

AMENDMENTS TO LB231

Introduced by Transportation and Telecommunications.

1 1. Strike the original sections and insert the following new
2 sections:

3 Section 1. Section 44-7703, Reissue Revised Statutes of Nebraska, is
4 amended to read:

5 44-7703 The Model Act Regarding Use of Credit Information in
6 Personal Insurance applies to personal insurance and not to commercial
7 insurance. For purposes of the act, personal insurance means private
8 passenger automobile, homeowners, motorcycle, autocycle, mobile
9 homeowners, noncommercial dwelling fire, and boat, personal watercraft,
10 snowmobile, and recreational vehicle insurance policies. Such policies
11 must be individually underwritten for personal, family, or household use.
12 No other type of insurance shall be included as personal insurance for
13 purposes of the act.

14 Sec. 2. Section 60-101, Revised Statutes Cumulative Supplement,
15 2014, is amended to read:

16 60-101 Sections 60-101 to 60-197 and section 4 of this act shall be
17 known and may be cited as the Motor Vehicle Certificate of Title Act.

18 Sec. 3. Section 60-102, Revised Statutes Cumulative Supplement,
19 2014, is amended to read:

20 60-102 For purposes of the Motor Vehicle Certificate of Title Act,
21 unless the context otherwise requires, the definitions found in sections
22 60-103 to 60-136.01 and section 4 of this act shall be used.

23 Sec. 4. Autocycle means any motor vehicle (1) having a seat that
24 does not require the operator to straddle or sit astride it, (2) designed
25 to travel on three wheels in contact with the ground, (3) in which the
26 operator and passenger ride either side by side or in tandem in a seating
27 area that is completely enclosed with a removable or fixed top and is

1 equipped with manufacturer-installed air bags, a manufacturer-installed
2 roll cage, and for each occupant a manufacturer-installed three-point
3 safety belt system, (4) having antilock brakes, and (5) designed to be
4 controlled with a steering wheel and pedals.

5 Sec. 5. Section 60-124, Reissue Revised Statutes of Nebraska, is
6 amended to read:

7 60-124 Motorcycle means any motor vehicle having a seat or saddle
8 for the use of the operator and designed to travel on not more than three
9 wheels in contact with the ground. Motorcycle does not include an
10 autocycle.

11 Sec. 6. Section 60-301, Revised Statutes Cumulative Supplement,
12 2014, is amended to read:

13 60-301 Sections 60-301 to 60-3,222 and section 8 of this act shall
14 be known and may be cited as the Motor Vehicle Registration Act.

15 Sec. 7. Section 60-302, Revised Statutes Cumulative Supplement,
16 2014, is amended to read:

17 60-302 For purposes of the Motor Vehicle Registration Act, unless
18 the context otherwise requires, the definitions found in sections
19 60-302.01 to 60-360 and section 8 of this act shall be used.

20 Sec. 8. Autocycle means any motor vehicle (1) having a seat that
21 does not require the operator to straddle or sit astride it, (2) designed
22 to travel on three wheels in contact with the ground, (3) in which the
23 operator and passenger ride either side by side or in tandem in a seating
24 area that is completely enclosed with a removable or fixed top and is
25 equipped with manufacturer-installed air bags, a manufacturer-installed
26 roll cage, and for each occupant a manufacturer-installed three-point
27 safety belt system, (4) having antilock brakes, and (5) designed to be
28 controlled with a steering wheel and pedals.

29 Sec. 9. Section 60-340, Reissue Revised Statutes of Nebraska, is
30 amended to read:

31 60-340 Motorcycle means any motor vehicle having a seat or saddle

1 for use of the operator and designed to travel on not more than three
2 wheels in contact with the ground. Motorcycle does not include an
3 autocycle.

4 Sec. 10. Section 60-376, Reissue Revised Statutes of Nebraska, is
5 amended to read:

6 60-376 Subject to all the provisions of law relating to motor
7 vehicles and trailers not inconsistent with this section, any motor
8 vehicle dealer or trailer dealer who is regularly engaged within this
9 state in the business of buying and selling motor vehicles and trailers,
10 who regularly maintains within this state an established place of
11 business, and who desires to effect delivery of any motor vehicle or
12 trailer bought or sold by him or her from the point where purchased or
13 sold to points within or outside this state may, solely for the purpose
14 of such delivery by himself or herself, his or her agent, or a bona fide
15 purchaser, operate such motor vehicle or tow such trailer on the highways
16 of this state without charge or registration of such motor vehicle or
17 trailer. A sticker shall be displayed on the front and rear windows or
18 the rear side windows of such motor vehicle, except an autocycle or a
19 motorcycle, and displayed on the front and rear of each such trailer. On
20 the sticker shall be plainly printed in black letters the words In
21 Transit. One In Transit sticker shall be displayed on an autocycle or a
22 motorcycle, which sticker may be one-half the size required for other
23 motor vehicles. Such stickers shall include a registration number, which
24 registration number shall be different for each sticker or pair of
25 stickers issued, and the contents of such sticker and the numbering
26 system shall be as prescribed by the department. Each dealer issuing such
27 stickers shall keep a record of the registration number of each sticker
28 or pair of stickers on the invoice of such sale. Such sticker shall allow
29 such owner to operate the motor vehicle or tow such trailer for a period
30 of thirty days in order to effect proper registration of the new or used
31 motor vehicle or trailer. When any person, firm, or corporation has had a

1 motor vehicle or trailer previously registered and license plates
2 assigned to such person, firm, or corporation, such owner may operate the
3 motor vehicle or tow such trailer for a period of thirty days in order to
4 effect transfer of plates to the new or used motor vehicle or trailer.
5 Upon demand of proper authorities, there shall be presented by the person
6 in charge of such motor vehicle or trailer, for examination, a duly
7 executed bill of sale therefor or other satisfactory evidence of the
8 right of possession by such person of such motor vehicle or trailer.

