwise
- 27 regulated such operation or conduct;—and
- (i) Operation of vehicles on any highway or restrictions on the
- 29 weight of vehicles pursuant to section 60-681; and -
- 30 <u>(j) Operation of all-terrain vehicles and utility-type vehicles</u>
- 31 pursuant to section 60-6,356 on highways as defined in section 60-624

- 1 outside the corporate limits of a city or village.
- 2 (2) For the enforcement of any ordinance authorized by this section,
- 3 a county may impose fines, forfeitures, or penalties and provide for the
- 4 recovery, collection, and enforcement of such fines, forfeitures, or
- 5 penalties. A county may also authorize such other measures for the
- 6 enforcement of ordinances as may be necessary and proper. A fine enacted
- 7 pursuant to this section shall not exceed five hundred dollars for each
- 8 offense.
- 9 Sec. 2. Section 60-103, Reissue Revised Statutes of Nebraska, is
- 10 amended to read:
- 11 60-103 All-terrain vehicle means any motorized off-highway device
- 12 <u>manufactured for off-road use</u> which (1) is fifty inches or less in width,
- 13 (2) has a dry weight of twelve hundred pounds or less, (3) travels on
- 14 three or more nonhighway tires, and (4) is designed for operator use only
- 15 with no passengers or is specifically designed by the original
- 16 manufacturer for the operator and one passenger.
- 17 Sec. 3. Section 60-123, Reissue Revised Statutes of Nebraska, is
- 18 amended to read:
- 19 60-123 Motor vehicle means any vehicle propelled by any power other
- 20 than muscular power. Motor vehicle does not include (1) mopeds, (2) farm
- 21 tractors, (3) self-propelled equipment designed and used exclusively to
- 22 carry and apply fertilizer, chemicals, or related products to
- 23 agricultural soil and crops, agricultural floater-spreader implements,
- 24 and other implements of husbandry designed for and used primarily for
- 25 tilling the soil and harvesting crops or feeding livestock, (4) power
- 26 unit hay grinders or a combination which includes a power unit and a hay
- 27 grinder when operated without cargo, (5) vehicles which run only on rails
- 28 or tracks, (6) off-road designed vehicles not authorized by law for use
- on a highway, including, but not limited to, golf car vehicles, go-carts,
- 30 riding lawnmowers, garden tractors, all-terrain vehicles, utility-type
- 31  $\frac{\text{vehicles}_{T}}{\text{vehicles}_{T}}$  snowmobiles registered or exempt from registration under

- 1 sections 60-3,207 to 60-3,219, and minibikes, (7) road and general-
- 2 purpose construction and maintenance machinery not designed or used
- 3 primarily for the transportation of persons or property, including, but
- 4 not limited to, ditchdigging apparatus, asphalt spreaders, bucket
- 5 loaders, leveling graders, earthmoving carryalls, power shovels,
- 6 earthmoving equipment, and crawler tractors, (8) self-propelled chairs
- 7 used by persons who are disabled, (9) electric personal assistive
- 8 mobility devices, and (10) bicycles as defined in section 60-611.
- 9 Sec. 4. Section 60-135.01, Reissue Revised Statutes of Nebraska, is
- 10 amended to read:
- 11 60-135.01 (1) Utility-type vehicle means any motorized off-highway
- 12 device <u>manufactured for off-road use</u> which (a) is seventy-four inches in
- 13 width or less, (b) is not more than one hundred eighty inches, including
- 14 the bumper, in length, (c) has a dry weight of two thousand pounds or
- 15 less, and (d) travels on four or more nonhighway tires.
- 16 (2) Utility-type vehicle does not include all-terrain vehicles, golf
- 17 car vehicles, or low-speed vehicles.
- 18 Sec. 5. Section 60-153, Reissue Revised Statutes of Nebraska, is
- 19 amended to read:
- 20 60-153 (1) A certificate of title shall be printed upon safety
- 21 security paper to be selected by the department. The certificate of
- 22 title, manufacturer's statement of origin, and assignment of
- 23 manufacturer's certificate shall be upon forms prescribed by the
- 24 department and may include, but shall not be limited to, county of
- 25 issuance, date of issuance, certificate of title number, previous
- 26 certificate of title number, vehicle identification number, year, make,
- 27 model, and body type of the vehicle, name and residential and mailing
- 28 address of the owner, acquisition date, issuing county treasurer's
- 29 signature and official seal, and sufficient space for the notation and
- 30 release of liens, mortgages, or encumbrances, if any. A certificate of
- 31 title issued on or after September 1, 2007, shall include the words "void

- 1 if altered". A certificate of title that is altered shall be deemed a
- 2 mutilated certificate of title. The certificate of title of an all-
- 3 terrain vehicle or  $\tau$  utility-type vehicle shall include the words
- 4 <u>"manufactured for off-road use". The certificate of title of a</u> , or
- 5 minibike shall include the words "not to be registered for road use".
- 6 (2) An assignment of certificate of title shall appear on each
- 7 certificate of title and shall include, but not be limited to, a
- 8 statement that the owner of the vehicle assigns all his or her right,
- 9 title, and interest in the vehicle, the name and address of the assignee,
- 10 the name and address of the lienholder or secured party, if any, and the
- 11 signature of the owner or the owner's parent, legal guardian, foster
- 12 parent, or agent in the case of an owner who is a handicapped or disabled
- person as defined in section 60-331.02.
- 14 (3) A reassignment by a dealer shall appear on each certificate of
- 15 title and shall include, but not be limited to, a statement that the
- 16 dealer assigns all his or her right, title, and interest in the vehicle,
- 17 the name and address of the assignee, the name and address of the
- 18 lienholder or secured party, if any, and the signature of the dealer or
- 19 designated representative. Reassignments shall be printed on the reverse
- 20 side of each certificate of title as many times as convenient.
- 21 (4) The department may prescribe a secure power-of-attorney form and
- 22 may contract with one or more persons to develop, provide, sell, and
- 23 distribute secure power-of-attorney forms in the manner authorized or
- 24 required by the federal Truth in Mileage Act of 1986 and any other
- 25 federal law or regulation. Any secure power-of-attorney form authorized
- 26 pursuant to a contract shall conform to the terms of the contract and be
- 27 in strict compliance with the requirements of the department.
- 28 (5) A certificate of title for a former military vehicle shall
- 29 include the words "former military vehicle".
- 30 Sec. 6. Section 60-305, Reissue Revised Statutes of Nebraska, is
- 31 amended to read:

1 60-305 All-terrain vehicle means any motor motorized off-highway vehicle <u>manufactured for off-road use</u> which (1) is fifty inches or less 2 in width, (2) has a dry weight of twelve hundred pounds or less, (3) 3 4 travels on three or more nonhighway tires, and (4) is designed for operator use only with no passengers or is specifically designed by the 5 original manufacturer for the operator and one passenger. All-terrain 6 7 vehicles which have been modified or retrofitted with after-market parts to include additional equipment not required by sections 60-6,357 and 8 9 60-6,358 shall not be registered under the Motor Vehicle Registration 10 Act, nor shall such modified or retrofitted vehicles be eligible for registration in any other category of vehicle defined in the act. 11

Sec. 7. Section 60-339, Reissue Revised Statutes of Nebraska, is amended to read:

60-339 Motor vehicle means any vehicle propelled by any power other 14 than muscular power. Motor vehicle does not include (1) mopeds, (2) farm 15 16 tractors, (3) self-propelled equipment designed and used exclusively to carry and apply fertilizer, chemicals, or related products 17 agricultural soil and crops, agricultural floater-spreader implements, 18 19 and other implements of husbandry designed for and used primarily for tilling the soil and harvesting crops or feeding livestock, (4) power 20 unit hay grinders or a combination which includes a power unit and a hay 21 22 grinder when operated without cargo, (5) vehicles which run only on rails 23 or tracks, (6) off-road designed vehicles not authorized by law for use 24 on a highway, including, but not limited to, golf car vehicles, go-carts, riding lawnmowers, garden tractors, all-terrain vehicles, utility-type 25 vehicles, snowmobiles registered or exempt from registration under 26 sections 60-3,207 to 60-3,219, and minibikes, (7) road and general-27 28 purpose construction and maintenance machinery not designed or used primarily for the transportation of persons or property, including, but 29 ditchdigging apparatus, asphalt spreaders, bucket 30 not limited to, loaders, leveling graders, earthmoving carryalls, 31 power shovels,

