

LEGISLATURE OF NEBRASKA
ONE HUNDRED EIGHTH LEGISLATURE
FIRST SESSION

LEGISLATIVE BILL 66

Introduced by Slama, 1.

Read first time January 05, 2023

Committee: Transportation and Telecommunications

1 A BILL FOR AN ACT relating to motor vehicles; to amend sections 23-187,
2 60-103, 60-123, 60-135.01, 60-153, 60-305, 60-339, 60-358.01,
3 60-3,100, 60-3,104, 60-3,143, 60-3,187, 60-3,190, 60-471, 60-4,114,
4 60-4,123, 60-4,123.01, 60-601, 60-605, 60-6,252, 60-6,266, 60-6,270,
5 60-6,279, 60-6,355, and 60-6,356, Reissue Revised Statutes of
6 Nebraska, and sections 60-3,135.01, 60-3,221, 60-462, 60-463,
7 60-4,124, and 60-501, Revised Statutes Cumulative Supplement, 2022;
8 to authorize county boards to regulate the operation of certain all-
9 terrain vehicles and utility-type vehicles; to redefine terms; to
10 change provisions of the Motor Vehicle Certificate of Title Act
11 relating to all-terrain vehicles and utility-type vehicles; to
12 provide for registration, fees, and taxes for certain all-terrain
13 vehicles and utility-type vehicles under the Motor Vehicle
14 Registration Act; to change provisions of the Motor Vehicle
15 Operator's License Act; to change certain safety provisions and to
16 authorize the operation of certain all-terrain vehicles and utility-
17 type vehicles on certain highways as prescribed under the Nebraska
18 Rules of the Road; to harmonize provisions; to provide an operative
19 date; and to repeal the original sections.
20 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 23-187, Reissue Revised Statutes of Nebraska, is
2 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;

15 (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~~

28 (i) Operation of vehicles on any highway or restrictions on the
29 weight of vehicles pursuant to section 60-681; and -

30 (j) Operation of all-terrain vehicles and utility-type vehicles
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 manufactured for off-road use 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
29 on a highway, including, but not limited to, golf car vehicles, go-carts,
30 riding lawnmowers, garden tractors, ~~all-terrain vehicles, utility-type~~
31 ~~vehicles,~~ 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 manufactured for off-road use 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 utility-type vehicle shall include the words
4 "manufactured for off-road use". The certificate of title of a ,~~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
13 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~~
2 vehicle manufactured for off-road use which (1) is fifty inches or less
3 in width, (2) has a dry weight of twelve hundred pounds or less, (3)
4 travels on three or more nonhighway tires, and (4) is designed for
5 operator use only with no passengers or is specifically designed by the
6 original manufacturer for the operator and one passenger. ~~All-terrain~~
7 ~~vehicles which have been modified or retrofitted with after-market parts~~
8 ~~to include additional equipment not required by sections 60-6,357 and~~
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~~
11 ~~registration in any other category of vehicle defined in the act.~~

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

14 60-339 Motor vehicle means any vehicle propelled by any power other
15 than muscular power. Motor vehicle does not include (1) mopeds, (2) farm
16 tractors, (3) self-propelled equipment designed and used exclusively to
17 carry and apply fertilizer, chemicals, or related products to
18 agricultural soil and crops, agricultural floater-spreader implements,
19 and other implements of husbandry designed for and used primarily for
20 tilling the soil and harvesting crops or feeding livestock, (4) power
21 unit hay grinders or a combination which includes a power unit and a hay
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,
25 riding lawnmowers, garden tractors, ~~all-terrain vehicles, utility-type~~
26 ~~vehicles,~~ snowmobiles registered or exempt from registration under
27 sections 60-3,207 to 60-3,219, and minibikes, (7) road and general-
28 purpose construction and maintenance machinery not designed or used
29 primarily for the transportation of persons or property, including, but
30 not limited to, ditchdigging apparatus, asphalt spreaders, bucket
31 loaders, leveling graders, earthmoving carryalls, 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 all-terrain vehicle and utility-type vehicle, 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) all-terrain vehicles
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
11 under section 60-3,135.01, ~~(viii)~~ ~~(vii)~~ trailers, and ~~(ix)~~ ~~(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
3 pursuant to section 60-3,198 and truck-tractors, it shall be prominently
4 displayed on the front of the apportionable vehicle.

5 Sec. 10. Section 60-3,104, Reissue Revised Statutes of Nebraska, is
6 amended to read:

7 60-3,104 The department shall issue the following types of license
8 plates:

9 (1) All-terrain vehicle and utility-type vehicle license plates
10 issued pursuant to section 60-3,100;

11 (2) (1) Amateur radio station license plates issued pursuant to
12 section 60-3,126;

13 (3) (2) Apportionable vehicle license plates issued pursuant to
14 section 60-3,203;

15 (4) (3) Autocycle license plates issued pursuant to section
16 60-3,100;

17 (5) (4) Boat dealer license plates issued pursuant to section
18 60-379;

19 (6) (5) Breast Cancer Awareness Plates issued pursuant to sections
20 60-3,230 and 60-3,231;

21 (7) (6) Bus license plates issued pursuant to section 60-3,144;

22 (8) (7) Choose Life License Plates issued pursuant to sections
23 60-3,232 and 60-3,233;

24 (9) (8) Commercial motor vehicle license plates issued pursuant to
25 section 60-3,147;

26 (10) (9) Dealer or manufacturer license plates issued pursuant to
27 sections 60-3,114 and 60-3,115;

28 (11) (10) Disabled veteran license plates issued pursuant to section
29 60-3,124;

30 (12) (11) Donate Life Plates issued pursuant to sections 60-3,245
31 and 60-3,246;

1 ~~(13)~~ ~~(12)~~ Down Syndrome Awareness Plates issued pursuant to sections
2 60-3,247 and 60-3,248;
3 ~~(14)~~ ~~(13)~~ 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)~~ ~~(18)~~ 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 ~~(22)~~ ~~(21)~~ 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)~~ ~~(24)~~ 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 ~~(27)~~ ~~(26)~~ 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)~~ ~~(30)~~ 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 ~~(33)~~ ~~(32)~~ 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 ~~(37)~~ ~~(36)~~ 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 ~~(38)~~ ~~(37)~~ 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 ~~(52)~~ ~~(51)~~ 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

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
6 trailers which are not for hire and engaged in soil and water
7 conservation work and used for the purpose of transporting pipe and
8 equipment exclusively used by such contractors for soil and water
9 conservation construction license plates issued pursuant to section
10 60-3,149;

11 ~~(60)~~ ~~(59)~~ Utility trailer license plates issued pursuant to section
12 60-3,151;

13 ~~(61)~~ ~~(60)~~ Well-boring apparatus and well-servicing equipment license
14 plates issued pursuant to section 60-3,109; and

15 ~~(62)~~ ~~(61)~~ Wildlife Conservation Plates issued pursuant to section
16 60-3,238.