9 Sec. 11. Section 60-3,100, Revised Statutes Cumulative Supplement,
10 2014, is amended to read:

11 60-3,100 (1) The department shall issue to every person whose motor
12 vehicle or trailer is registered fully reflectorized license plates upon
13 which shall be displayed (a) the registration number consisting of
14 letters and numerals assigned to such motor vehicle or trailer in figures
15 not less than two and one-half inches nor more than three inches in
16 height and (b) also the word Nebraska suitably lettered so as to be
17 attractive. Two license plates shall be issued for every motor vehicle,
18 except that one plate shall be issued for dealers, autocycles,
19 motorcycles, minitrucks, truck-tractors, trailers, buses, apportionable
20 vehicles, and special interest motor vehicles that use the special
21 interest motor vehicle license plate authorized by and issued under
22 section 60-3,135.01. The license plates shall be of a color designated by
23 the director. The color of the plates shall be changed each time the
24 license plates are changed. Each time the license plates are changed, the
25 director shall secure competitive bids for materials pursuant to sections
26 81-145 to 81-162. Autocycle, motorcycle ~~Motorcycle~~, minitruck, low-speed
27 vehicle, and trailer license plate letters and numerals may be one-half
28 the size of those required in this section.

29 (2) 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. 12. Section 60-3,104, Revised Statutes Cumulative Supplement,
6 2014, is amended to read:

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

9 (1) Amateur radio station license plates issued pursuant to section
10 60-3,126;

11 (2) Apportionable vehicle license plates issued pursuant to section
12 60-3,203;

13 (3) Autocycle license plates issued pursuant to section 60-3,100;

14 (~~4~~ 3) Boat dealer license plates issued pursuant to section 60-379;

15 (~~5~~ 4) Bus license plates issued pursuant to section 60-3,144;

16 (~~6~~ 5) Commercial motor vehicle license plates issued pursuant to
17 section 60-3,147;

18 (~~7~~ 6) Dealer or manufacturer license plates issued pursuant to
19 sections 60-3,114 and 60-3,115;

20 (~~8~~ 7) Disabled veteran license plates issued pursuant to section
21 60-3,124;

22 (~~9~~ 8) Farm trailer license plates issued pursuant to section
23 60-3,151;

24 (~~10~~ 9) Farm truck license plates issued pursuant to section
25 60-3,146;

26 (~~11~~ 10) Farm trucks with a gross weight of over sixteen tons license
27 plates issued pursuant to section 60-3,146;

28 (~~12~~ 11) Fertilizer trailer license plates issued pursuant to section
29 60-3,151;

30 (~~13~~ 12) Film vehicle license plates issued pursuant to section
31 60-383;

1 (~~14~~ 13) Gold Star Family license plates issued pursuant to sections
2 60-3,122.01 and 60-3,122.02;

3 (~~15~~ 14) Handicapped or disabled person license plates issued
4 pursuant to section 60-3,113;

5 (~~16~~ 15) Historical vehicle license plates issued pursuant to
6 sections 60-3,130 to 60-3,134;

7 (~~17~~ 16) Local truck license plates issued pursuant to section
8 60-3,145;

9 (~~18~~ 17) Military Honor Plates issued pursuant to sections
10 60-3,122.03 and 60-3,122.04;

11 (~~19~~ 18) Minitruck license plates issued pursuant to section
12 60-3,100;

13 (~~20~~ 19) Motor vehicle license plates for motor vehicles owned or
14 operated by the state, counties, municipalities, or school districts
15 issued pursuant to section 60-3,105;

16 (~~21~~ 20) Motor vehicles exempt pursuant to section 60-3,107;

17 (~~22~~ 21) Motorcycle license plates issued pursuant to section
18 60-3,100;

19 (~~23~~ 22) Nebraska Cornhusker Spirit Plates issued pursuant to
20 sections 60-3,127 to 60-3,129;

21 (~~24~~ 23) Nonresident owner thirty-day license plates issued pursuant
22 to section 60-382;

23 (~~25~~ 24) Passenger car having a seating capacity of ten persons or
24 less and not used for hire issued pursuant to section 60-3,143 other than
25 autocycles;

26 (~~26~~ 25) Passenger car having a seating capacity of ten persons or
27 less and used for hire issued pursuant to section 60-3,143 other than
28 autocycles;

29 (~~27~~ 26) Pearl Harbor license plates issued pursuant to section
30 60-3,122;

31 (~~28~~ 27) Personal-use dealer license plates issued pursuant to

1 section 60-3,116;

2 (~~29~~ 28) Personalized message license plates for motor vehicles and
3 cabin trailers, except commercial motor vehicles registered for over ten
4 tons gross weight, issued pursuant to sections 60-3,118 to 60-3,121;