- 1 earthmoving equipment, and crawler tractors, (8) self-propelled chairs
- 2 used by persons who are disabled, (9) electric personal assistive
- 3 mobility devices, and (10) bicycles as defined in section 60-611.
- 4 Sec. 8. Section 60-358.01, Reissue Revised Statutes of Nebraska, is
- 5 amended to read:
- 6 60-358.01 (1) Utility-type vehicle means any motor motorized off-
- 7 highway vehicle manufactured for off-road use which (a) is seventy-four
- 8 inches in width or less, (b) is not more than one hundred eighty inches,
- 9 including the bumper, in length, (c) has a dry weight of two thousand
- 10 pounds or less, and (d) travels on four or more nonhighway tires.
- 11 Utility-type vehicles which have been modified or retrofitted with after-
- 12 market parts to include additional equipment not required by sections
- 13 60-6,357 and 60-6,358 shall not be registered under the Motor Vehicle
- 14 Registration Act, nor shall such modified or retrofitted vehicles be
- 15 eligible for registration in any other category of vehicle defined in the
- 16 act.
- 17 (2) Utility-type vehicle does not include all-terrain vehicles, golf
- 18 car vehicles, or low-speed vehicles.
- 19 Sec. 9. Section 60-3,100, Reissue Revised Statutes of Nebraska, is
- 20 amended to read:
- 21 60-3,100 (1) The department shall issue to every person whose motor
- 22 vehicle or trailer is registered one or two fully reflectorized license
- 23 plates upon which shall be displayed (a) the registration number
- 24 consisting of letters and numerals assigned to such motor vehicle or
- 25 trailer in figures not less than two and one-half inches nor more than
- 26 three inches in height and (b) also the word Nebraska suitably lettered
- 27 so as to be attractive. The license plates shall be of a color designated
- 28 by the director. The color of the plates shall be changed each time the
- 29 license plates are changed. Each time the license plates are changed, the
- 30 director shall secure competitive bids for materials pursuant to sections
- 31 81-145 to 81-162. Autocycle, motorcycle, minitruck, low-speed vehicle,

- 1 <u>all-terrain vehicle</u> and <u>utility-type vehicle</u>, and trailer license plate
- 2 letters and numerals may be one-half the size of those required in this
- 3 section.
- 4 (2)(a) Except as otherwise provided in this subsection, two license
- 5 plates shall be issued for every motor vehicle.
- 6 (b) One license plate shall be issued for (i) <u>all-terrain vehicles</u>
- 7 and utility-type vehicles, (ii) apportionable vehicles, (iii) (ii) buses,
- 8 (iv) (iii) dealers, (v) (iv) minitrucks, (vi) (v) motorcycles, other than
- 9 autocycles, (vii) (vi) special interest motor vehicles that use the
- 10 special interest motor vehicle license plate authorized by and issued
- under section 60-3,135.01, (viii) (vii) trailers, (ix) and (viii) truck-
- 12 tractors.
- 13 (c)(i) One license plate shall be issued, upon request and
- 14 compliance with this subdivision, for any passenger car which is not
- 15 manufactured to be equipped with a bracket on the front of the vehicle to
- 16 display a license plate. A license decal shall be issued with the license
- 17 plate as provided in subdivision (ii) of this subdivision and shall be
- 18 displayed on the driver's side of the windshield. In order to request a
- 19 single license plate and license decal, there shall be an additional
- 20 annual nonrefundable registration fee of fifty dollars plus the cost of
- 21 the decal paid to the county treasurer at the time of registration. All
- 22 fees collected under this subdivision shall be remitted to the State
- 23 Treasurer for credit to the Highway Trust Fund.
- 24 (ii) The department shall design, procure, and furnish to the county
- 25 treasurers a license decal which shall be displayed as evidence that a
- 26 license plate has been obtained under this subdivision. Each county
- 27 treasurer shall furnish a license decal to the person obtaining the
- 28 plate.
- 29 (d) When two license plates are issued, one shall be prominently
- 30 displayed at all times on the front and one on the rear of the registered
- 31 motor vehicle or trailer. When only one plate is issued, it shall be

- 1 prominently displayed on the rear of the registered motor vehicle or
- 2 trailer. When only one plate is issued for motor vehicles registered
- pursuant to section 60-3,198 and truck-tractors, it shall be prominently 3
- 4 displayed on the front of the apportionable vehicle.
- 5 Sec. 10. Section 60-3,104, Reissue Revised Statutes of Nebraska, is
- amended to read: 6
- 7 60-3,104 The department shall issue the following types of license
- 8 plates:
- (1) All-terrain vehicle and utility-type vehicle license plates 9
- 10 issued pursuant to section 60-3,100;
- (2) (1) Amateur radio station license plates issued pursuant to 11
- 12 section 60-3,126;
- (3) (2) Apportionable vehicle license plates issued pursuant to 13
- section 60-3,203; 14
- (4) (3) Autocycle license plates issued pursuant to section 15
- 60-3,100; 16
- 17 (5) (4) Boat dealer license plates issued pursuant to section
- 60-379; 18
- (6) (5) Breast Cancer Awareness Plates issued pursuant to sections 19
- 60-3,230 and 60-3,231; 20
- (7) (6) Bus license plates issued pursuant to section 60-3,144; 21
- (8) (7) Choose Life License Plates issued pursuant to sections 22
- 60-3,232 and 60-3,233; 23
- 24 (9) (8) Commercial motor vehicle license plates issued pursuant to
- 25 section 60-3,147;
- (10) (9) Dealer or manufacturer license plates issued pursuant to 26
- 27 sections 60-3,114 and 60-3,115;
- 28 (11) (10) Disabled veteran license plates issued pursuant to section
- 60-3,124; 29
- (12) (11) Donate Life Plates issued pursuant to sections 60-3,245 30
- and 60-3, 246; 31

1 (13) (12) Down Syndrome Awareness Plates issued pursuant to sections

- 2 60-3,247 and 60-3,248;
- 3 (14) Farm trailer license plates issued pursuant to section
- 4 60-3, 151;
- 5 (15) (14) Farm truck license plates issued pursuant to section
- 6 60-3,146;
- 7 (16) (15) Farm trucks with a gross weight of over sixteen tons
- 8 license plates issued pursuant to section 60-3,146;
- 9 (17) (16) Fertilizer trailer license plates issued pursuant to
- 10 section 60-3,151;
- 11 (18) (17) Former military vehicle license plates issued pursuant to
- 12 section 60-3,236;
- 13 (19) Gold Star Family license plates issued pursuant to
- 14 sections 60-3,122.01 and 60-3,122.02;
- 15 (20) (19) Handicapped or disabled person license plates issued
- 16 pursuant to section 60-3,113;
- 17 (21) (20) Historical vehicle license plates issued pursuant to
- 18 sections 60-3,130 to 60-3,134;
- 19 <u>(22)</u> Josh the Otter-Be Safe Around Water Plates issued pursuant
- 20 to section 60-3,258;
- 21 (23) (22) Local truck license plates issued pursuant to section
- 22 60-3, 145;
- 23 (24) (23) Metropolitan utilities district license plates issued
- 24 pursuant to section 60-3,228;
- 25 (25) <del>(24)</del> Military Honor Plates issued pursuant to sections
- 26 60-3,122.03 and 60-3,122.04;
- 27 (26) (25) Minitruck license plates issued pursuant to section
- 28 60-3,100;
- 29 <u>(27)</u> Motor vehicle license plates for motor vehicles owned or
- 30 operated by the state, counties, municipalities, or school districts
- 31 issued pursuant to section 60-3,105;

- 1 (28) (27) Motor vehicles exempt pursuant to section 60-3,107;
- 2 (29) (28) Motorcycle license plates issued pursuant to section
- 3 60-3, 100;
- 4 (30) (29) Mountain Lion Conservation Plates issued pursuant to
- 5 sections 60-3,226 and 60-3,227;
- 6 (31) <del>(30)</del> Native American Cultural Awareness and History Plates
- 7 issued pursuant to sections 60-3,234 and 60-3,235;
- 8 (32) (31) Nebraska Cornhusker Spirit Plates issued pursuant to
- 9 sections 60-3,127 to 60-3,129;
- 10 <u>(33)</u> Nebraska History Plates issued pursuant to sections
- 11 60-3,255 and 60-3,256;
- 12 (34) (33) Nebraska 150 Sesquicentennial Plates issued pursuant to
- 13 sections 60-3,223 to 60-3,225;
- 14 (35) (34) Nonresident owner thirty-day license plates issued
- 15 pursuant to section 60-382;
- 16 (36) (35) Passenger car having a seating capacity of ten persons or
- 17 less and not used for hire issued pursuant to section 60-3,143 other than
- 18 autocycles;
- 19 <u>(37)</u> Passenger car having a seating capacity of ten persons or
- 20 less and used for hire issued pursuant to section 60-3,143 other than
- 21 autocycles;
- 22 <u>(38)</u> <del>(37)</del> Pearl Harbor license plates issued pursuant to section
- 23 60-3,122;
- 24 (39) (38) Personal-use dealer license plates issued pursuant to
- 25 section 60-3,116;
- 26 (40) (39) Personalized message license plates for motor vehicles,
- 27 trailers, and semitrailers, except motor vehicles, trailers, and
- 28 semitrailers registered under section 60-3,198, issued pursuant to
- 29 sections 60-3,118 to 60-3,121;
- 30 (41) (40) Pets for Vets Plates issued pursuant to sections 60-3,249
- 31 and 60-3,250;

- 1 (42) (41) Prisoner-of-war license plates issued pursuant to section
- 2 60-3,123;
- 3 (43) (42) Prostate Cancer Awareness Plates issued pursuant to
- 4 section 60-3,240;
- 5 (44) (43) Public power district license plates issued pursuant to
- 6 section 60-3,228;
- 7 (45) (44) Purple Heart license plates issued pursuant to section
- 8 60-3,125;
- 9 (46) (45) Recreational vehicle license plates issued pursuant to
- 10 section 60-3,151;
- 11 (47) (46) Repossession license plates issued pursuant to section
- 12 60-375;
- 13 (48) (47) Sammy's Superheroes license plates for childhood cancer
- 14 awareness issued pursuant to section 60-3,242;
- 15 (49) (48) Special interest motor vehicle license plates issued
- 16 pursuant to section 60-3,135.01;
- 17 (50) (49) Specialty license plates issued pursuant to sections
- 18 60-3,104.01 and 60-3,104.02;
- 19 (51) (50) Support the Arts Plates issued pursuant to sections
- 20 60-3,251 and 60-3,252;
- 21 <u>(52)</u> <del>(51)</del> Support Our Troops Plates issued pursuant to sections
- 22 60-3,243 and 60-3,244;
- 23 (53) (52) The Good Life Is Outside Plates issued pursuant to
- 24 sections 60-3,253 and 60-3,254;
- 25 (54) (53) Trailer license plates issued for trailers owned or
- 26 operated by the state, counties, municipalities, or school districts
- 27 issued pursuant to section 60-3,106;
- 28 (55) (54) Trailer license plates issued for trailers owned or
- 29 operated by a metropolitan utilities district or public power district
- 30 pursuant to section 60-3,228;
- 31 (56) (55) Trailer license plates issued pursuant to section