17 Sec. 11. Section 60-3,135.01, Revised Statutes Cumulative
18 Supplement, 2022, is amended to read:

19 60-3,135.01 (1) The department shall either modify an existing plate
20 design or design license plates to identify special interest motor
21 vehicles, to be known as special interest motor vehicle license plates.
22 The department, in designing such special interest motor vehicle license
23 plates, shall include the words special interest and limit the
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
26 department shall choose the design of the plate. The department shall
27 make applications available for this type of plate when it is designed.

28 (2) One type of special interest motor vehicle license plate shall
29 be alphanumeric plates. The department shall:

30 (a) Assign a designation up to seven characters; and

31 (b) Not use a county designation.

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, all-terrain vehicle, utility-
10 type vehicle, 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
3 system. If delivery of the plates and registration certificate is made by
4 the department to the applicant, the department may charge a postage and
5 handling fee in an amount not more than necessary to recover the cost of
6 postage and handling for the specific items mailed to the registrant. The
7 department shall remit the fee to the State Treasurer for credit to the
8 Department of Motor Vehicles Cash Fund. The county treasurer or the
9 department shall issue the special interest motor vehicle license plate
10 in lieu of regular license plates when the applicant complies with the
11 other provisions of the Motor Vehicle Registration Act for registration
12 of the special interest motor vehicle.

13 (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 Department of Motor Vehicles Cash Fund.

22 (9) The special interest motor vehicle license plate shall be
23 affixed to the rear of the special interest motor vehicle.

24 (10) A special interest motor vehicle shall not be used for the same
25 purposes and under the same conditions as other motor vehicles of the
26 same type and shall not be used for business or occupation or regularly
27 for transportation to and from work. A special interest motor vehicle may
28 be driven on the public streets and roads only for occasional
29 transportation, public displays, parades, and related pleasure or hobby
30 activities.

31 (11) It shall be unlawful to own or operate a motor vehicle with

1 special interest motor vehicle license plates in violation of this
2 section. Upon conviction of a violation of any provision of this section,
3 a person shall be guilty of a Class V misdemeanor.

4 (12) For purposes of this section, special interest motor vehicle
5 means a motor vehicle of any age which is being collected, preserved,
6 restored, or maintained by the owner as a leisure pursuit and not used
7 for general transportation of persons or cargo.

8 Sec. 12. Section 60-3,143, Reissue Revised Statutes of Nebraska, is
9 amended to read:

10 60-3,143 (1) For all-terrain vehicles, the registration fee shall be
11 three dollars.

12 (2) ~~(1)~~ For autocycles, the registration fee shall be as provided in
13 section 60-3,153.

14 (3) For utility-type vehicles, the registration fee shall be three
15 dollars.

16 (4) ~~(2)~~ For every motor vehicle of ten-passenger capacity or less
17 and not used for hire, the registration fee shall be fifteen dollars.

18 (5) ~~(3)~~ For each motor vehicle having a seating capacity of ten
19 persons or less and used for hire, the registration fee shall be six
20 dollars plus an additional four dollars for every person such motor
21 vehicle is equipped to carry in addition to the driver.

22 (6) ~~(4)~~ For motor vehicles leased for hire when no driver or
23 chauffeur is furnished by the lessor as part of the consideration paid
24 for by the lessee, incident to the operation of the leased motor vehicle,
25 the fee shall be fifteen dollars.

26 Sec. 13. Section 60-3,187, Reissue Revised Statutes of Nebraska, is
27 amended to read:

28 60-3,187 (1) The motor vehicle tax schedules are set out in this
29 section.

30 (2) The motor vehicle tax shall be calculated by multiplying the
31 base tax times the fraction which corresponds to the age category of the

1 vehicle as shown in the following table:

2 YEAR	FRACTION
3 First	1.00
4 Second	0.90
5 Third	0.80
6 Fourth	0.70
7 Fifth	0.60
8 Sixth	0.51
9 Seventh	0.42
10 Eighth	0.33
11 Ninth	0.24
12 Tenth and Eleventh	0.15
13 Twelfth and Thirteenth	0.07
14 Fourteenth and older	0.00

15 (3) The base tax shall be:

16 (a) Automobiles, autocycles, and motorcycles – An amount determined
17 using the following table:

18 Value when new	Base tax
19 Up to \$3,999	\$ 25
20 \$4,000 to \$5,999	35
21 \$6,000 to \$7,999	45
22 \$8,000 to \$9,999	60
23 \$10,000 to \$11,999	100
24 \$12,000 to \$13,999	140
25 \$14,000 to \$15,999	180
26 \$16,000 to \$17,999	220
27 \$18,000 to \$19,999	260
28 \$20,000 to \$21,999	300
29 \$22,000 to \$23,999	340
30 \$24,000 to \$25,999	380

1	\$26,000 to \$27,999	420
2	\$28,000 to \$29,999	460
3	\$30,000 to \$31,999	500
4	\$32,000 to \$33,999	540
5	\$34,000 to \$35,999	580
6	\$36,000 to \$37,999	620
7	\$38,000 to \$39,999	660
8	\$40,000 to \$41,999	700
9	\$42,000 to \$43,999	740
10	\$44,000 to \$45,999	780
11	\$46,000 to \$47,999	820
12	\$48,000 to \$49,999	860
13	\$50,000 to \$51,999	900
14	\$52,000 to \$53,999	940
15	\$54,000 to \$55,999	980
16	\$56,000 to \$57,999	1,020
17	\$58,000 to \$59,999	1,060
18	\$60,000 to \$61,999	1,100
19	\$62,000 to \$63,999	1,140
20	\$64,000 to \$65,999	1,180
21	\$66,000 to \$67,999	1,220
22	\$68,000 to \$69,999	1,260
23	\$70,000 to \$71,999	1,300
24	\$72,000 to \$73,999	1,340
25	\$74,000 to \$75,999	1,380
26	\$76,000 to \$77,999	1,420
27	\$78,000 to \$79,999	1,460
28	\$80,000 to \$81,999	1,500
29	\$82,000 to \$83,999	1,540
30	\$84,000 to \$85,999	1,580

1	\$86,000 to \$87,999	1,620
2	\$88,000 to \$89,999	1,660
3	\$90,000 to \$91,999	1,700
4	\$92,000 to \$93,999	1,740
5	\$94,000 to \$95,999	1,780
6	\$96,000 to \$97,999	1,820
7	\$98,000 to \$99,999	1,860
8	\$100,000 and over	1,900
9	(b) Assembled automobiles – \$60	
10	(c) Assembled motorcycles other than autocycles – \$25	
11	(d) Cabin trailers, up to one thousand pounds – \$10	
12	(e) Cabin trailers, one thousand pounds and over and less than two	
13	thousand pounds – \$25	
14	(f) Cabin trailers, two thousand pounds and over – \$40	
15	(g) Recreational vehicles, less than eight thousand pounds – \$160	
16	(h) Recreational vehicles, eight thousand pounds and over and less	
17	than twelve thousand pounds – \$410	
18	(i) Recreational vehicles, twelve thousand pounds and over – \$860	
19	(j) Assembled recreational vehicles and buses shall follow the	
20	schedules for body type and registered weight	
21	(k) Trucks – Over seven tons and less than ten tons – \$360	
22	(l) Trucks – Ten tons and over and less than thirteen tons – \$560	
23	(m) Trucks – Thirteen tons and over and less than sixteen tons –	
24	\$760	
25	(n) Trucks – Sixteen tons and over and less than twenty-five tons –	
26	\$960	
27	(o) Trucks – Twenty-five tons and over – \$1,160	
28	(p) Buses – \$360	
29	(q) Trailers other than semitrailers – \$10	
30	(r) Semitrailers – \$110	
31	(s) Former military vehicles – \$50	