5 (~~30~~ 29) Prisoner-of-war license plates issued pursuant to section
6 60-3,123;

7 (~~31~~ 30) Purple Heart license plates issued pursuant to section
8 60-3,125;

9 (~~32~~ 31) Recreational vehicle license plates issued pursuant to
10 section 60-3,151;

11 (~~33~~ 32) Repossession license plates issued pursuant to section
12 60-375;

13 (~~34~~ 33) Special interest motor vehicle license plates issued
14 pursuant to section 60-3,135.01;

15 (~~35~~ 34) Specialty license plates issued pursuant to sections
16 60-3,104.01 and 60-3,104.02;

17 (~~36~~ 35) Trailer license plates issued for trailers owned or operated
18 by the state, counties, municipalities, or school districts issued
19 pursuant to section 60-3,106;

20 (~~37~~ 36) Trailer license plates issued pursuant to section 60-3,100;

21 (~~38~~ 37) Trailers exempt pursuant to section 60-3,108;

22 (~~39~~ 38) Transporter license plates issued pursuant to section
23 60-378;

24 (~~40~~ 39) Trucks or combinations of trucks, truck-tractors, or
25 trailers which are not for hire and engaged in soil and water
26 conservation work and used for the purpose of transporting pipe and
27 equipment exclusively used by such contractors for soil and water
28 conservation construction license plates issued pursuant to section
29 60-3,149;

30 (~~41~~ 40) Utility trailer license plates issued pursuant to section
31 60-3,151; and

1 (42 41) Well-boring apparatus and well-servicing equipment license
2 plates issued pursuant to section 60-3,109.

3 Sec. 13. Section 60-3,113, Revised Statutes Cumulative Supplement,
4 2014, is amended to read:

5 60-3,113 (1) The department shall, without the payment of any fee
6 except the taxes and fees required by sections 60-3,102, 60-3,185,
7 60-3,190, and 60-3,191, issue license plates for one motor vehicle not
8 used for hire and a license plate for one autocycle or motorcycle not
9 used for hire to:

10 (a) Any permanently handicapped or disabled person or his or her
11 parent, legal guardian, foster parent, or agent upon application and
12 proof of a permanent handicap or disability; or

13 (b) A trust which owns the motor vehicle, autocycle, or motorcycle
14 if a designated beneficiary of the trust qualifies under subdivision (a)
15 of this subsection.

16 An application and proof of disability in the form and with the
17 information required by section 60-3,113.02 shall be submitted before
18 license plates are issued or reissued.

19 (2) The license plate or plates shall carry the internationally
20 accepted wheelchair symbol, which symbol is a representation of a person
21 seated in a wheelchair surrounded by a border six units wide by seven
22 units high, and such other letters or numbers as the director prescribes.
23 Such license plate or plates shall be used by such person in lieu of the
24 usual license plate or plates.

25 (3) The department shall compile and maintain a registry of the
26 names, addresses, and license numbers of all persons who obtain special
27 license plates pursuant to this section and all persons who obtain a
28 handicapped or disabled parking permit.

29 Sec. 14. Section 60-3,118, Reissue Revised Statutes of Nebraska, is
30 amended to read:

31 60-3,118 (1) In lieu of the license plates provided for by section

1 60-3,100, the department shall issue personalized message license plates
2 for motor vehicles, trailers, semitrailers, or cabin trailers, except for
3 motor vehicles and trailers registered under section 60-3,198, to all
4 applicants who meet the requirements of sections 60-3,119 to 60-3,121.
5 Personalized message license plates shall be the same size and of the
6 same basic design as regular license plates issued pursuant to section
7 60-3,100. The characters used shall consist only of letters and numerals
8 of the same size and design and shall comply with the requirements of
9 subdivision (1)(a) of section 60-3,100. A maximum of seven characters may
10 be used, except that for an autocycle or a motorcycle ~~motorcycles~~, a
11 maximum of six characters may be used.

12 (2) The following conditions apply to all personalized message
13 license plates:

14 (a) County prefixes shall not be allowed except in counties using
15 the alphanumeric system for motor vehicle registration. The numerals in
16 the county prefix shall be the numerals assigned to the county, pursuant
17 to subsection (2) of section 60-370, in which the motor vehicle or cabin
18 trailer is registered. Renewal of a personalized message license plate
19 containing a county prefix shall be conditioned upon the motor vehicle or
20 cabin trailer being registered in such county. The numerals in the county
21 prefix, including the hyphen or any other unique design for an existing
22 license plate style, count against the maximum number of characters
23 allowed under this section;

24 (b) The characters in the order used shall not conflict with or
25 duplicate any number used or to be used on the regular license plates or
26 any number or license plate already approved pursuant to sections
27 60-3,118 to 60-3,121;

28 (c) The characters in the order used shall not express, connote, or
29 imply any obscene or objectionable words or abbreviations; and

30 (d) An applicant receiving a personalized message license plate for
31 a farm truck with a gross weight of over sixteen tons or a commercial

1 truck or truck-tractor with a gross weight of five tons or over shall
2 affix the appropriate tonnage decal to such license plate.

3 (3) The department shall have sole authority to determine if the
4 conditions prescribed in subsection (2) of this section have been met.