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- 1 60-3,100;
- 2 (57) (56) Trailers exempt pursuant to section 60-3,108;
- 3 (58) (57) Transporter license plates issued pursuant to section

- 4 60-378;
- 5 (59) (58) Trucks or combinations of trucks, truck-tractors, or
- trailers which are not for hire and engaged in soil and water 6
- conservation work and used for the purpose of transporting pipe and 7
- equipment exclusively used by such contractors for soil and water 8
- 9 conservation construction license plates issued pursuant to section
- 10 60-3,149;
- (60) (59) Utility trailer license plates issued pursuant to section 11
- 60-3,151; 12
- 13 (61) (60) Well-boring apparatus and well-servicing equipment license
- plates issued pursuant to section 60-3,109; and 14
- (62) (61) Wildlife Conservation Plates issued pursuant to section 15
- 60-3,238. 16
- 17 Sec. 11. Section 60-3,135.01, Reissue Revised Statutes of Nebraska,
- 18 is amended to read:
- 19 60-3,135.01 (1) The department shall either modify an existing plate
- design or design license plates to identify special interest motor 20
- vehicles, to be known as special interest motor vehicle license plates. 21
- 22 The department, in designing such special interest motor vehicle license
- 23 shall include the words special interest and limit the plates,
- 24 manufacturing cost of each plate to an amount less than or equal to the
- 25 amount charged for license plates pursuant to section 60-3,102. The
- department shall choose the design of the plate. The department shall 26
- make applications available for this type of plate when it is designed. 27
- 28 (2) One type of special interest motor vehicle license plate shall
- be alphanumeric plates. The department shall: 29
- 30 (a) Assign a designation up to seven characters; and
- (b) Not use a county designation. 31

- 1 (3) One type of special interest motor vehicle license plate shall
- 2 be personalized message plates. Such plates shall be issued subject to
- 3 the same conditions specified for personalized message license plates in
- 4 section 60-3,118.
- 5 (4) A person may apply to the department for a special interest
- 6 motor vehicle license plate in lieu of regular license plates on an
- 7 application prescribed and provided by the department for any special
- 8 interest motor vehicle, except that no motor vehicle registered under
- 9 section 60-3,198, autocycle, motorcycle, <u>all-terrain vehicle</u>, <u>utility-</u>
- 10 <u>type vehicle</u>, or trailer shall be eligible for special interest motor
- 11 vehicle license plates. The department shall make forms available for
- 12 such applications through the county treasurers.
- 13 (5) The form shall contain a description of the special interest
- 14 motor vehicle owned and sought to be registered, including the make, body
- 15 type, model, serial number, and year of manufacture.
- 16 (6)(a) In addition to all other fees required to register a motor
- 17 vehicle, each application for initial issuance or renewal of a special
- 18 interest motor vehicle license plate shall be accompanied by a special
- 19 interest motor vehicle license plate fee of fifty dollars. Twenty-five
- 20 dollars of the special interest motor vehicle license plate fee shall be
- 21 remitted to the State Treasurer for credit to the Department of Motor
- 22 Vehicles Cash Fund, and twenty-five dollars of the special interest motor
- 23 vehicle license plate fee shall be remitted to the State Treasurer for
- 24 credit to the Highway Trust Fund.
- 25 (b) If a special interest motor vehicle license plate is lost,
- 26 stolen, or mutilated, the owner shall be issued a replacement license
- 27 plate pursuant to section 60-3,157.
- 28 (7) When the department receives an application for a special
- 29 interest motor vehicle license plate, the department may deliver the
- 30 plate and registration certificate to the applicant by United States mail
- 31 or to the county treasurer of the county in which the special interest

- 1 motor vehicle is registered and the delivery of the plate and 2 registration certificate shall be made through a secure process and system. Beginning on an implementation date designated by the director on 3 or before January 1, 2022, if delivery of the plates and registration 4 certificate is made by the department to the applicant, the department 5 may charge a postage and handling fee in an amount not more than 6 7 necessary to recover the cost of postage and handling for the specific 8 items mailed to the registrant. The department shall remit the fee to the 9 State Treasurer for credit to the Department of Motor Vehicles Cash Fund. The county treasurer or the department shall issue the special interest 10 motor vehicle license plate in lieu of regular license plates when the 11 applicant complies with the other provisions of the Motor Vehicle 12 13 Registration Act for registration of the special interest motor vehicle.
- (8) If the cost of manufacturing special interest motor vehicle 14 license plates at any time exceeds the amount charged for license plates 15 pursuant to section 60-3,102, any money to be credited to the Department 16 of Motor Vehicles Cash Fund under this section shall instead be credited 17 first to the Highway Trust Fund in an amount equal to the difference 18 between the manufacturing costs of special interest motor vehicle license 19 plates and the amount charged pursuant to section 60-3,102 with respect 20 to such license plates and the remainder shall be credited to the 21 22 Department of Motor Vehicles Cash Fund.
- 23 (9) The special interest motor vehicle license plate shall be 24 affixed to the rear of the special interest motor vehicle.
- (10) A special interest motor vehicle shall not be used for the same purposes and under the same conditions as other motor vehicles of the same type and shall not be used for business or occupation or regularly for transportation to and from work. A special interest motor vehicle may be driven on the public streets and roads only for occasional transportation, public displays, parades, and related pleasure or hobby activities.

- 1 (11) It shall be unlawful to own or operate a motor vehicle with
- 2 special interest motor vehicle license plates in violation of this
- 3 section. Upon conviction of a violation of any provision of this section,
- 4 a person shall be guilty of a Class V misdemeanor.
- 5 (12) For purposes of this section, special interest motor vehicle
- 6 means a motor vehicle of any age which is being collected, preserved,
- 7 restored, or maintained by the owner as a leisure pursuit and not used
- 8 for general transportation of persons or cargo.
- 9 Sec. 12. Section 60-3,143, Reissue Revised Statutes of Nebraska, is
- 10 amended to read:
- 11 60-3,143 (1) For all-terrain vehicles, the registration fee shall
- 12 be six dollars.
- 13 (2) (1) For autocycles, the registration fee shall be six dollars as
- 14 provided in section 60-3,153.
- 15 (3) For utility-type vehicles, the registration fee shall be six
- 16 dollars.
- 17 (4) (2) For every motor vehicle of ten-passenger capacity or less
- 18 and not used for hire, the registration fee shall be fifteen dollars.
- 19 (5) (3) For each motor vehicle having a seating capacity of ten
- 20 persons or less and used for hire, the registration fee shall be six
- 21 dollars plus an additional four dollars for every person such motor
- 22 vehicle is equipped to carry in addition to the driver.
- 23 (6) (4) For motor vehicles leased for hire when no driver or
- 24 chauffeur is furnished by the lessor as part of the consideration paid
- 25 for by the lessee, incident to the operation of the leased motor vehicle,
- 26 the fee shall be fifteen dollars.
- 27 Sec. 13. Section 60-3,187, Reissue Revised Statutes of Nebraska, is
- 28 amended to read:
- 29 60-3,187 (1) The motor vehicle tax schedules are set out in this
- 30 section.
- 31 (2) The motor vehicle tax shall be calculated by multiplying the

 ${\tt 1}{\tt \ }$  base tax times the fraction which corresponds to the age category of the

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2	vehicle	as	shown	in	the	following	table:
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3	YEAR	FRACTION
4	First	1.00
5	Second	0.90
6	Third	0.80
7	Fourth	0.70
8	Fifth	0.60
9	Sixth	0.51
10	Seventh	0.42
11	Eighth	0.33
12	Ninth	0.24
13	Tenth and Eleventh	0.15
14	Twelfth and Thirteenth	0.07
15	Fourteenth and older	0.00
4.0	(a) The hard too shell he	

16 (3) The base tax shall be:

17 (a) Automobiles, autocycles, and motorcycles - An amount determined

18 using the following table:

19	Value when new	Base tax
20	Up to \$3,999	\$ 25
21	\$4,000 to \$5,999	35
22	\$6,000 to \$7,999	45
23	\$8,000 to \$9,999	60
24	\$10,000 to \$11,999	100
25	\$12,000 to \$13,999	140
26	\$14,000 to \$15,999	180
27	\$16,000 to \$17,999	220
28	\$18,000 to \$19,999	260
29	\$20,000 to \$21,999	300
30	\$22,000 to \$23,999	340