1 (t) Minitrucks – \$50

2 (u) Low-speed vehicles – \$50

3 (v) All-terrain vehicles and utility-type vehicles – \$25

4 (4) For purposes of subsection (3) of this section, truck means all
5 trucks and combinations of trucks except those trucks, trailers, or
6 combinations thereof registered under section 60-3,198, and the tax is
7 based on the gross vehicle weight rating as reported by the manufacturer.

8 (5) Current model year vehicles are designated as first-year motor
9 vehicles for purposes of the schedules.

10 (6) When a motor vehicle is registered which is newer than the
11 current model year by the manufacturer's designation, the motor vehicle
12 is subject to the initial motor vehicle tax in the first registration
13 period and ninety-five percent of the initial motor vehicle tax in the
14 second registration period.

15 (7) Assembled cabin trailers, assembled recreational vehicles, and
16 assembled buses shall be designated as sixth-year motor vehicles in their
17 first year of registration for purposes of the schedules.

18 (8) When a motor vehicle is registered which is required to have a
19 title branded as previous salvage pursuant to section 60-174, the motor
20 vehicle tax shall be reduced by twenty-five percent.

21 Sec. 14. Section 60-3,190, Reissue Revised Statutes of Nebraska, is
22 amended to read:

23 60-3,190 (1) A motor vehicle fee is imposed on all motor vehicles
24 registered for operation in this state. An owner of a motor vehicle which
25 is exempt from the imposition of a motor vehicle tax pursuant to section
26 60-3,185 shall also be exempt from the imposition of the motor vehicle
27 fee imposed pursuant to this section.

28 (2) The department shall annually determine the motor vehicle fee on
29 each motor vehicle registered pursuant to this section and shall cause a
30 notice of the amount to be delivered to the registrant. The notice shall
31 be combined with the notice of the motor vehicle tax required by section

1 60-3,186.

2 (3) The motor vehicle fee schedules are set out in this subsection
3 and subsection (4) of this section. Except for automobiles with a value
4 when new of less than \$20,000, and for assembled, reconstructed-
5 designated, and replica-designated automobiles, the fee shall be
6 calculated by multiplying the base fee times the fraction which
7 corresponds to the age category of the automobile as shown in the
8 following table:

9	YEAR	FRACTION
10	First through fifth	1.00
11	Sixth through tenth	.70
12	Eleventh and over	.35

13 (4) The base fee shall be:

14 (a) Automobiles, with a value when new of less than \$20,000, and
15 assembled, reconstructed-designated, and replica-designated automobiles –
16 \$5

17 (b) Automobiles, with a value when new of \$20,000 through \$39,999 –
18 \$20

19 (c) Automobiles, with a value when new of \$40,000 or more – \$30

20 (d) Motorcycles and autocycles – \$10

21 (e) Recreational vehicles and cabin trailers – \$10

22 (f) Trucks over seven tons and buses – \$30

23 (g) Trailers other than semitrailers – \$10

24 (h) Semitrailers – \$30

25 (i) Former military vehicles – \$10

26 (j) Minitrucks – \$10

27 (k) Low-speed vehicles – \$10-

28 (l) All-terrain vehicles and utility-type vehicles – \$5.

29 (5) The motor vehicle tax, motor vehicle fee, and registration fee
30 shall be paid to the county treasurer prior to the registration of the
31 motor vehicle for the following registration period. After retaining one

1 percent of the motor vehicle fee collected for costs, the remaining
2 proceeds shall be remitted to the State Treasurer for credit to the Motor
3 Vehicle Fee Fund. The State Treasurer shall return funds from the Motor
4 Vehicle Fee Fund remitted by a county treasurer which are needed for
5 refunds or credits authorized by law.

6 (6)(a) The Motor Vehicle Fee Fund is created. On or before the last
7 day of each calendar quarter, the State Treasurer shall distribute all
8 funds in the Motor Vehicle Fee Fund as follows: (i) Fifty percent to the
9 county treasurer of each county, amounts in the same proportion as the
10 most recent allocation received by each county from the Highway
11 Allocation Fund; and (ii) fifty percent to the treasurer of each
12 municipality, amounts in the same proportion as the most recent
13 allocation received by each municipality from the Highway Allocation
14 Fund. Any money in the fund available for investment shall be invested by
15 the state investment officer pursuant to the Nebraska Capital Expansion
16 Act and the Nebraska State Funds Investment Act.

17 (b) Funds from the Motor Vehicle Fee Fund shall be considered local
18 revenue available for matching state sources.

19 (c) All receipts by counties and municipalities from the Motor
20 Vehicle Fee Fund shall be used for road, bridge, and street purposes.

21 (7) For purposes of subdivisions (4)(a), (b), (c), and (f) of this
22 section, automobiles or trucks includes all trucks and combinations of
23 trucks or truck-tractors, except those trucks, trailers, or semitrailers
24 registered under section 60-3,198, and the fee is based on the gross
25 vehicle weight rating as reported by the manufacturer.

26 (8) Current model year vehicles are designated as first-year motor
27 vehicles for purposes of the schedules.

28 (9) When a motor vehicle is registered which is newer than the
29 current model year by the manufacturer's designation, the motor vehicle
30 is subject to the initial motor vehicle fee for six registration periods.

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

1 designated, or replica-designated automobiles shall follow the schedules
2 for the motor vehicle body type.

3 Sec. 15. Section 60-3,221, Revised Statutes Cumulative Supplement,
4 2022, is amended to read:

5 60-3,221 (1) Except as otherwise provided in the Motor Vehicle
6 Registration Act:

7 (a) A cabin trailer shall only be towed by a properly registered:

8 (i) Passenger car;

9 (ii) Commercial motor vehicle or apportionable vehicle;

10 (iii) Farm truck;

11 (iv) Local truck;

12 (v) Minitruck;

13 (vi) Recreational vehicle;

14 (vii) Bus; or

15 (viii) Former military vehicle;

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
25 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;

30 (xii) A properly registered public power district motor vehicle or,
31 beginning January 1, 2023, a properly registered metropolitan utilities

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

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

- 1 (viii) A properly registered farm truck;~~and~~
2 (ix) A properly registered all-terrain vehicle; or
3 (x) A properly registered utility-type vehicle; and
4 (i) A trailer registered as a historical vehicle pursuant to
5 sections 60-3,130 to 60-3,134 shall only be towed by:
6 (i) A motor vehicle properly registered as a historical vehicle
7 pursuant to sections 60-3,130 to 60-3,134;
8 (ii) A properly registered passenger car;
9 (iii) A properly registered commercial motor vehicle or
10 apportionable vehicle; or
11 (iv) A properly registered local truck.