5 Sec. 15. Section 60-3,135.01, Revised Statutes Cumulative
6 Supplement, 2014, is amended to read:

7 60-3,135.01 (1) The department shall either modify an existing plate
8 design or design license plates to identify special interest motor
9 vehicles, to be known as special interest motor vehicle license plates.
10 The department, in designing such special interest motor vehicle license
11 plates, shall include the words special interest and limit the
12 manufacturing cost of each plate to an amount less than or equal to the
13 amount charged for license plates pursuant to section 60-3,102. The
14 department shall choose the design of the plate. The department shall
15 make applications available for this type of plate when it is designed.

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

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

19 (b) Not use a county designation.

20 (3) One type of special interest motor vehicle license plate shall
21 be personalized message plates. Such plates shall be issued subject to
22 the same conditions specified for personalized message license plates in
23 section 60-3,118.

24 (4) A person may apply to the department for a special interest
25 motor vehicle license plate in lieu of regular license plates on an
26 application prescribed and provided by the department for any special
27 interest motor vehicle, except that no for a motor vehicle registered
28 under section 60-3,198, autocycle, motorcycle, or trailer shall be
29 eligible for special interest motor vehicle license plates. The
30 department shall make forms available for such applications through the
31 county treasurers.

1 (5) The form shall contain a description of the special interest
2 motor vehicle owned and sought to be registered, including the make, body
3 type, model, serial number, and year of manufacture.

4 (6)(a) In addition to all other fees required to register a motor
5 vehicle, each application for initial issuance or renewal of a special
6 interest motor vehicle license plate shall be accompanied by a special
7 interest motor vehicle license plate fee of fifty dollars. Twenty-five
8 dollars of the special interest motor vehicle license plate fee shall be
9 remitted to the State Treasurer for credit to the Department of Motor
10 Vehicles Cash Fund, and twenty-five dollars of the special interest motor
11 vehicle license plate fee shall be remitted to the State Treasurer for
12 credit to the Highway Trust Fund.

13 (b) If a special interest motor vehicle license plate is lost,
14 stolen, or mutilated, the owner shall be issued a replacement license
15 plate pursuant to section 60-3,157.

16 (7) When the department receives an application for a special
17 interest motor vehicle license plate, the department shall deliver the
18 plate to the county treasurer of the county in which the special interest
19 motor vehicle is registered. The county treasurer shall issue the special
20 interest motor vehicle license plate in lieu of regular license plates
21 when the applicant complies with the other provisions of the Motor
22 Vehicle Registration Act for registration of the special interest motor
23 vehicle.

24 (8) If the cost of manufacturing special interest motor vehicle
25 license plates at any time exceeds the amount charged for license plates
26 pursuant to section 60-3,102, any money to be credited to the Department
27 of Motor Vehicles Cash Fund under this section shall instead be credited
28 first to the Highway Trust Fund in an amount equal to the difference
29 between the manufacturing costs of special interest motor vehicle license
30 plates and the amount charged pursuant to section 60-3,102 with respect
31 to such license plates and the remainder shall be credited to the

1 Department of Motor Vehicles Cash Fund.

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

4 (10) A special interest motor vehicle shall not be used for the same
5 purposes and under the same conditions as other motor vehicles of the
6 same type and shall not be used for business or occupation or regularly
7 for transportation to and from work. A special interest motor vehicle may
8 be driven on the public streets and roads only for occasional
9 transportation, public displays, parades, and related pleasure or hobby
10 activities.

11 (11) It shall be unlawful to own or operate a motor vehicle with
12 special interest motor vehicle license plates in violation of this
13 section. Upon conviction of a violation of any provision of this section,
14 a person shall be guilty of a Class V misdemeanor.

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

19 Sec. 16. Section 60-3,143, Reissue Revised Statutes of Nebraska, is
20 amended to read:

21 60-3,143 (1) For autocycles, the registration fee shall be fifteen
22 dollars.

23 (2 1) For every motor vehicle of ten-passenger capacity or less and
24 not used for hire, the registration fee shall be fifteen dollars.

25 (3 2) For each motor vehicle having a seating capacity of ten
26 persons or less and used for hire, the registration fee shall be six
27 dollars plus an additional four dollars for every person such motor
28 vehicle is equipped to carry in addition to the driver.

29 (4 3) For motor vehicles leased for hire when no driver or chauffeur
30 is furnished by the lessor as part of the consideration paid for by the
31 lessee, incident to the operation of the leased motor vehicle, the fee

1 shall be fifteen dollars.

2 Sec. 17. Section 60-3,187, Revised Statutes Cumulative Supplement,
3 2014, is amended to read:

4 60-3,187 (1) The motor vehicle tax schedules are set out in this
5 section.