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1	\$24,000 to \$25,999	380
2	\$26,000 to \$27,999	420
3	\$28,000 to \$29,999	460
4	\$30,000 to \$31,999	500
5	\$32,000 to \$33,999	540
6	\$34,000 to \$35,999	580
7	\$36,000 to \$37,999	620
8	\$38,000 to \$39,999	660
9	\$40,000 to \$41,999	700
10	\$42,000 to \$43,999	740
11	\$44,000 to \$45,999	780
12	\$46,000 to \$47,999	820
13	\$48,000 to \$49,999	860
14	\$50,000 to \$51,999	900
15	\$52,000 to \$53,999	940
16	\$54,000 to \$55,999	980
17	\$56,000 to \$57,999	1,020
18	\$58,000 to \$59,999	1,060
19	\$60,000 to \$61,999	1,100
20	\$62,000 to \$63,999	1,140
21	\$64,000 to \$65,999	1,180
22	\$66,000 to \$67,999	1,220
23	\$68,000 to \$69,999	1,260
24	\$70,000 to \$71,999	1,300
25	\$72,000 to \$73,999	1,340
26	\$74,000 to \$75,999	1,380
27	\$76,000 to \$77,999	1,420
28	\$78,000 to \$79,999	1,460
29	\$80,000 to \$81,999	1,500
30	\$82,000 to \$83,999	1,540

LB111 2022	0 LB1110 2022
1	\$84,000 to \$85,999 1,580
2	\$86,000 to \$87,999 1,620
3	\$88,000 to \$89,999 1,660
4	\$90,000 to \$91,999 1,700
5	\$92,000 to \$93,999 1,740
6	\$94,000 to \$95,999 1,780
7	\$96,000 to \$97,999 1,820
8	\$98,000 to \$99,999 1,860
9	\$100,000 and over 1,900
10	(b) Assembled automobiles — \$60
11	(c) Assembled motorcycles other than autocycles — \$25
12	(d) Cabin trailers, up to one thousand pounds — \$10
13	(e) Cabin trailers, one thousand pounds and over and less than two
14	thousand pounds — \$25
15	(f) Cabin trailers, two thousand pounds and over — \$40
16	(g) Recreational vehicles, less than eight thousand pounds — \$160
17	(h) Recreational vehicles, eight thousand pounds and over and less
18	than twelve thousand pounds — \$410
19	(i) Recreational vehicles, twelve thousand pounds and over — \$860
20	(j) Assembled recreational vehicles and buses shall follow the
21	schedules for body type and registered weight
22	(k) Trucks - Over seven tons and less than ten tons — \$360
23	(1) Trucks - Ten tons and over and less than thirteen tons — \$560
24	(m) Trucks - Thirteen tons and over and less than sixteen tons —
25	\$760
26	(n) Trucks - Sixteen tons and over and less than twenty-five tons — \$960
27 28	(o) Trucks - Twenty-five tons and over — \$1,160
29	(p) Buses — \$360
30	(q) Trailers other than semitrailers — \$10
31	(r) Semitrailers — \$110
	( )

- 1 (s) Former military vehicles \$50
- 2 (t) Minitrucks \$50
- 3 (u) Low-speed vehicles \$50
- 4 (v) All-terrain vehicles and utility-type vehicles \$50
- 5 (4) For purposes of subsection (3) of this section, truck means all
- 6 trucks and combinations of trucks except those trucks, trailers, or
- 7 combinations thereof registered under section 60-3,198, and the tax is
- 8 based on the gross vehicle weight rating as reported by the manufacturer.
- 9 (5) Current model year vehicles are designated as first-year motor
- 10 vehicles for purposes of the schedules.
- 11 (6) When a motor vehicle is registered which is newer than the
- 12 current model year by the manufacturer's designation, the motor vehicle
- 13 is subject to the initial motor vehicle tax in the first registration
- 14 period and ninety-five percent of the initial motor vehicle tax in the
- 15 second registration period.
- 16 (7) Assembled cabin trailers, assembled recreational vehicles, and
- 17 assembled buses shall be designated as sixth-year motor vehicles in their
- 18 first year of registration for purposes of the schedules.
- 19 (8) When a motor vehicle is registered which is required to have a
- 20 title branded as previous salvage pursuant to section 60-174, the motor
- 21 vehicle tax shall be reduced by twenty-five percent.
- Sec. 14. Section 60-3,190, Reissue Revised Statutes of Nebraska, is
- 23 amended to read:
- 24 60-3,190 (1) A motor vehicle fee is imposed on all motor vehicles
- 25 registered for operation in this state. An owner of a motor vehicle which
- 26 is exempt from the imposition of a motor vehicle tax pursuant to section
- 27 60-3,185 shall also be exempt from the imposition of the motor vehicle
- 28 fee imposed pursuant to this section.
- 29 (2) The department shall annually determine the motor vehicle fee on
- 30 each motor vehicle registered pursuant to this section and shall cause a
- 31 notice of the amount to be delivered to the registrant. The notice shall

1 be combined with the notice of the motor vehicle tax required by section

- 2 60-3,186.
- 3 (3) The motor vehicle fee schedules are set out in this subsection
- 4 and subsection (4) of this section. Except for automobiles with a value
- 5 when new of less than \$20,000, and for assembled, reconstructed-
- 6 designated, and replica-designated automobiles, the fee shall be
- 7 calculated by multiplying the base fee times the fraction which
- 8 corresponds to the age category of the automobile as shown in the
- 9 following table:
- 10 YEAR FRACTION
- 11 First through fifth 1.00
- 12 Sixth through tenth .70
- 13 Eleventh and over .35
- 14 (4) The base fee shall be:
- 15 (a) Automobiles, with a value when new of less than \$20,000, and
- 16 assembled, reconstructed-designated, and replica-designated automobiles -
- 17 \$5
- 18 (b) Automobiles, with a value when new of \$20,000 through \$39,999 -
- 19 \$20
- 20 (c) Automobiles, with a value when new of \$40,000 or more \$30
- 21 (d) <u>All-terrain vehicles</u>, <u>autocycles</u>, <u>motorcycles</u>, <u>and utility-type</u>
- 22 <u>vehicles</u> Motorcycles and autocycles \$10
- 23 (e) Recreational vehicles and cabin trailers \$10
- 24 (f) Trucks over seven tons and buses \$30
- 25 (g) Trailers other than semitrailers \$10
- 26 (h) Semitrailers \$30
- 27 (i) Former military vehicles \$10
- 28 (j) Minitrucks \$10
- 29 (k) Low-speed vehicles \$10.
- 30 (5) The motor vehicle tax, motor vehicle fee, and registration fee
- 31 shall be paid to the county treasurer prior to the registration of the

- 1 motor vehicle for the following registration period. After retaining one
- 2 percent of the motor vehicle fee collected for costs, the remaining
- 3 proceeds shall be remitted to the State Treasurer for credit to the Motor
- 4 Vehicle Fee Fund. The State Treasurer shall return funds from the Motor
- 5 Vehicle Fee Fund remitted by a county treasurer which are needed for
- 6 refunds or credits authorized by law.
- 7 (6)(a) The Motor Vehicle Fee Fund is created. On or before the last
- 8 day of each calendar quarter, the State Treasurer shall distribute all
- 9 funds in the Motor Vehicle Fee Fund as follows: (i) Fifty percent to the
- 10 county treasurer of each county, amounts in the same proportion as the
- 11 most recent allocation received by each county from the Highway
- 12 Allocation Fund; and (ii) fifty percent to the treasurer of each
- 13 municipality, amounts in the same proportion as the most recent
- 14 allocation received by each municipality from the Highway Allocation
- 15 Fund. Any money in the fund available for investment shall be invested by
- 16 the state investment officer pursuant to the Nebraska Capital Expansion
- 17 Act and the Nebraska State Funds Investment Act.
- 18 (b) Funds from the Motor Vehicle Fee Fund shall be considered local
- 19 revenue available for matching state sources.
- 20 (c) All receipts by counties and municipalities from the Motor
- 21 Vehicle Fee Fund shall be used for road, bridge, and street purposes.
- 22 (7) For purposes of subdivisions (4)(a), (b), (c), and (f) of this
- 23 section, automobiles or trucks includes all trucks and combinations of
- 24 trucks or truck-tractors, except those trucks, trailers, or semitrailers
- 25 registered under section 60-3,198, and the fee is based on the gross
- 26 vehicle weight rating as reported by the manufacturer.
- 27 (8) Current model year vehicles are designated as first-year motor
- 28 vehicles for purposes of the schedules.
- 29 (9) When a motor vehicle is registered which is newer than the
- 30 current model year by the manufacturer's designation, the motor vehicle
- 31 is subject to the initial motor vehicle fee for six registration periods.