12 (2) Nothing in this section shall be construed to waive compliance
13 with the Nebraska Rules of the Road or Chapter 75.

14 (3) Nothing in this section shall be construed to prohibit any motor
15 vehicle or trailer from displaying dealer license plates or In Transit
16 stickers authorized by section 60-376.

17 Sec. 16. Section 60-462, Revised Statutes Cumulative Supplement,
18 2022, is amended to read:

19 60-462 Sections 60-462 to 60-4,189 and sections 18 and 19 of this
20 act shall be known and may be cited as the Motor Vehicle Operator's
21 License Act.

22 Sec. 17. Section 60-463, Revised Statutes Cumulative Supplement,
23 2022, is amended to read:

24 60-463 For purposes of the Motor Vehicle Operator's License Act, the
25 definitions found in sections 60-463.01 to 60-478 and sections 18 and 19
26 of this act shall be used.

27 Sec. 18. All-terrain vehicle has the same meaning as in section 28
28 of this act.

29 Sec. 19. Utility-type vehicle has the same meaning as in section 29
30 of this act.

31 Sec. 20. Section 60-471, Reissue Revised Statutes of Nebraska, is

1 amended to read:

2 60-471 (1) Motor vehicle means all vehicles propelled by any power
3 other than muscular power.

4 (2) Motor vehicle does not include (a) ~~(1)~~ bicycles as defined in
5 section 60-611, (b) ~~(2)~~ self-propelled chairs used by persons who are
6 disabled, (c) ~~(3)~~ farm tractors, (d) ~~(4)~~ farm tractors used occasionally
7 outside general farm usage, (e) ~~(5)~~ road rollers, (f) ~~(6)~~ vehicles which
8 run only on rails or tracks, (g) ~~(7)~~ electric personal assistive mobility
9 devices as defined in section 60-618.02, and (h) ~~(8)~~ off-road designed
10 vehicles not authorized by law for use on a highway, including, but not
11 limited to, go-carts, riding lawn mowers, garden tractors, ~~all-terrain~~
12 ~~vehicles and utility-type vehicles as defined in section 60-6,355,~~
13 minibikes as defined in section 60-636, and snowmobiles as defined in
14 section 60-663.

15 (3) Motor vehicle includes all-terrain vehicles and utility-type
16 vehicles when registered pursuant to the Motor Vehicle Registration Act
17 and operated on a highway in accordance with section 60-6,356.

18 Sec. 21. Section 60-4,114, Reissue Revised Statutes of Nebraska, is
19 amended to read:

20 60-4,114 (1) The county treasurer may employ such additional
21 clerical help as may be necessary to assist him or her in the performance
22 of the ministerial duties required of him or her under the Motor Vehicle
23 Operator's License Act and, for such additional expense, shall be
24 reimbursed as set out in section 60-4,115.

25 (2) The director may, in his or her discretion, appoint department
26 personnel to examine any applicant who applies for an initial license or
27 whose license has been revoked or canceled to ascertain such person's
28 ability to operate a motor vehicle properly and safely. Beginning on an
29 implementation date designated by the director on or before January 1,
30 2022, the director may, in addition to appointing department personnel,
31 appoint driver safety course instructors to examine any applicant who

1 applies for an initial Class 0 operator's license or whose Class 0
2 operator's license has been revoked or canceled to ascertain such
3 person's ability to operate a motor vehicle properly and safely.

4 (3) Except as otherwise provided in section 60-4,122, the
5 application process, in addition to the other requisites of the act,
6 shall include the following:

7 (a) An inquiry into the medical condition and visual ability of the
8 applicant to operate a motor vehicle;

9 (b) An inquiry into the applicant's ability to drive and maneuver a
10 motor vehicle, except that no driving skills test shall be conducted
11 using an all-terrain vehicle, an autocycle, or a utility-type vehicle;
12 and

13 (c) An inquiry touching upon the applicant's knowledge of the motor
14 vehicle laws of this state, which shall include sufficient questions to
15 indicate familiarity with the provisions thereof. Such knowledge inquiry
16 may be performed remotely if proctored by an agent approved by the
17 director.

18 (4) If an applicant is denied or refused a certificate for license
19 or a license is canceled, such applicant or licensee shall have the right
20 to an immediate appeal to the director from the decision. It shall be the
21 duty of the director to review the appeal and issue a final order, to be
22 made not later than ten days after the receipt of the appeal by the
23 director. The director shall issue a final order not later than ten days
24 following receipt of the medical opinion if the applicant or licensee
25 submits reports from a physician of his or her choice for the director's
26 consideration as provided in section 60-4,118.03. The applicant or
27 licensee who files an appeal pursuant to this section shall notify the
28 director in writing if he or she intends to submit records or reports for
29 consideration. Such notice must be received by the director not later
30 than ten days after an appeal is filed pursuant to this section to stay
31 the director's decision until after the consideration of such records or

1 reports as provided in section 60-4,118.03. After consideration of
2 evidence in the records of the applicant or licensee, including any
3 records submitted by the applicant or licensee, the director shall make a
4 determination of the physical or mental ability of the applicant or
5 licensee to operate a motor vehicle and shall issue a final order. The
6 order shall be in writing, shall be accompanied by findings of fact and
7 conclusions of law, and shall be sent by regular United States mail to
8 the last-known address of the applicant or licensee. The order may be
9 appealed as provided in section 60-4,105.

10 Sec. 22. Section 60-4,123, Reissue Revised Statutes of Nebraska, is
11 amended to read:

12 60-4,123 (1) Any person who is at least fifteen years of age may
13 apply for an LPD-learner's permit from the department. In order to obtain
14 an LPD-learner's permit, the applicant shall successfully complete a
15 written examination. A person may take the written examination beginning
16 sixty days prior to his or her fifteenth birthday but shall not be issued
17 a permit until he or she is fifteen years of age. The written examination
18 may be waived for any person who has been issued an LPE-learner's permit,
19 LPD-learner's permit, or SCP-school permit that has been expired for no
20 more than one year.

21 (2) Upon successful completion of the written examination and the
22 payment of a fee and surcharge as prescribed in section 60-4,115, the
23 applicant shall be issued an LPD-learner's permit as provided in section
24 60-4,113. The permit shall be valid for twelve months.