6 (2) The motor vehicle tax shall be calculated by multiplying the
7 base tax times the fraction which corresponds to the age category of the
8 vehicle as shown in the following table:

9 YEAR	FRACTION
10 First	1.00
11 Second	0.90
12 Third	0.80
13 Fourth	0.70
14 Fifth	0.60
15 Sixth	0.51
16 Seventh	0.42
17 Eighth	0.33
18 Ninth	0.24
19 Tenth and Eleventh	0.15
20 Twelfth and Thirteenth	0.07
21 Fourteenth and older	0.00

22 (3) The base tax shall be:

23 (a) Automobiles, autocycles, and motorcycles - An amount determined
24 using the following table:

25 Value when new	Base tax
26 Up to \$3,999	\$ 25
27 \$4,000 to \$5,999	35
28 \$6,000 to \$7,999	45
29 \$8,000 to \$9,999	60

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

1	\$68,000 to \$69,999	1,260
2	\$70,000 to \$71,999	1,300
3	\$72,000 to \$73,999	1,340
4	\$74,000 to \$75,999	1,380
5	\$76,000 to \$77,999	1,420
6	\$78,000 to \$79,999	1,460
7	\$80,000 to \$81,999	1,500
8	\$82,000 to \$83,999	1,540
9	\$84,000 to \$85,999	1,580
10	\$86,000 to \$87,999	1,620
11	\$88,000 to \$89,999	1,660
12	\$90,000 to \$91,999	1,700
13	\$92,000 to \$93,999	1,740
14	\$94,000 to \$95,999	1,780
15	\$96,000 to \$97,999	1,820
16	\$98,000 to \$99,999	1,860
17	\$100,000 and over	1,900
18	(b) Assembled automobiles - \$60	
19	(c) Assembled motorcycles - \$25	
20	(d) Cabin trailers, up to one thousand pounds - \$10	
21	(e) Cabin trailers, one thousand pounds and over and less than two	
22	thousand pounds - \$25	
23	(f) Cabin trailers, two thousand pounds and over - \$40	
24	(g) Recreational vehicles, less than eight thousand pounds - \$160	
25	(h) Recreational vehicles, eight thousand pounds and over and less	
26	than twelve thousand pounds - \$410	
27	(i) Recreational vehicles, twelve thousand pounds and over - \$860	
28	(j) Assembled recreational vehicles and buses shall follow the	
29	schedules for body type and registered weight	
30	(k) Trucks - Over seven tons and less than ten tons - \$360	

1 (l) Trucks - Ten tons and over and less than thirteen tons - \$560

2 (m) Trucks - Thirteen tons and over and less than sixteen tons -
3 \$760

4 (n) Trucks - Sixteen tons and over and less than twenty-five tons -
5 \$960

6 (o) Trucks - Twenty-five tons and over - \$1,160

7 (p) Buses - \$360

8 (q) Trailers other than semitrailers - \$10

9 (r) Semitrailers - \$110

10 (s) Minitrucks - \$50

11 (t) Low-speed vehicles - \$50

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

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

18 (6) When a motor vehicle is registered which is newer than the
19 current model year by the manufacturer's designation, the motor vehicle
20 is subject to the initial motor vehicle tax in the first registration
21 period and ninety-five percent of the initial motor vehicle tax in the
22 second registration period.

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

26 (8) When a motor vehicle is registered which is required to have a
27 title branded as previous salvage pursuant to section 60-175, the motor
28 vehicle tax shall be reduced by twenty-five percent.

29 Sec. 18. Section 60-3,190, Revised Statutes Cumulative Supplement,
30 2014, is amended to read:

31 60-3,190 (1) A motor vehicle fee is imposed on all motor vehicles

1 registered for operation in this state. An owner of a motor vehicle which
2 is exempt from the imposition of a motor vehicle tax pursuant to section
3 60-3,185 shall also be exempt from the imposition of the motor vehicle
4 fee imposed pursuant to this section.

5 (2) The department shall annually determine the motor vehicle fee on
6 each motor vehicle registered pursuant to this section and shall cause a
7 notice of the amount to be delivered to the registrant. The notice shall
8 be combined with the notice of the motor vehicle tax required by section
9 60-3,186.

10 (3) The motor vehicle fee schedules are set out in this subsection
11 and subsection (4) of this section. Except for automobiles with a value
12 when new of less than \$20,000, and for assembled automobiles, the fee
13 shall be calculated by multiplying the base fee times the fraction which
14 corresponds to the age category of the automobile as shown in the
15 following table:

16 YEAR	FRACTION
17 First through fifth	1.00
18 Sixth through tenth	.70
19 Eleventh and over	.35

20 (4) The base fee shall be:

21 (a) Automobiles, with a value when new of less than \$20,000, and
22 assembled automobiles - \$5

23 (b) Automobiles, with a value when new of \$20,000 through \$39,999 -
24 \$20

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

26 (d) Motorcycles - \$10

27 (e) Recreational vehicles and cabin trailers - \$10

28 (f) Trucks over seven tons and buses - \$30

29 (g) Trailers other than semitrailers - \$10

30 (h) Semitrailers - \$30

1 (i) Minitrucks - \$10

2 (j) Low-speed vehicles - \$10~~r~~

3 (k) Autocycles - \$10.

4 (5) The motor vehicle tax, motor vehicle fee, and registration fee
5 shall be paid to the county treasurer prior to the registration of the
6 motor vehicle for the following registration period. After retaining one
7 percent of the motor vehicle fee collected for costs, the remaining
8 proceeds shall be remitted to the State Treasurer for credit to the Motor
9 Vehicle Fee Fund. The State Treasurer shall return funds from the Motor
10 Vehicle Fee Fund remitted by a county treasurer which are needed for
11 refunds or credits authorized by law.

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

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

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

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

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

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

6 (10) Assembled vehicles other than assembled automobiles shall
7 follow the schedules for the motor vehicle body type.