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1 (10) Assembled vehicles other than assembled, reconstructed-

- 2 designated, or replica-designated automobiles shall follow the schedules
- 3 for the motor vehicle body type.
- 4 Sec. 15. Section 60-3,221, Reissue Revised Statutes of Nebraska, is
- 5 amended to read:
- 6 60-3,221 (1) Except as otherwise provided in the Motor Vehicle
- 7 Registration Act:
- 8 (a) A cabin trailer shall only be towed by a properly registered:
- 9 (i) Passenger car;
- (ii) Commercial motor vehicle or apportionable vehicle;
- 11 (iii) Farm truck;
- 12 (iv) Local truck;
- 13 (v) Minitruck;
- 14 (vi) Recreational vehicle; or
- 15 (vii) Bus;
- 16 (b) A utility trailer shall only be towed by:
- 17 (i) A properly registered passenger car;
- 18 (ii) A properly registered commercial motor vehicle or apportionable
- 19 vehicle;
- 20 (iii) A properly registered farm truck;
- 21 (iv) A properly registered local truck;
- 22 (v) A properly registered minitruck;
- 23 (vi) A properly registered recreational vehicle;
- 24 (vii) A properly registered motor vehicle which is engaged in soil
- and water conservation pursuant to section 60-3,149;
- 26 (viii) A properly registered well-boring apparatus;
- 27 (ix) A dealer-plated vehicle;
- 28 (x) A personal-use dealer-plated vehicle;
- 29 (xi) A properly registered bus;—or
- 30 (xii) A properly registered public power district motor vehicle or,
- 31 beginning January 1, 2023, a properly registered metropolitan utilities

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1 district motor vehicle;
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- 2 (xiii) A properly registered all-terrain vehicle; or
- 3 (xiv) A properly registered utility-type vehicle;
- 4 (c) A farm trailer shall only be towed by a properly registered:
- 5 (i) Passenger car;
- 6 (ii) Commercial motor vehicle;
- 7 (iii) Farm truck;—or
- 8 (iv) Minitruck;
- 9 (v) All-terrain vehicles; or
- 10 (vi) Utility-type vehicles;
- 11 (d) A commercial trailer shall only be towed by:
- 12 (i) A properly registered motor vehicle which is engaged in soil and
- 13 water conservation pursuant to section 60-3,149;
- 14 (ii) A properly registered local truck;
- 15 (iii) A properly registered well-boring apparatus;
- 16 (iv) A properly registered commercial motor vehicle or apportionable
- 17 vehicle;
- 18 (v) A dealer-plated vehicle;
- 19 (vi) A personal-use dealer-plated vehicle;
- 20 (vii) A properly registered bus;
- 21 (viii) A properly registered farm truck; or
- 22 (ix) A properly registered public power district motor vehicle or,
- 23 beginning January 1, 2023, a properly registered metropolitan utilities
- 24 district motor vehicle;
- 25 (e) A fertilizer trailer shall only be towed by a properly
- 26 registered:
- 27 (i) Passenger car;
- 28 (ii) Commercial motor vehicle or apportionable vehicle;
- 29 (iii) Farm truck; or
- 30 (iv) Local truck;
- 31 (v) All-terrain vehicles; or

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- 1 (vi) Utility-type vehicles;
- 2 (f) A pole and cable reel trailer shall only be towed by a properly
- 3 registered:
- 4 (i) Commercial motor vehicle or apportionable vehicle;
- 5 (ii) Local truck; or
- 6 (iii) Public power district motor vehicle or, beginning January 1,
- 7 2023, metropolitan utilities district motor vehicle;
- 8 (g) A dealer-plated trailer shall only be towed by:
- 9 (i) A dealer-plated vehicle;
- 10 (ii) A properly registered passenger car;
- 11 (iii) A properly registered commercial motor vehicle or
- 12 apportionable vehicle;
- 13 (iv) A properly registered farm truck;
- 14 (v) A properly registered minitruck; or
- 15 (vi) A personal-use dealer-plated vehicle;
- 16 (vii) A properly registered all-terrain vehicle; or
- 17 (viii) A properly registered utility-type vehicle;
- 18 (h) Trailers registered pursuant to section 60-3,198 as part of an
- 19 apportioned fleet shall only be towed by:
- 20 (i) A properly registered motor vehicle which is engaged in soil and
- 21 water conservation pursuant to section 60-3,149;
- 22 (ii) A properly registered local truck;
- 23 (iii) A properly registered well-boring apparatus;
- 24 (iv) A properly registered commercial motor vehicle or apportionable
- 25 vehicle;
- 26 (v) A dealer-plated vehicle;
- 27 (vi) A personal-use dealer-plated vehicle;
- 28 (vii) A properly registered bus; or
- 29 (viii) A properly registered farm truck;—and
- 30 (ix) A properly registered all-terrain vehicle; or
- 31 (x) A properly registered utility-type vehicle; and

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1 (i) A trailer registered as a historical vehicle pursuant to

- 2 sections 60-3,130 to 60-3,134 shall only be towed by:
- 3 (i) A motor vehicle properly registered as a historical vehicle
- 4 pursuant to sections 60-3,130 to 60-3,134;
- 5 (ii) A properly registered passenger car;
- 6 (iii) properly registered commercial motor vehicle or
- 7 apportionable vehicle; or
- 8 (iv) A properly registered local truck.
- 9 (2) Nothing in this section shall be construed to waive compliance
- with the Nebraska Rules of the Road or Chapter 75. 10
- (3) Nothing in this section shall be construed to prohibit any motor 11
- vehicle or trailer from displaying dealer license plates or In Transit 12
- stickers authorized by section 60-376. 13
- Sec. 16. Section 60-471, Reissue Revised Statutes of Nebraska, is 14
- amended to read: 15
- 16 60-471 Motor vehicle means all vehicles propelled by any power other
- 17 than muscular power. Motor vehicle does not include (1) bicycles as
- defined in section 60-611, (2) self-propelled chairs used by persons who 18
- are disabled, (3) farm tractors, (4) farm tractors used occasionally 19
- outside general farm usage, (5) road rollers, (6) vehicles which run only 20
- on rails or tracks, (7) electric personal assistive mobility devices as 21
- defined in section 60-618.02, and (8) off-road designed vehicles not 22
- authorized by law for use on a highway, including, but not limited to, 23
- 24 go-carts, riding lawn mowers, garden tractors, all-terrain vehicles and
- 25 utility-type vehicles as defined in section 60-6,355, minibikes as
- defined in section 60-636, and snowmobiles as defined in section 60-663. 26
- Motor vehicle includes all-terrain vehicles and utility-type vehicles as 27
- 28 defined in section 60-6,355 when registered pursuant to the Motor Vehicle
- 29 Registration Act and operated on a highway in accordance with section
- 60-6,356. 30
- Sec. 17. Section 60-4,114, Reissue Revised Statutes of Nebraska, is 31

- 1 amended to read:
- 2 60-4,114 (1) The county treasurer may employ such additional
- 3 clerical help as may be necessary to assist him or her in the performance
- 4 of the ministerial duties required of him or her under the Motor Vehicle
- 5 Operator's License Act and, for such additional expense, shall be
- 6 reimbursed as set out in section 60-4,115.
- 7 (2) The director may, in his or her discretion, appoint department
- 8 personnel to examine any applicant who applies for an initial license or
- 9 whose license has been revoked or canceled to ascertain such person's
- 10 ability to operate a motor vehicle properly and safely. Beginning on an
- 11 implementation date designated by the director on or before January 1,
- 12 2022, the director may, in addition to appointing department personnel,
- 13 appoint driver safety course instructors to examine any applicant who
- 14 applies for an initial Class O operator's license or whose Class O
- 15 operator's license has been revoked or canceled to ascertain such
- 16 person's ability to operate a motor vehicle properly and safely.
- 17 (3) Except as otherwise provided in section 60-4,122, the
- 18 application process, in addition to the other requisites of the act,
- 19 shall include the following:
- 20 (a) An inquiry into the medical condition and visual ability of the
- 21 applicant to operate a motor vehicle;
- 22 (b) An inquiry into the applicant's ability to drive and maneuver a
- 23 motor vehicle, except that no driving skills test shall be conducted
- 24 using an all-terrain vehicle, an autocycle, or a utility-type vehicle;
- 25 and
- 26 (c) An inquiry touching upon the applicant's knowledge of the motor
- 27 vehicle laws of this state, which shall include sufficient questions to
- 28 indicate familiarity with the provisions thereof. Such knowledge inquiry
- 29 may be performed remotely if proctored by an agent approved by the
- 30 director.
- 31 (4) If an applicant is denied or refused a certificate for license

1 or a license is canceled, such applicant or licensee shall have the right 2 to an immediate appeal to the director from the decision. It shall be the duty of the director to review the appeal and issue a final order, to be 3 made not later than ten days after the receipt of the appeal by the 4 5 director. The director shall issue a final order not later than ten days following receipt of the medical opinion if the applicant or licensee 6 submits reports from a physician of his or her choice for the director's 7 consideration as provided in section 60-4,118.03. The applicant or 8 9 licensee who files an appeal pursuant to this section shall notify the director in writing if he or she intends to submit records or reports for 10 consideration. Such notice must be received by the director not later 11 than ten days after an appeal is filed pursuant to this section to stay 12 the director's decision until after the consideration of such records or 13 reports as provided in section 60-4,118.03. After consideration of 14 evidence in the records of the applicant or licensee, including any 15 records submitted by the applicant or licensee, the director shall make a 16 determination of the physical or mental ability of the applicant or 17 licensee to operate a motor vehicle and shall issue a final order. The 18 order shall be in writing, shall be accompanied by findings of fact and 19 conclusions of law, and shall be sent by regular United States mail to 20 the last-known address of the applicant or licensee. The order may be 21 22 appealed as provided in section 60-4,105.