25 (3)(a) The holder of an LPD-learner's permit shall only operate a
26 motor vehicle on the highways of this state if he or she is accompanied
27 at all times by a licensed operator who is at least twenty-one years of
28 age and who has been licensed by this state or another state and if (i)
29 for all motor vehicles other than all-terrain vehicles, autocycles,
30 mopeds, motorcycles, or utility-type vehicles ~~mopeds~~, he or she is
31 actually occupying the seat beside the licensed operator, (ii) in the

1 case of an autocycle, he or she is actually occupying the seat beside or
2 in front of the licensed operator, or (iii) in the case of (A) an all-
3 terrain vehicle, (B) a moped, (C) a motorcycle, other than an autocycle,
4 or (D) a utility-type vehicle ~~a moped~~, he or she is within visual contact
5 of and under the supervision of, in the case of a motorcycle, a licensed
6 motorcycle operator or, in the case of an all-terrain vehicle, a moped,
7 or a utility-type vehicle, a licensed motor vehicle operator.

8 (b) The holder of an LPD-learner's permit shall not use any type of
9 interactive wireless communication device while operating a motor vehicle
10 on the highways of this state. Enforcement of this subdivision shall be
11 accomplished only as a secondary action when the holder of the LPD-
12 learner's permit has been cited or charged with a violation of some other
13 law.

14 (4) Department personnel or the county treasurer shall collect the
15 fee and surcharge prescribed in section 60-4,115 for the issuance of each
16 LPD-learner's permit.

17 Sec. 23. Section 60-4,123.01, Reissue Revised Statutes of Nebraska,
18 is amended to read:

19 60-4,123.01 For purposes of driver training, any person who has
20 attained or will attain the age of fourteen years on or before October 15
21 of the current year may operate a motor vehicle, other than an autocycle,
22 upon the highways of this state if he or she is accompanied or, in the
23 case of (1) an all-terrain vehicle, (2) a moped, (3) a motorcycle, other
24 than an autocycle, or (4) a utility-type vehicle ~~a moped~~, supervised at
25 all times by a licensed operator who is a driver training instructor
26 certified by the Commissioner of Education.

27 Sec. 24. Section 60-4,124, Revised Statutes Cumulative Supplement,
28 2022, is amended to read:

29 60-4,124 (1) A person who is younger than sixteen years and three
30 months of age but is older than fourteen years and two months of age may
31 be issued a school permit if such person either resides outside a city of

1 the metropolitan, primary, or first class or attends a school which is
2 outside a city of the metropolitan, primary, or first class and if such
3 person has held an LPE-learner's permit for two months. A school permit
4 shall not be issued until such person has demonstrated that he or she is
5 capable of successfully operating a motor vehicle, moped, or motorcycle
6 and has in his or her possession an issuance certificate authorizing the
7 county treasurer to issue a school permit. In order to obtain an issuance
8 certificate, the applicant shall present (a) proof of successful
9 completion of a department-approved driver safety course which includes
10 behind-the-wheel driving specifically emphasizing (i) the effects of the
11 consumption of alcohol on a person operating a motor vehicle, (ii)
12 occupant protection systems, (iii) risk assessment, and (iv) railroad
13 crossing safety and (b)(i) proof of successful completion of a written
14 examination and driving test administered by a driver safety course
15 instructor or (ii) a certificate in a form prescribed by the department,
16 signed by a parent, guardian, or licensed driver at least twenty-one
17 years of age, verifying that the applicant has completed fifty hours of
18 lawful motor vehicle operation, under conditions that reflect department-
19 approved driver safety course curriculum, with a parent, guardian, or
20 adult at least twenty-one years of age, who has a current Nebraska
21 operator's license or who is licensed in another state. The department
22 may waive the written examination if the applicant has been issued an
23 LPE-learner's permit or LPD-learner's permit and if such permit is valid
24 or has expired no more than one year prior to application. The written
25 examination shall not be waived if the permit being applied for contains
26 a class or endorsement which is different from the class or endorsement
27 of the LPE-learner's permit.

28 (2) A person holding a school permit may operate a motor vehicle,
29 moped, or motorcycle or an autocycle:

30 (a) To and from where he or she attends school, or property used by
31 the school he or she attends for purposes of school events or functions,

1 over the most direct and accessible route by the nearest highway from his
2 or her place of residence to transport such person or any family member
3 who resides with such person to attend duly scheduled courses of
4 instruction and extracurricular or school-related activities at the
5 school he or she attends or on property used by the school he or she
6 attends; or

7 (b) Under the personal supervision of a licensed operator. Such
8 licensed operator shall be at least twenty-one years of age and licensed
9 by this state or another state and shall (i) for all motor vehicles other
10 than all-terrain vehicles, autocycles, mopeds, motorcycles, or utility-
11 type vehicles mopeds, actually occupy the seat beside the permitholder,
12 (ii) in the case of an autocycle, actually occupy the seat beside or
13 behind the permitholder, or (iii) in the case of (A) an all-terrain
14 vehicle, (B) a moped, (C) a motorcycle, other than an autocycle, or (D) a
15 utility-type vehicle a ~~moped~~, if the permitholder is within visual
16 contact of and under the supervision of, in the case of a motorcycle, a
17 licensed motorcycle operator or, in the case of an all-terrain vehicle, a
18 moped, or a utility-type vehicle, a licensed motor vehicle operator.

19 (3) The holder of a school permit shall not use any type of
20 interactive wireless communication device while operating a motor vehicle
21 on the highways of this state. Enforcement of this subsection shall be
22 accomplished only as a secondary action when the holder of the school
23 permit has been cited or charged with a violation of some other law.

24 (4) A person who is younger than sixteen years of age but is over
25 fourteen years of age may be issued an LPE-learner's permit, which permit
26 shall be valid for a period of six months. An LPE-learner's permit shall
27 not be issued until such person successfully completes a written
28 examination prescribed by the department and demonstrates that he or she
29 has sufficient powers of eyesight to safely operate a motor vehicle,
30 moped, or motorcycle or an autocycle.

31 (5)(a) While holding the LPE-learner's permit, the person may

1 operate a motor vehicle on the highways of this state if (i) for all
2 motor vehicles other than all-terrain vehicles, autocycles, mopeds,
3 motorcycles, or utility-type vehicles ~~mopeds~~, he or she has seated next
4 to him or her a person who is a licensed operator, (ii) in the case of an
5 autocycle, he or she has seated next to or behind him or her a person who
6 is a licensed operator, or (iii) in the case of (A) an all-terrain
7 vehicle, (B) a moped, (C) a motorcycle, other than an autocycle, or (D) a
8 utility-type vehicle ~~a moped~~, he or she is within visual contact of and
9 is under the supervision of a person who, in the case of a motorcycle, is
10 a licensed motorcycle operator or, in the case of an all-terrain vehicle,
11 a moped, or a utility-type vehicle, is a licensed motor vehicle operator.
12 Such licensed motor vehicle or motorcycle operator shall be at least
13 twenty-one years of age and licensed by this state or another state.

14 (b) The holder of an LPE-learner's permit shall not use any type of
15 interactive wireless communication device while operating a motor vehicle
16 on the highways of this state. Enforcement of this subdivision shall be
17 accomplished only as a secondary action when the holder of the LPE-
18 learner's permit has been cited or charged with a violation of some other
19 law.