8 Sec. 19. Section 60-462, Revised Statutes Cumulative Supplement,
9 2014, is amended to read:

10 60-462 Sections 60-462 to 60-4,189 and section 21 of this act shall
11 be known and may be cited as the Motor Vehicle Operator's License Act.

12 Sec. 20. Section 60-463, Revised Statutes Cumulative Supplement,
13 2014, is amended to read:

14 60-463 For purposes of the Motor Vehicle Operator's License Act, the
15 definitions found in sections 60-463.01 to 60-478 and section 21 of this
16 act shall be used.

17 Sec. 21. Autocycle means any motor vehicle (1) having a seat that
18 does not require the operator to straddle or sit astride it, (2) designed
19 to travel on three wheels in contact with the ground, (3) in which the
20 operator and passenger ride either side by side or in tandem in a seating
21 area that is completely enclosed with a removable or fixed top and is
22 equipped with manufacturer-installed air bags, a manufacturer-installed
23 roll cage, and for each occupant a manufacturer-installed three-point
24 safety belt system, (4) having antilock brakes, and (5) designed to be
25 controlled with a steering wheel and pedals.

26 Sec. 22. Section 60-4,114, Revised Statutes Cumulative Supplement,
27 2014, is amended to read:

28 60-4,114 (1) The county treasurer may employ such additional
29 clerical help as may be necessary to assist him or her in the performance
30 of the ministerial duties required of him or her under the Motor Vehicle
31 Operator's License Act and, for such additional expense, shall be

1 reimbursed as set out in section 60-4,115.

2 (2) The director may, in his or her discretion, appoint department
3 personnel to examine all applicants who apply for an initial license or
4 whose licenses have been revoked or canceled to ascertain such person's
5 ability to operate a motor vehicle properly and safely.

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

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

11 (b) An inquiry into the applicant's ability to drive and maneuver a
12 motor vehicle, except that no driving skills test shall be conducted
13 using an autocycle; and

14 (c) An inquiry touching upon the applicant's knowledge of the motor
15 vehicle laws of this state, which shall include sufficient questions to
16 indicate familiarity with the provisions thereof.

17 (4) If an applicant is denied or refused a certificate for license,
18 such applicant shall have the right to an immediate appeal to the
19 director from the decision. It shall be the duty of the director to
20 review the appeal and issue a final order, to be made not later than ten
21 days after the receipt of the appeal by the director, except that if the
22 director requests the advice of the Health Advisory Board on the matter,
23 the director shall have up to forty-five days after the day a medical or
24 vision problem is referred to him or her to consult with members of the
25 board to obtain the medical opinion necessary to make a decision and
26 shall issue a final order not later than ten days following receipt of
27 the medical opinion. After consideration of the advice of the board, the
28 director shall make a determination of the applicant's physical or mental
29 ability to operate a motor vehicle and shall issue a final order. The
30 order shall be in writing, shall be accompanied by findings of fact and
31 conclusions of law, and shall be sent by regular United States mail to

1 the applicant's last-known address. The order may be appealed as provided
2 in section 60-4,105.

3 Sec. 23. Section 60-4,123, Reissue Revised Statutes of Nebraska, is
4 amended to read:

5 60-4,123 (1) Any person who is at least fifteen years of age may
6 apply for an LPD-learner's permit from the department. In order to obtain
7 an LPD-learner's permit, the applicant shall successfully complete a
8 written examination. A person may take the written examination beginning
9 sixty days prior to his or her fifteenth birthday but shall not be issued
10 a permit until he or she is fifteen years of age. The written examination
11 may be waived for any person who has been issued an LPE-learner's permit,
12 LPD-learner's permit, or SCP-school permit that has been expired for no
13 more than one year.

14 (2) Upon successful completion of the written examination and the
15 payment of a fee and surcharge as prescribed in section 60-4,115, the
16 applicant shall be issued an LPD-learner's permit as provided in section
17 60-4,113. The permit shall be valid for twelve months.

18 (3)(a) The holder of an LPD-learner's permit shall only operate a
19 motor vehicle on the highways of this state if he or she is accompanied
20 at all times by a licensed operator who is at least twenty-one years of
21 age and who has been licensed by this state or another state and if (i)
22 for all motor vehicles other than autocycles and motorcycles, he or she
23 is actually occupying the seat beside the licensed operator, (ii) in the
24 case of an autocycle, he or she is actually occupying the seat beside or
25 in front of the licensed operator, or (iii) ~~or,~~ in the case of a
26 motorcycle or moped, if he or she is within visual contact of and under
27 the supervision of, in the case of a motorcycle, a licensed motorcycle
28 operator or, in the case of a moped, a licensed motor vehicle operator.

29 (b) The holder of an LPD-learner's permit shall not use any type of
30 interactive wireless communication device while operating a motor vehicle
31 on the highways of this state. Enforcement of this subdivision shall be

1 accomplished only as a secondary action when the holder of the LPD-
2 learner's permit has been cited or charged with a violation of some other
3 law.

4 (4) The county treasurer shall collect the fee and surcharge
5 prescribed in section 60-4,115 for the issuance of each LPD-learner's
6 permit.

7 Sec. 24. Section 60-4,123.01, Reissue Revised Statutes of Nebraska,
8 is amended to read:

9 60-4,123.01 For purposes of driver training, any Any person who has
10 attained or will attain the age of fourteen years on or before October 15
11 of the current year may operate a motor vehicle, other than an autocycle,
12 upon the highways of this state if he or she is accompanied or, in the
13 case of a motorcycle or moped, supervised at all times by a licensed
14 operator who is a driver training instructor certified by the
15 Commissioner of Education.