Sec. 18. Section 60-4,123, Reissue Revised Statutes of Nebraska, is amended to read:

apply for an LPD-learner's permit from the department. In order to obtain an LPD-learner's permit, the applicant shall successfully complete a written examination. A person may take the written examination beginning sixty days prior to his or her fifteenth birthday but shall not be issued a permit until he or she is fifteen years of age. The written examination may be waived for any person who has been issued an LPE-learner's permit,

- 1 LPD-learner's permit, or SCP-school permit that has been expired for no
- 2 more than one year.
- 3 (2) Upon successful completion of the written examination and the
- 4 payment of a fee and surcharge as prescribed in section 60-4,115, the
- 5 applicant shall be issued an LPD-learner's permit as provided in section
- 6 60-4,113. The permit shall be valid for twelve months.
- 7 (3)(a) The holder of an LPD-learner's permit shall only operate a
- 8 motor vehicle on the highways of this state if he or she is accompanied
- 9 at all times by a licensed operator who is at least twenty-one years of
- 10 age and who has been licensed by this state or another state and if (i)
- 11 for all motor vehicles other than <u>all-terrain vehicles</u>, autocycles,
- 12 <u>mopeds</u>, <u>motorcycles</u>, <u>or utility-type vehicles</u> <del>or mopeds</del>, he or she is
- 13 actually occupying the seat beside the licensed operator, (ii) in the
- 14 case of an autocycle, he or she is actually occupying the seat beside or
- in front of the licensed operator, or (iii) in the case of (A) an all-
- 16 terrain vehicle, (B) a moped, (C) a motorcycle, other than an autocycle,
- 17 or (D) a utility-type vehicle a moped, he or she is within visual contact
- 18 of and under the supervision of, in the case of a motorcycle, a licensed
- 19 motorcycle operator or, in the case of an all-terrain vehicle, a moped,
- 20 or a utility-type vehicle, a licensed motor vehicle operator.
- 21 (b) The holder of an LPD-learner's permit shall not use any type of
- 22 interactive wireless communication device while operating a motor vehicle
- 23 on the highways of this state. Enforcement of this subdivision shall be
- 24 accomplished only as a secondary action when the holder of the LPD-
- 25 learner's permit has been cited or charged with a violation of some other
- 26 law.
- 27 (4) Department personnel or the county treasurer shall collect the
- 28 fee and surcharge prescribed in section 60-4,115 for the issuance of each
- 29 LPD-learner's permit.
- 30 Sec. 19. Section 60-4,123.01, Reissue Revised Statutes of Nebraska,
- 31 is amended to read:

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- 60-4,123.01 For purposes of driver training, any person who has attained or will attain the age of fourteen years on or before October 15 of the current year may operate a motor vehicle, other than an autocycle, upon the highways of this state if he or she is accompanied or, in the case of (1) an all-terrain vehicle, (2) a moped, (3) a motorcycle, other than an autocycle, or (4) a utility-type vehicle a moped, supervised at all times by a licensed operator who is a driver training instructor
- 9 Sec. 20. Section 60-4,124, Reissue Revised Statutes of Nebraska, is 10 amended to read:

certified by the Commissioner of Education.

60-4,124 (1) A person who is younger than sixteen years and three 11 months of age but is older than fourteen years and two months of age may 12 be issued a school permit if such person either resides outside a city of 13 14 the metropolitan, primary, or first class or attends a school which is outside a city of the metropolitan, primary, or first class and if such 15 16 person has held an LPE-learner's permit for two months. A school permit 17 shall not be issued until such person has demonstrated that he or she is capable of successfully operating a motor vehicle, moped, or motorcycle 18 19 and has in his or her possession an issuance certificate authorizing the county treasurer to issue a school permit. In order to obtain an issuance 20 certificate, the applicant shall present (a) proof of successful 21 22 completion of a department-approved driver safety course which includes 23 behind-the-wheel driving specifically emphasizing (i) the effects of the consumption of alcohol on a person operating a motor vehicle, (ii) 24 occupant protection systems, (iii) risk assessment, and (iv) railroad 25 crossing safety and (b)(i) proof of successful completion of a written 26 examination and driving test administered by a driver safety course 27 28 instructor or (ii) a certificate in a form prescribed by the department, signed by a parent, guardian, or licensed driver at least twenty-one 29 years of age, verifying that the applicant has completed fifty hours of 30 lawful motor vehicle operation, under conditions that reflect department-31

- 1 approved driver safety course curriculum, with a parent, guardian, or
- 2 adult at least twenty-one years of age, who has a current Nebraska
- 3 operator's license or who is licensed in another state. The department
- 4 may waive the written examination if the applicant has been issued an
- 5 LPE-learner's permit or LPD-learner's permit and if such permit is valid
- 6 or has expired no more than one year prior to application. The written
- 7 examination shall not be waived if the permit being applied for contains
- 8 a class or endorsement which is different from the class or endorsement
- 9 of the LPE-learner's permit.
- 10 (2) A person holding a school permit may operate a motor vehicle,
- 11 moped, or motorcycle or an autocycle:
- 12 (a) To and from where he or she attends school, or property used by
- 13 the school he or she attends for purposes of school events or functions,
- 14 over the most direct and accessible route by the nearest highway from his
- 15 or her place of residence to transport such person or any family member
- 16 who resides with such person to attend duly scheduled courses of
- 17 instruction and extracurricular or school-related activities at the
- 18 school he or she attends or on property used by the school he or she
- 19 attends; or
- 20 (b) Under the personal supervision of a licensed operator. Such
- 21 licensed operator shall be at least twenty-one years of age and licensed
- 22 by this state or another state and shall (i) for all motor vehicles other
- 23 than <u>all-terrain vehicles</u>, <u>autocycles</u>, <u>mopeds</u>, <u>motorcycles</u>, or <u>utility</u>-
- 24 type vehicles mopeds, actually occupy the seat beside the permitholder,
- 25 (ii) in the case of an autocycle, actually occupy the seat beside or
- 26 behind the permitholder, or (iii) in the case of (A) an all-terrain
- 27 <u>vehicle</u>, (B) a moped, (C) a motorcycle, other than an autocycle, or (D) a
- 28 <u>utility-type vehicle</u> a <u>moped</u>, if the permitholder is within visual
- 29 contact of and under the supervision of, in the case of a motorcycle, a
- 30 licensed motorcycle operator or, in the case of an all-terrain vehicle, a
- 31 moped, or a utility-type vehicle, a licensed motor vehicle operator.

- (3) The holder of a school permit shall not use any type of interactive wireless communication device while operating a motor vehicle on the highways of this state. Enforcement of this subsection shall be accomplished only as a secondary action when the holder of the school permit has been cited or charged with a violation of some other law.
- (4) A person who is younger than sixteen years of age but is over fourteen years of age may be issued an LPE-learner's permit, which permit shall be valid for a period of three months. An LPE-learner's permit shall not be issued until such person successfully completes a written examination prescribed by the department and demonstrates that he or she has sufficient powers of eyesight to safely operate a motor vehicle, moped, or motorcycle or an autocycle.
- (5)(a) While holding the LPE-learner's permit, the person may operate a motor vehicle on the highways of this state if (i) for all motor vehicles other than <u>all-terrain vehicles</u>, <u>autocycles</u>, <u>mopeds</u>, motorcycles, or utility-type vehicles mopeds, he or she has seated next to him or her a person who is a licensed operator, (ii) in the case of an autocycle, he or she has seated next to or behind him or her a person who is a licensed operator, or (iii) in the case of (A) an all-terrain vehicle, (B) a moped, (C) a motorcycle, other than an autocycle, or (D) a utility-type vehicle a moped, he or she is within visual contact of and is under the supervision of a person who, in the case of a motorcycle, is a licensed motorcycle operator or, in the case of an all-terrain vehicle, a moped, or a utility-type vehicle, is a licensed motor vehicle operator. Such licensed motor vehicle or motorcycle operator shall be at least twenty-one years of age and licensed by this state or another state.
  - (b) The holder of an LPE-learner's permit shall not use any type of interactive wireless communication device while operating a motor vehicle on the highways of this state. Enforcement of this subdivision shall be accomplished only as a secondary action when the holder of the LPE-learner's permit has been cited or charged with a violation of some other

- 1 law.
- 2 (6) Department personnel or the county treasurer shall collect the
- 3 fee and surcharge prescribed in section 60-4,115 from each successful
- 4 applicant for a school or LPE-learner's permit. All school permits shall
- 5 be subject to impoundment or revocation under the terms of section
- 6 60-496. Any person who violates the terms of a school permit shall be
- 7 guilty of an infraction and shall not be eligible for another school,
- 8 farm, LPD-learner's, or LPE-learner's permit until he or she has attained
- 9 the age of sixteen years.
- 10 (7) Any person who holds a permit issued under this section and has
- violated subdivision (3)(b) or (c) of section 28-306, subdivision (3)(b)
- 12 or (c) of section 28-394, or section 28-1254, 60-6,196, 60-6,197,
- 13 60-6,197.06, or 60-6,198 shall not be eligible for an ignition interlock
- 14 permit.
- 15 Sec. 21. Section 60-501, Reissue Revised Statutes of Nebraska, is
- 16 amended to read:
- 17 60-501 For purposes of the Motor Vehicle Safety Responsibility Act,
- 18 unless the context otherwise requires:
- 19 (1) Department means Department of Motor Vehicles;
- 20 (2) Former military vehicle means a motor vehicle that was
- 21 manufactured for use in any country's military forces and is maintained
- 22 to accurately represent its military design and markings, regardless of
- 23 the vehicle's size or weight, but is no longer used, or never was used,
- 24 by a military force;
- 25 (3) Golf car vehicle means a vehicle that has at least four wheels,
- 26 has a maximum level ground speed of less than twenty miles per hour, has
- 27 a maximum payload capacity of one thousand two hundred pounds, has a
- 28 maximum gross vehicle weight of two thousand five hundred pounds, has a
- 29 maximum passenger capacity of not more than four persons, and is designed
- 30 and manufactured for operation on a golf course for sporting and
- 31 recreational purposes;