20 (6) Department personnel or the county treasurer shall collect the
21 fee and surcharge prescribed in section 60-4,115 from each successful
22 applicant for a school or LPE-learner's permit. All school permits shall
23 be subject to impoundment or revocation under the terms of section
24 60-496. Any person who violates the terms of a school permit shall be
25 guilty of an infraction and shall not be eligible for another school,
26 farm, LPD-learner's, or LPE-learner's permit until he or she has attained
27 the age of sixteen years.

28 (7) Any person who holds a permit issued under this section and has
29 violated subdivision (3)(b) or (c) of section 28-306, subdivision (3)(b)
30 or (c) of section 28-394, or section 28-1254, 60-6,196, 60-6,197,
31 60-6,197.06, or 60-6,198 shall not be eligible for an ignition interlock

1 permit.

2 Sec. 25. Section 60-501, Revised Statutes Cumulative Supplement,
3 2022, is amended to read:

4 60-501 For purposes of the Motor Vehicle Safety Responsibility Act,
5 unless the context otherwise requires:

6 (1) Department means Department of Motor Vehicles;

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

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

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

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

31 (6) Low-speed vehicle means a (a) four-wheeled motor vehicle (i)

1 whose speed attainable in one mile is more than twenty miles per hour and
2 not more than twenty-five miles per hour on a paved, level surface, (ii)
3 whose gross vehicle weight rating is less than three thousand pounds, and
4 (iii) that complies with 49 C.F.R. part 571, as such part existed on
5 January 1, 2022, or (b) three-wheeled motor vehicle (i) whose maximum
6 speed attainable is not more than twenty-five miles per hour on a paved,
7 level surface, (ii) whose gross vehicle weight rating is less than three
8 thousand pounds, and (iii) which is equipped with a windshield and an
9 occupant protection system. A motorcycle with a sidecar attached is not a
10 low-speed vehicle;

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

22 (8)(a) ~~(8)~~ Motor vehicle means any self-propelled vehicle which is
23 designed for use upon a highway, including trailers designed for use with
24 such vehicles, minitrucks, and low-speed vehicles. Motor vehicle includes
25 a former military vehicle.

26 (b) Motor vehicle does not include (i) ~~(a)~~ mopeds as defined in
27 section 60-637, (ii) ~~(b)~~ traction engines, (iii) ~~(c)~~ road rollers, (iv)
28 ~~(d)~~ farm tractors, (v) ~~(e)~~ tractor cranes, (vi) ~~(f)~~ power shovels, (vii)
29 ~~(g)~~ well drillers, (viii) ~~(h)~~ every vehicle which is propelled by
30 electric power obtained from overhead wires but not operated upon rails,
31 (ix) ~~(i)~~ electric personal assistive mobility devices as defined in

1 section 60-618.02, ~~(x) (j)~~ off-road designed vehicles, including, but not
2 limited to, golf car vehicles, go-carts, riding lawnmowers, garden
3 tractors, ~~all-terrain vehicles and utility-type vehicles as defined in~~
4 ~~section 60-6,355~~, minibikes as defined in section 60-636, and snowmobiles
5 as defined in section 60-663, and ~~(xi) (k)~~ bicycles as defined in section
6 60-611. ~~;~~

7 (c) Motor vehicle includes all-terrain vehicles as defined in
8 section 28 of this act and utility-type vehicles as defined in section 29
9 of this act when registered pursuant to the Motor Vehicle Registration
10 Act and operated on a highway in accordance with section 60-6,356;

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

13 (10) Nonresident's operating privilege means the privilege conferred
14 upon a nonresident by the laws of this state pertaining to the operation
15 by him or her of a motor vehicle or the use of a motor vehicle owned by
16 him or her in this state;

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

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

27 (13) Person means every natural person, firm, partnership, limited
28 liability company, association, or corporation;

29 (14) Proof of financial responsibility means evidence of ability to
30 respond in damages for liability, on account of accidents occurring
31 subsequent to the effective date of such proof, arising out of the

1 ownership, maintenance, or use of a motor vehicle, (a) in the amount of
2 twenty-five thousand dollars because of bodily injury to or death of one
3 person in any one accident, (b) subject to such limit for one person, in
4 the amount of fifty thousand dollars because of bodily injury to or death
5 of two or more persons in any one accident, and (c) in the amount of
6 twenty-five thousand dollars because of injury to or destruction of
7 property of others in any one accident;

8 (15) Registration means registration certificate or certificates and
9 registration plates issued under the laws of this state pertaining to the
10 registration of motor vehicles;

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

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

17 Sec. 26. Section 60-601, Reissue Revised Statutes of Nebraska, is
18 amended to read:

19 60-601 Sections 60-601 to 60-6,383 and sections 28 and 29 of this
20 act shall be known and may be cited as the Nebraska Rules of the Road.

21 Sec. 27. Section 60-605, Reissue Revised Statutes of Nebraska, is
22 amended to read:

23 60-605 For purposes of the Nebraska Rules of the Road, except as
24 otherwise defined, the definitions found in sections 60-606 to 60-676 and
25 sections 28 and 29 of this act shall be used.

26 Sec. 28. Section 60-6,355, Reissue Revised Statutes of Nebraska, is
27 amended to read:

28 ~~60-6,355 (1) For purposes of sections 60-6,355 to 60-6,362:~~

29 ~~(a)~~ All-terrain vehicle means any motor ~~motorized~~ ~~off-highway~~
30 vehicle which (1) ~~(i)~~ is fifty inches or less in width, (2) ~~(ii)~~ has a
31 dry weight of twelve hundred pounds or less, (3) ~~(iii)~~ travels on three

1 or more nonhighway tires, and (4) (iv) is designed for operator use only
2 with no passengers or is specifically designed by the original
3 manufacturer for the operator and one passenger.

4 ~~(b)(i) Utility-type vehicle means any motorized off-highway vehicle~~
5 ~~which (A) is seventy four inches in width or less, (B) is not more than~~
6 ~~one hundred eighty inches, including the bumper, in length, (C) has a dry~~
7 ~~weight of two thousand pounds or less, (D) travels on four or more~~
8 ~~nonhighway tires.~~

9 ~~(ii) Utility-type vehicle does not include all-terrain vehicles,~~
10 ~~golf car vehicles, or low-speed vehicles.~~

11 ~~(2) All-terrain vehicles and utility-type vehicles which have been~~
12 ~~modified or retrofitted with after-market parts to include additional~~
13 ~~equipment not required by sections 60-6,357 and 60-6,358 shall not be~~
14 ~~registered under the Motor Vehicle Registration Act, nor shall such~~
15 ~~modified or retrofitted vehicles be eligible for registration in any~~
16 ~~other category of vehicle defined in the act.~~

17 Sec. 29. (1) Utility-type vehicle means any motor vehicle which (a)
18 is seventy-four inches in width or less, (b) is not more than one hundred
19 eighty inches, including the bumper, in length, (c) has a dry weight of
20 two thousand pounds or less, and (d) travels on four or more nonhighway
21 tires.

22 (2) Utility-type vehicle does not include all-terrain vehicles, golf
23 car vehicles, or low-speed vehicles.