16 Sec. 25. Section 60-4,124, Revised Statutes Cumulative Supplement,
17 2014, is amended to read:

18 60-4,124 (1) A person who is younger than sixteen years and three
19 months of age but is older than fourteen years and two months of age may
20 be issued a school permit if such person lives a distance of one and one-
21 half miles or more from the school he or she attends and either resides
22 outside a city of the metropolitan, primary, or first class or attends a
23 school which is outside a city of the metropolitan, primary, or first
24 class and if such person has held an LPE-learner's permit for two months.
25 A school permit shall not be issued until such person has demonstrated
26 that he or she is capable of successfully operating a motor vehicle,
27 moped, or motorcycle and has in his or her possession an issuance
28 certificate authorizing the county treasurer to issue a school permit. In
29 order to obtain an issuance certificate, the applicant shall present (a)
30 proof of successful completion of a department-approved driver safety
31 course which includes behind-the-wheel driving specifically emphasizing

1 (i) the effects of the consumption of alcohol on a person operating a
2 motor vehicle, (ii) occupant protection systems, (iii) risk assessment,
3 and (iv) railroad crossing safety and (b)(i) proof of successful
4 completion of a written examination and driving test administered by a
5 driver safety course instructor or (ii) a certificate in a form
6 prescribed by the department, signed by a parent, guardian, or licensed
7 driver at least twenty-one years of age, verifying that the applicant has
8 completed fifty hours of lawful motor vehicle operation, under conditions
9 that reflect department-approved driver safety course curriculum, with a
10 parent, guardian, or adult at least twenty-one years of age, who has a
11 current Nebraska operator's license or who is licensed in another state.
12 The department may waive the written examination if the applicant has
13 been issued an LPE-learner's permit or LPD-learner's permit and if such
14 permit is valid or has expired no more than one year prior to
15 application. The written examination shall not be waived if the permit
16 being applied for contains a class or endorsement which is different from
17 the class or endorsement of the LPE-learner's permit.

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

20 (a) To and from where he or she attends school and between schools
21 of enrollment over the most direct and accessible route by the nearest
22 highway from his or her place of residence to transport such person or
23 any family member who resides with such person to attend duly scheduled
24 courses of instruction and extracurricular or school-related activities
25 at the school he or she attends; or

26 (b) Under the personal supervision of a licensed operator. Such
27 licensed operator shall be at least twenty-one years of age and licensed
28 by this state or another state and shall (i) for all motor vehicles other
29 than autocycles, motorcycles, or mopeds, actually occupy the seat beside
30 the permitholder, (ii) in the case of an autocycle, actually occupy the
31 seat beside or behind the permitholder, or (iii) ~~or,~~ in the case of a

1 motorcycle or moped, if the permitholder is within visual contact of and
2 under the supervision of, in the case of a motorcycle, a licensed
3 motorcycle operator or, in the case of a moped, a licensed motor vehicle
4 operator.

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

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

17 (5)(a) While holding the LPE-learner's permit, the person may
18 operate a motor vehicle on the highways of this state if (i) for all
19 motor vehicles other than autocycles, motorcycles, or mopeds, he or she
20 has seated next to him or her a person who is a licensed operator, (ii)
21 in the case of an autocycle, he or she has seated next to or behind him
22 or her a person who is a licensed operator, or (iii) ~~or,~~ in the case of a
23 motorcycle or moped, if he or she is within visual contact of and is
24 under the supervision of a person who, in the case of a motorcycle, is a
25 licensed motorcycle operator or, in the case of a moped, is a licensed
26 motor vehicle operator. Such licensed motor vehicle or motorcycle
27 operator shall be at least twenty-one years of age and licensed by this
28 state or another state.

29 (b) The holder of an LPE-learner's permit shall not use any type of
30 interactive wireless communication device while operating a motor vehicle
31 on the highways of this state. Enforcement of this subdivision shall be

1 accomplished only as a secondary action when the holder of the LPE-
2 learner's permit has been cited or charged with a violation of some other
3 law.

4 (6) The county treasurer shall collect the fee and surcharge
5 prescribed in section 60-4,115 from each successful applicant for a
6 school or LPE-learner's permit. All school permits shall be subject to
7 impoundment or revocation under the terms of section 60-496. Any person
8 who violates the terms of a school permit shall be guilty of an
9 infraction and shall not be eligible for another school, farm, LPD-
10 learner's, or LPE-learner's permit until he or she has attained the age
11 of sixteen years.

12 (7) Any person who holds a permit issued under this section and has
13 violated subdivision (3)(b) or (c) of section 28-306, subdivision (3)(b)
14 or (c) of section 28-394, or section 28-1254, 60-6,196, 60-6,197, or
15 60-6,197.06 shall not be eligible for an ignition interlock permit.