- 1 (4) Judgment means any judgment which shall have become final by the 2 expiration of the time within which an appeal might have been perfected 3 without being appealed, or by final affirmation on appeal, rendered by a court of competent jurisdiction of any state or of the United States, (a) 4 upon a cause of action arising out of the ownership, maintenance, or use 5 of any motor vehicle for damages, including damages for care and loss of 6 services, because of bodily injury to or death of any person or for 7 8 damages because of injury to or destruction of property, including the loss of use thereof, or (b) upon a cause of action on an agreement of 9 settlement for such damages; 10
- 11 (5) License means any license issued to any person under the laws of 12 this state pertaining to operation of a motor vehicle within this state;
- (6) Low-speed vehicle means a (a) four-wheeled motor vehicle (i) 13 14 whose speed attainable in one mile is more than twenty miles per hour and not more than twenty-five miles per hour on a paved, level surface, (ii) 15 16 whose gross vehicle weight rating is less than three thousand pounds, and (iii) that complies with 49 C.F.R. part 571, as such part existed on 17 January 1, 2021, or (b) three-wheeled motor vehicle (i) whose maximum 18 19 speed attainable is not more than twenty-five miles per hour on a paved, level surface, (ii) whose gross vehicle weight rating is less than three 20 thousand pounds, and (iii) which is equipped with a windshield and an 21 occupant protection system. A motorcycle with a sidecar attached is not a 22 23 low-speed vehicle;
- 24 (7) Minitruck means a foreign-manufactured import vehicle 25 domestic-manufactured vehicle which (a) is powered by an internal combustion engine with a piston or rotor displacement of one thousand 26 five hundred cubic centimeters or less, (b) is sixty-seven inches or less 27 in width, (c) has a dry weight of four thousand two hundred pounds or 28 less, (d) travels on four or more tires, (e) has a top speed of 29 approximately fifty-five miles per hour, (f) is equipped with a bed or 30 31 compartment for hauling, (g) has an enclosed passenger cab, (h) is

- 1 equipped with headlights, taillights, turnsignals, windshield wipers, a
- 2 rearview mirror, and an occupant protection system, and (i) has a four-
- 3 speed, five-speed, or automatic transmission;
- 4 (8) Motor vehicle means any self-propelled vehicle which is designed
- 5 for use upon a highway, including trailers designed for use with such
- 6 vehicles, minitrucks, and low-speed vehicles. Motor vehicle includes a
- 7 former military vehicle. Motor vehicle does not include (a) mopeds as
- 8 defined in section 60-637, (b) traction engines, (c) road rollers, (d)
- 9 farm tractors, (e) tractor cranes, (f) power shovels, (g) well drillers,
- 10 (h) every vehicle which is propelled by electric power obtained from
- 11 overhead wires but not operated upon rails, (i) electric personal
- 12 assistive mobility devices as defined in section 60-618.02, (j) off-road
- 13 designed vehicles, including, but not limited to, golf car vehicles, go-
- 14 carts, riding lawnmowers, garden tractors, all-terrain vehicles and
- 15 utility-type vehicles as defined in section 60-6,355, minibikes as
- 16 defined in section 60-636, and snowmobiles as defined in section 60-663,
- 17 and (k) bicycles as defined in section 60-611. Motor vehicle includes
- 18 <u>all-terrain vehicles and utility-type vehicles as defined in section</u>
- 19 60-6,355 when registered pursuant to the Motor Vehicle Registration Act
- 20 and operated on a highway in accordance with section 60-6,356;
- 21 (9) Nonresident means every person who is not a resident of this
- 22 state;
- 23 (10) Nonresident's operating privilege means the privilege conferred
- 24 upon a nonresident by the laws of this state pertaining to the operation
- 25 by him or her of a motor vehicle or the use of a motor vehicle owned by
- 26 him or her in this state;
- 27 (11) Operator means every person who is in actual physical control
- 28 of a motor vehicle;
- 29 (12) Owner means a person who holds the legal title of a motor
- 30 vehicle, or in the event (a) a motor vehicle is the subject of an
- 31 agreement for the conditional sale or lease thereof with the right of

- 1 purchase upon performance of the conditions stated in the agreement and
- 2 with an immediate right of possession vested in the conditional vendee or
- 3 lessee or (b) a mortgagor of a vehicle is entitled to possession, then
- 4 such conditional vendee or lessee or mortgagor shall be deemed the owner
- 5 for the purposes of the act;
- 6 (13) Person means every natural person, firm, partnership, limited
- 7 liability company, association, or corporation;
- 8 (14) Proof of financial responsibility means evidence of ability to
- 9 respond in damages for liability, on account of accidents occurring
- 10 subsequent to the effective date of such proof, arising out of the
- 11 ownership, maintenance, or use of a motor vehicle, (a) in the amount of
- 12 twenty-five thousand dollars because of bodily injury to or death of one
- 13 person in any one accident, (b) subject to such limit for one person, in
- 14 the amount of fifty thousand dollars because of bodily injury to or death
- of two or more persons in any one accident, and (c) in the amount of
- 16 twenty-five thousand dollars because of injury to or destruction of
- 17 property of others in any one accident;
- 18 (15) Registration means registration certificate or certificates and
- 19 registration plates issued under the laws of this state pertaining to the
- 20 registration of motor vehicles;
- 21 (16) State means any state, territory, or possession of the United
- 22 States, the District of Columbia, or any province of the Dominion of
- 23 Canada; and
- 24 (17) The forfeiture of bail, not vacated, or of collateral deposited
- 25 to secure an appearance for trial shall be regarded as equivalent to
- 26 conviction of the offense charged.
- Sec. 22. Section 60-6,266, Reissue Revised Statutes of Nebraska, is
- 28 amended to read:
- 29 60-6,266 (1) Every motor vehicle designated by the manufacturer as
- 30 1973 year model or later operated on any highway, road, or street in this
- 31 state, except farm tractors and implements of husbandry designed

- 1 primarily or exclusively for use in agricultural operations, <u>all-terrain</u>
- 2 <u>vehicles</u>, <u>autocycles</u>, <u>motorcycles</u>, <u>motor-driven</u> cycles, <u>mopeds</u>, and
- 3 buses, shall be equipped with an occupant protection system of a type
- 4 which:
- 5 (a) Meets the requirements of 49 C.F.R. 571.208, 571.209, and
- 6 571.210 as such regulations currently exist or as the regulations existed
- 7 when the occupant protection system was originally installed by the
- 8 manufacturer; or
- 9 (b) If the occupant protection system has been replaced, meets the
- 10 requirements of 49 C.F.R. 571.208, 571.209, and 571.210 that applied to
- 11 the originally installed occupant protection system or of a more recently
- 12 issued version of such regulations. The purchaser of any such vehicle may
- 13 designate the make or brand of or furnish such occupant protection system
- 14 to be installed.
- 15 (2) Every autocycle shall be equipped with a three-point safety belt
- 16 system.
- 17 (3) Any person selling a motor vehicle in this state not in
- 18 compliance with this section shall be guilty of a Class V misdemeanor.
- 19 Sec. 23. Section 60-6,279, Reissue Revised Statutes of Nebraska, is
- 20 amended to read:
- 21 60-6,279 (1) A person shall not operate or be a passenger (a) in an
- 22 autocycle or a utility-type vehicle described in subsection (2) of this
- 23 section, (b) on a motorcycle other than an autocycle, or (c) on an all-
- 24 <u>terrain vehicle or a moped on any highway in this state unless such</u>
- 25 person is wearing a protective helmet of the type and design manufactured
- 26 for use by operators of such vehicles and unless such helmet is secured
- 27 properly on his or her head with a chin strap while the vehicle is in
- 28 motion. All such protective helmets shall be designed to reduce injuries
- 29 to the user resulting from head impacts and shall be designed to protect
- 30 the user by remaining on the user's head, deflecting blows, resisting
- 31 penetration, and spreading the force of impact. Each such helmet shall

- 1 consist of lining, padding, and chin strap and shall meet or exceed the
- 2 standards established in the United States Department of Transportation's
- 3 Federal Motor Vehicle Safety Standard No. 218, 49 C.F.R. 571.218, for
- 4 motorcycle helmets.
- 5 (2) This section applies to an autocycle <u>or a utility-type vehicle</u>
- 6 that has a seating area that is not completely enclosed.
- 7 Sec. 24. Section 60-6,355, Reissue Revised Statutes of Nebraska, is
- 8 amended to read:
- 9 60-6,355 (1) For purposes of sections 60-6,355 to 60-6,362:
- 10 (1) (a) All-terrain vehicle means any motor motorized off-highway
- 11 vehicle which (a) (i) is fifty inches or less in width, (b) (ii) has a
- 12 dry weight of twelve hundred pounds or less, (c) (iii) travels on three
- or more nonhighway tires, and (d) (iv) is designed for operator use only
- 14 with no passengers or is specifically designed by the original
- 15 manufacturer for the operator and one passenger.
- 16 (2)(a) (b)(i) Utility-type vehicle means any motor motorized off-
- 17  $\frac{\text{highway}}{\text{highway}}$  vehicle which  $\frac{\text{(i)}}{\text{(A)}}$  is seventy-four inches in width or less,
- 18 (ii) (B) is not more than one hundred eighty inches, including the
- 19 bumper, in length, (iii) (C) has a dry weight of two thousand pounds or
- less,  $\underline{\text{(iv)}}$   $\underline{\text{(D)}}$  travels on four or more nonhighway tires.
- 21 (b) (ii) Utility-type vehicle does not include all-terrain vehicles,
- 22 golf car vehicles, or low-speed vehicles.
- 23 (2) All-terrain vehicles and utility-type vehicles which have been
- 24 modified or retrofitted with after-market parts to include additional
- 25 equipment not required by sections 60-6,357 and 60-6,358 shall not be
- 26 registered under the Motor Vehicle Registration Act, nor shall such
- 27 modified or retrofitted vehicles be eligible for registration in any
- 28 other category of vehicle defined in the act.
- 29 Sec. 25. Section 60-6,356, Reissue Revised Statutes of Nebraska, is
- 30 amended to read:
- 31 60-6,356 (1)(a) An all-terrain vehicle or a utility-type vehicle