24 Sec. 30. Section 60-6,252, Reissue Revised Statutes of Nebraska, is
25 amended to read:

26 60-6,252 (1) No person shall drive or move a motor vehicle on any
27 highway unless such vehicle is equipped with tires in safe operating
28 condition in accordance with subsection (2) of this section.

29 (2) A tire shall be considered unsafe if it has:

30 (a) Any bump, bulge, or knot affecting the tire structure;

31 (b) A break which exposes a tire body cord or is repaired with a

1 boot or patch;

2 (c) A tread depth of less than two thirty-seconds of an inch
3 measured in any two tread grooves at three locations equally spaced
4 around the circumference of the tire or, on those tires with tread wear
5 indicators, been worn to the point that the tread wear indicators contact
6 the road in any two thread grooves at three locations equally spaced
7 around the circumference of the tire, except that this subdivision shall
8 not apply to truck tires with ten or more cord plies which are mounted on
9 dual wheels; or

10 (d) Such other conditions as may be reasonably demonstrated to
11 render the tire unsafe.

12 (3) No tire shall be used on any motor vehicle which is driven or
13 moved on any highway in this state if such tire was designed or
14 manufactured for nonhighway use. This subsection shall not apply to the
15 following motor vehicles registered pursuant to the Motor Vehicle
16 Registration Act: (a) All-terrain vehicles; and (b) utility-type
17 vehicles.

18 (4) No person shall destroy, alter, or deface any marking on a new
19 or usable tire which indicates whether the tire has been manufactured for
20 highway or nonhighway use.

21 (5) No person shall sell any motor vehicle for highway use unless
22 the vehicle is equipped with tires that are in compliance with this
23 section.

24 Sec. 31. Section 60-6,266, Reissue Revised Statutes of Nebraska, is
25 amended to read:

26 60-6,266 (1) Every motor vehicle designated by the manufacturer as
27 1973 year model or later operated on any highway, road, or street in this
28 state, except farm tractors and implements of husbandry designed
29 primarily or exclusively for use in agricultural operations, all-terrain
30 vehicles, autocycles, buses, mopeds, motorcycles, motor-driven cycles,
31 and utility-type vehicles mopeds, and buses, shall be equipped with an

1 occupant protection system of a type which:

2 (a) Meets the requirements of 49 C.F.R. 571.208, 571.209, and
3 571.210 as such regulations currently exist or as the regulations existed
4 when the occupant protection system was originally installed by the
5 manufacturer; or

6 (b) If the occupant protection system has been replaced, meets the
7 requirements of 49 C.F.R. 571.208, 571.209, and 571.210 that applied to
8 the originally installed occupant protection system or of a more recently
9 issued version of such regulations. The purchaser of any such vehicle may
10 designate the make or brand of or furnish such occupant protection system
11 to be installed.

12 (2) Every autocycle shall be equipped with a three-point safety belt
13 system.

14 (3) Any person selling a motor vehicle in this state not in
15 compliance with this section shall be guilty of a Class V misdemeanor.

16 Sec. 32. Section 60-6,270, Reissue Revised Statutes of Nebraska, is
17 amended to read:

18 60-6,270 (1) Except as provided in subsection (2) or (3) of this
19 section, no driver shall operate a motor vehicle upon a highway or street
20 in this state unless the driver and each front-seat occupant in the
21 vehicle are wearing occupant protection systems and all occupant
22 protection systems worn are properly adjusted and fastened.

23 (2) Except as otherwise provided in subsection (3) of this section,
24 no driver shall operate an autocycle upon a highway or street of this
25 state unless the driver is wearing a three-point safety belt system and
26 it is properly adjusted and fastened.

27 (3) The following persons shall not be required to wear an occupant
28 protection system or a three-point safety belt system:

29 (a) A person who possesses written verification from a physician
30 that the person is unable to wear an occupant protection system or a
31 three-point safety belt system for medical reasons;

1 (b) A rural letter carrier of the United States Postal Service while
2 performing his or her duties as a rural letter carrier between the first
3 and last delivery points;~~and~~

4 (c) A member of an emergency medical service while involved in
5 patient care; and -

6 (d) The operator or a passenger of an all-terrain vehicle or a
7 utility-type vehicle if such person is wearing a helmet pursuant to
8 section 60-6,279.

9 (4) For purposes of this section, motor vehicle means (a) a vehicle
10 required by section 60-6,266 to be equipped with an occupant protection
11 system or a three-point safety belt system, (b) an all-terrain vehicle,
12 or (c) a utility-type vehicle.

13 Sec. 33. Section 60-6,279, Reissue Revised Statutes of Nebraska, is
14 amended to read:

15 60-6,279 (1) A person shall not operate or be a passenger in an
16 autocycle described in subsection (2) of this section, on a motorcycle
17 other than an autocycle, on an all-terrain vehicle, ~~or~~ on a moped, or in
18 a utility-type vehicle on any highway in this state unless such person is
19 wearing a protective helmet of the type and design manufactured for use
20 by operators of such vehicles and unless such helmet is secured properly
21 on his or her head with a chin strap while the vehicle is in motion. All
22 such protective helmets shall be designed to reduce injuries to the user
23 resulting from head impacts and shall be designed to protect the user by
24 remaining on the user's head, deflecting blows, resisting penetration,
25 and spreading the force of impact. Each such helmet shall consist of
26 lining, padding, and chin strap and shall meet or exceed the standards
27 established in the United States Department of Transportation's Federal
28 Motor Vehicle Safety Standard No. 218, 49 C.F.R. 571.218, for motorcycle
29 helmets.

30 (2) This section applies to an autocycle that has a seating area
31 that is not completely enclosed.

1 (3) This section shall not apply to the operator or a passenger of
2 an all-terrain vehicle or a utility-type vehicle if such person is
3 wearing an occupant protection system as defined in section 60-6,265 or a
4 three-point safety belt system as defined in section 60-6,265.

5 Sec. 34. Section 60-6,356, Reissue Revised Statutes of Nebraska, is
6 amended to read:

7 60-6,356 (1)(a) An all-terrain vehicle or a utility-type vehicle
8 registered pursuant to the Motor Vehicle Registration Act may be operated
9 on any highway except as provided in subdivision (b) of this subsection.

10 (b) An all-terrain vehicle or a utility-type vehicle shall not be
11 operated on:

12 (i) The National System of Interstate and Defense Highways;

13 (ii) Highways that are a part of the state highway system as defined
14 in section 39-1302;

15 (iii) Expressways;

16 (iv) Freeways; and

17 (v) Highways when prohibited by an ordinance adopted by a county,
18 city, or village.

19 (2)(a) ~~(1)~~ An all-terrain vehicle or a utility-type vehicle not
20 registered pursuant to the Motor Vehicle Registration Act shall not be
21 operated on any controlled-access highway with more than two marked
22 traffic lanes. The crossing of any controlled-access highway with more
23 than two marked traffic lanes shall not be permitted except as provided
24 in subsections ~~(10)~~ ~~(9)~~ and ~~(11)~~ ~~(10)~~ of this section.