1 registered pursuant to the Motor Vehicle Registration Act may be operated

- 2 <u>on any highway except as provided in subdivision (b) of this subsection.</u>
- 3 (b) An all-terrain vehicle or a utility-type vehicle shall not be
- 4 operated on:
- 5 (i) The National System of Interstate and Defense Highways;
- 6 (ii) Expressways;
- 7 (iii) Freeways; and
- 8 (iv) Highways when prohibited by an ordinance adopted by a county,
- 9 <u>city</u>, or village.
- 10 (2)(a) (1) An all-terrain vehicle or a utility-type vehicle <u>not</u>
- 11 <u>registered pursuant to the Motor Vehicle Registration Act</u>shall not be
- 12 operated on any controlled-access highway with more than two marked
- 13 traffic lanes. The crossing of any controlled-access highway with more
- 14 than two marked traffic lanes shall not be permitted except as provided
- in subsections (10) (9) and (11) (10) of this section.
- 16 (b) Subsections (3) (2), (4) (3), and (6) (5) through (9) (8) of
- 17 this section authorize and apply to operation of an all-terrain vehicle
- 18 or a utility-type vehicle not registered pursuant to the Motor Vehicle
- 19 <u>Registration Act</u>only on a highway other than a controlled-access highway
- 20 with more than two marked traffic lanes.
- 21 (3)  $\frac{(2)}{(2)}$  An all-terrain vehicle or a utility-type vehicle <u>not</u>
- 22 registered pursuant to the Motor Vehicle Registration Act may be operated
- 23 in accordance with the operating requirements of subsection (4) (3) of
- 24 this section:
- 25 (a) Outside the corporate limits of a city, village, or
- 26 unincorporated village if incidental to the vehicle's use for
- 27 agricultural purposes;
- (b) Within the corporate limits of a city or village if authorized
- 29 by the city or village by ordinance adopted in accordance with this
- 30 section; or
- 31 (c) Within an unincorporated village if authorized by the county

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1 board of the county in which the unincorporated village is located by

2 <u>ordinance adopted</u> resolution in accordance with this section.

3 (4) (3) An all-terrain vehicle or a utility-type vehicle not 4 registered pursuant to the Motor Vehicle Registration Act may be operated as authorized in subsection (3) (2) of this section when such operation 5 occurs only between the hours of sunrise and sunset. Any person operating 6 an all-terrain vehicle or a utility-type vehicle as authorized in 7 subsection (3) (2) of this section shall have a valid Class O operator's 8 9 license or a farm permit as provided in section 60-4,126, shall have 10 liability insurance coverage for the all-terrain vehicle or a utilitytype vehicle while operating the all-terrain vehicle or a utility-type 11 vehicle on a highway, and shall not operate such vehicle at a speed in 12 excess of thirty miles per hour. The person operating the all-terrain 13 vehicle or a utility-type vehicle shall provide proof of such insurance 14 coverage to any peace officer requesting such proof within five days of 15 16 such a request. When operating an all-terrain vehicle or a utility-type 17 vehicle as authorized in subsection (3) (2) of this section, the headlight and taillight of the vehicle shall be on and the vehicle shall 18 19 be equipped with a bicycle safety flag which extends not less than five feet above ground attached to the rear of such vehicle. The bicycle 20 safety flag shall be triangular in shape with an area of not less than 21 thirty square inches and shall be day-glow in color. 22

23 (5) (4) All-terrain vehicles and utility-type vehicles may be 24 operated without complying with subsection (4) (3) of this section on 25 highways in parades which have been authorized by the State of Nebraska 26 or any department, board, commission, or political subdivision of the 27 state.

(6) (5) The crossing of a highway other than a controlled-access highway with more than two marked traffic lanes shall be permitted by an all-terrain vehicle or a utility-type vehicle not registered pursuant to the Motor Vehicle Registration Act without complying with subsection (4)

- 1 (3) of this section only if:
- 2 (a) The crossing is made at an angle of approximately ninety degrees
- 3 to the direction of the highway and at a place where no obstruction
- 4 prevents a quick and safe crossing;
- 5 (b) The vehicle is brought to a complete stop before crossing the
- 6 shoulder or roadway of the highway;
- 7 (c) The operator yields the right-of-way to all oncoming traffic
- 8 that constitutes an immediate potential hazard;
- 9 (d) In crossing a divided highway, the crossing is made only at an
- 10 intersection of such highway with another highway; and
- 11 (e) Both the headlight and taillight of the vehicle are on when the
- 12 crossing is made.
- 13 (7) (6) All-terrain vehicles and utility-type vehicles not
- 14 <u>registered pursuant to the Motor Vehicle Registration Act</u> may be operated
- 15 outside the corporate limits of any municipality by electric utility
- 16 personnel within the course of their employment in accordance with the
- 17 operation requirements of subsection (4) (3) of this section, except that
- 18 the operation of the vehicle pursuant to this subsection need not be
- 19 limited to the hours between sunrise and sunset.
- 20 (8) (7) A city or village may adopt an ordinance authorizing the
- 21 operation of all-terrain vehicles and utility-type vehicles not
- 22 registered pursuant to the Motor Vehicle Registration Act within the
- 23 corporate limits of the city or village if the operation is in accordance
- 24 with subsection (4) (3) of this section. The city or village may place
- 25 other restrictions on the operation of all-terrain vehicles and utility-
- 26 type vehicles within its corporate limits.
- 27 <u>(9)</u> A county board may adopt <u>an ordinance</u> a resolution
- 28 authorizing the operation of all-terrain vehicles and utility-type
- 29 vehicles <u>not registered pursuant to the Motor Vehicle Registration Act</u>
- 30 within any unincorporated village within the county if the operation is
- 31 in accordance with subsection (4) (3) of this section. The county may

- 1 place other restrictions on the operation of all-terrain vehicles and
- 2 utility-type vehicles within the unincorporated village.
- 3 (10) (9) Except as provided in subsection (11) (10) of this section,
- 4 the crossing of a controlled-access highway with more than two marked
- 5 traffic lanes shall be permitted by a utility-type vehicle (a) registered
- 6 pursuant to the Motor Vehicle Registration Act or (b) not so registered
- 7 if its the operation is in accordance with the operation requirements of
- 8 subsection (4) (3) of this section and if the following requirements are
- 9 met:
- 10 (i) (a) The crossing is made at an intersection that:
- 11 (A) (i) Is controlled by a traffic control signal; or
- 12 (B) (ii) For any intersection located outside the corporate limits
- 13 of a city or village, is controlled by stop signs;
- 14 (ii) (b) The crossing at such intersection is made in compliance
- 15 with the traffic control signal or stop signs; and
- 16 (iii) (c) The crossing at such intersection is specifically
- 17 authorized as follows:
- 18  $\underline{\text{(A)}}$  (i) If such intersection is located within the corporate limits
- 19 of a city or village, by ordinance of such city or village;
- 20 (B) (ii) If such intersection is located within an unincorporated
- 21 village, by ordinance resolution of the county board of the county in
- 22 which such unincorporated village is located; or
- 23 (C) (iii) If such intersection is located outside the corporate
- 24 limits of a city or village and outside any unincorporated village, by
- 25 ordinance resolution of the county board of the county in which such
- 26 intersection is located.
- 27 (11) (10) When an the use of the all-terrain vehicle or a utility-
- 28 type vehicle not registered pursuant to the Motor Vehicle Registration
- 29 Act is used only for an agricultural purpose, the crossing of a
- 30 controlled-access highway with more than two marked traffic lanes shall
- 31 be permitted if such vehicle is operated in accordance with subsection

- 1 (4) (3) of this section.
- 2 Sec. 26. This act becomes operative on January 1, 2023.
- 3 Sec. 27. Original sections 60-103, 60-123, 60-135.01, 60-153,
- 4 60-305, 60-339, 60-358.01, 60-3,100, 60-3,104, 60-3,135.01, 60-3,143,
- 5 60-3,187, 60-3,190, 60-3,221, 60-471, 60-4,114, 60-4,123, 60-4,123.01,
- 6 60-4,124, 60-501, 60-6,266, 60-6,279, 60-6,355, and 60-6,356, Reissue
- 7 Revised Statutes of Nebraska, and section 23-187, Revised Statutes
- 8 Cumulative Supplement, 2020, are repealed.