25 (b) Subsections ~~(2)~~, (3), (4), and ~~(6)~~ ~~(5)~~ through (9) ~~(8)~~ of this
26 section authorize and apply to operation of an all-terrain vehicle or a
27 utility-type vehicle not registered pursuant to the Motor Vehicle
28 Registration Act only on a highway other than a controlled-access highway
29 with more than two marked traffic lanes.

30 (3) ~~(2)~~ An all-terrain vehicle or a utility-type vehicle not
31 registered pursuant to the Motor Vehicle Registration Act may be operated

1 in accordance with the operating requirements of subsection (4) ~~(3)~~ of
2 this section:

3 (a) Outside the corporate limits of a city, village, or
4 unincorporated village if incidental to the vehicle's use for
5 agricultural purposes;

6 (b) Within the corporate limits of a city or village if authorized
7 by the city or village by ordinance adopted in accordance with this
8 section; or

9 (c) Within an unincorporated village if authorized by the county
10 board of the county in which the unincorporated village is located by
11 ordinance adopted ~~resolution~~ in accordance with this section.

12 (4) ~~(3)~~ An all-terrain vehicle or a utility-type vehicle not
13 registered pursuant to the Motor Vehicle Registration Act may be operated
14 as authorized in subsection (3) ~~(2)~~ of this section when such operation
15 occurs only between the hours of sunrise and sunset. Any person operating
16 an all-terrain vehicle or a utility-type vehicle as authorized in
17 subsection (3) ~~(2)~~ of this section shall have a valid Class 0 operator's
18 license or a farm permit as provided in section 60-4,126, shall have
19 liability insurance coverage for the all-terrain vehicle or a utility-
20 type vehicle while operating the all-terrain vehicle or a utility-type
21 vehicle on a highway, and shall not operate such vehicle at a speed in
22 excess of thirty miles per hour. The person operating the all-terrain
23 vehicle or a utility-type vehicle shall provide proof of such insurance
24 coverage to any peace officer requesting such proof within five days of
25 such a request. When operating an all-terrain vehicle or a utility-type
26 vehicle as authorized in subsection (3) ~~(2)~~ of this section, the
27 headlight and taillight of the vehicle shall be on and the vehicle shall
28 be equipped with a bicycle safety flag which extends not less than five
29 feet above ground attached to the rear of such vehicle. The bicycle
30 safety flag shall be triangular in shape with an area of not less than
31 thirty square inches and shall be day-glow in color.

1 (5) (4) All-terrain vehicles and utility-type vehicles may be
2 operated without complying with subsection (4) (3) of this section on
3 highways in parades which have been authorized by the State of Nebraska
4 or any department, board, commission, or political subdivision of the
5 state.

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

11 (a) The crossing is made at an angle of approximately ninety degrees
12 to the direction of the highway and at a place where no obstruction
13 prevents a quick and safe crossing;

14 (b) The vehicle is brought to a complete stop before crossing the
15 shoulder or roadway of the highway;

16 (c) The operator yields the right-of-way to all oncoming traffic
17 that constitutes an immediate potential hazard;

18 (d) In crossing a divided highway, the crossing is made only at an
19 intersection of such highway with another highway; and

20 (e) Both the headlight and taillight of the vehicle are on when the
21 crossing is made.

22 (7) (6) All-terrain vehicles and utility-type vehicles not
23 registered pursuant to the Motor Vehicle Registration Act may be operated
24 outside the corporate limits of any municipality by electric utility
25 personnel within the course of their employment in accordance with the
26 operation requirements of subsection (4) (3) of this section, except that
27 the operation of the vehicle pursuant to this subsection need not be
28 limited to the hours between sunrise and sunset.

29 (8) (7) A city or village may adopt an ordinance authorizing the
30 operation of all-terrain vehicles and utility-type vehicles not
31 registered pursuant to the Motor Vehicle Registration Act within the

1 corporate limits of the city or village if the operation is in accordance
2 with subsection ~~(4)~~ ~~(3)~~ of this section. The city or village may place
3 other restrictions on the operation of all-terrain vehicles and utility-
4 type vehicles within its corporate limits.

5 ~~(9)~~ ~~(8)~~ A county board may adopt an ordinance a ~~resolution~~
6 authorizing the operation of all-terrain vehicles and utility-type
7 vehicles not registered pursuant to the Motor Vehicle Registration Act
8 within any unincorporated village within the county if the operation is
9 in accordance with subsection ~~(4)~~ ~~(3)~~ of this section. The county may
10 place other restrictions on the operation of all-terrain vehicles and
11 utility-type vehicles within the unincorporated village.

12 ~~(10)~~ ~~(9)~~ Except as provided in subsection ~~(11)~~ ~~(10)~~ of this section,
13 the crossing of a controlled-access highway with more than two marked
14 traffic lanes shall be permitted by a utility-type vehicle (a) registered
15 pursuant to the Motor Vehicle Registration Act or (b) not so registered
16 if its ~~if the~~ operation is in accordance with the operation requirements
17 of subsection ~~(4)~~ ~~(3)~~ of this section and if the following requirements
18 are met:

19 (a) The crossing is made at an intersection that:

20 (i) Is controlled by a traffic control signal; or

21 (ii) For any intersection located outside the corporate limits of a
22 city or village, is controlled by stop signs;

23 (b) The crossing at such intersection is made in compliance with the
24 traffic control signal or stop signs; and

25 (c) The crossing at such intersection is specifically authorized as
26 follows:

27 (i) If such intersection is located within the corporate limits of a
28 city or village, by ordinance of such city or village;

29 (ii) If such intersection is located within an unincorporated
30 village, by ordinance adopted by ~~resolution of~~ the county board of the
31 county in which such unincorporated village is located; or

1 (iii) If such intersection is located outside the corporate limits
2 of a city or village and outside any unincorporated village, by ordinance
3 adopted by resolution of the county board of the county in which such
4 intersection is located.

5 (11) When an (10) When the use of the all-terrain vehicle or a
6 utility-type vehicle not registered pursuant to the Motor Vehicle
7 Registration Act is operated only for an agricultural purpose, the
8 crossing of a controlled-access highway with more than two marked traffic
9 lanes shall be permitted if such vehicle is operated in accordance with
10 subsection (4) (3) of this section.

11 Sec. 35. This act becomes operative on January 1, 2024.

12 Sec. 36. Original sections 23-187, 60-103, 60-123, 60-135.01,
13 60-153, 60-305, 60-339, 60-358.01, 60-3,100, 60-3,104, 60-3,143,
14 60-3,187, 60-3,190, 60-471, 60-4,114, 60-4,123, 60-4,123.01, 60-601,
15 60-605, 60-6,252, 60-6,266, 60-6,270, 60-6,279, 60-6,355, and 60-6,356,
16 Reissue Revised Statutes of Nebraska, and sections 60-3,135.01, 60-3,221,
17 60-462, 60-463, 60-4,124, and 60-501, Revised Statutes Cumulative
18 Supplement, 2022, are repealed.