16 Sec. 26. Section 60-4,182, Revised Statutes Cumulative Supplement,
17 2014, is amended to read:

18 60-4,182 In order to prevent and eliminate successive traffic
19 violations, there is hereby provided a point system dealing with traffic
20 violations as disclosed by the files of the director. The following point
21 system shall be adopted:

22 (1) Conviction of motor vehicle homicide - 12 points;

23 (2) Third offense drunken driving in violation of any city or
24 village ordinance or of section 60-6,196, as disclosed by the records of
25 the director, regardless of whether the trial court found the same to be
26 a third offense - 12 points;

27 (3) Failure to stop and render aid as required under section 60-697
28 in the event of involvement in a motor vehicle accident resulting in the
29 death or personal injury of another - 6 points;

30 (4) Failure to stop and report as required under section 60-696 or
31 any city or village ordinance in the event of a motor vehicle accident

1 resulting in property damage - 6 points;

2 (5) Driving a motor vehicle while under the influence of alcoholic
3 liquor or any drug or when such person has a concentration of eight-
4 hundredths of one gram or more by weight of alcohol per one hundred
5 milliliters of his or her blood or per two hundred ten liters of his or
6 her breath in violation of any city or village ordinance or of section
7 60-6,196 - 6 points;

8 (6) Willful reckless driving in violation of any city or village
9 ordinance or of section 60-6,214 or 60-6,217 - 6 points;

10 (7) Careless driving in violation of any city or village ordinance
11 or of section 60-6,212 - 4 points;

12 (8) Negligent driving in violation of any city or village ordinance
13 - 3 points;

14 (9) Reckless driving in violation of any city or village ordinance
15 or of section 60-6,213 - 5 points;

16 (10) Speeding in violation of any city or village ordinance or any
17 of sections 60-6,185 to 60-6,190 and 60-6,313:

18 (a) Not more than five miles per hour over the speed limit - 1
19 point;

20 (b) More than five miles per hour but not more than ten miles per
21 hour over the speed limit - 2 points;

22 (c) More than ten miles per hour but not more than thirty-five miles
23 per hour over the speed limit - 3 points, except that one point shall be
24 assessed upon conviction of exceeding by not more than ten miles per
25 hour, two points shall be assessed upon conviction of exceeding by more
26 than ten miles per hour but not more than fifteen miles per hour, and
27 three points shall be assessed upon conviction of exceeding by more than
28 fifteen miles per hour but not more than thirty-five miles per hour the
29 speed limits provided for in subdivision (1)(e), (f), (g), or (h) of
30 section 60-6,186; and

31 (d) More than thirty-five miles per hour over the speed limit - 4

1 points;

2 (11) Failure to yield to a pedestrian not resulting in bodily injury
3 to a pedestrian - 2 points;

4 (12) Failure to yield to a pedestrian resulting in bodily injury to
5 a pedestrian - 4 points;

6 (13) Using a handheld wireless communication device in violation of
7 section 60-6,179.01 or texting while driving in violation of subsection
8 (1) or (3) of section 60-6,179.02 - 3 points;

9 (14) Using a handheld mobile telephone in violation of subsection
10 (2) or (4) of section 60-6,179.02 - 3 points;

11 (15) Unlawful obstruction or interference of the view of an operator
12 in violation of section 60-6,256 - 1 point;

13 (16) A violation of subsection (1) of section 60-6,175 - 3 points;
14 and

15 (17) All other traffic violations involving the operation of motor
16 vehicles by the operator for which reports to the Department of Motor
17 Vehicles are required under sections 60-497.01 and 60-497.02 - 1 point.

18 Subdivision (17) of this section does not include violations
19 involving an occupant protection system or a three-point safety belt
20 system pursuant to section 60-6,270, parking violations, violations for
21 operating a motor vehicle without a valid operator's license in the
22 operator's possession, muffler violations, overwidth, overheight, or
23 overlength violations, motorcycle or moped protective helmet violations,
24 or overloading of trucks.

25 All such points shall be assessed against the driving record of the
26 operator as of the date of the violation for which conviction was had.
27 Points may be reduced by the department under section 60-4,188.

28 In all cases, the forfeiture of bail not vacated shall be regarded
29 as equivalent to the conviction of the offense with which the operator
30 was charged.

31 The point system shall not apply to persons convicted of traffic

1 violations committed while operating a bicycle or an electric personal
2 assistive mobility device as defined in section 60-618.02.

3 Sec. 27. Section 60-601, Revised Statutes Cumulative Supplement,
4 2014, is amended to read:

5 60-601 Sections 60-601 to 60-6,382 and section 29 of this act shall
6 be known and may be cited as the Nebraska Rules of the Road.

7 Sec. 28. Section 60-605, Revised Statutes Cumulative Supplement,
8 2014, is amended to read:

9 60-605 For purposes of the Nebraska Rules of the Road, the
10 definitions found in sections 60-606 to 60-676 and section 29 of this act
11 shall be used.

12 Sec. 29. Autocycle means any motor vehicle (1) having a seat that
13 does not require the operator to straddle or sit astride it, (2) designed
14 to travel on three wheels in contact with the ground, (3) in which the
15 operator and passenger ride either side by side or in tandem in a seating
16 area that is completely enclosed with a removable or fixed top and is
17 equipped with manufacturer-installed air bags, a manufacturer-installed
18 roll cage, and for each occupant a manufacturer-installed three-point
19 safety belt system, (4) having antilock brakes, and (5) designed to be
20 controlled with a steering wheel and pedals.

21 Sec. 30. Section 60-639, Reissue Revised Statutes of Nebraska, is
22 amended to read:

23 60-639 Motorcycle shall mean every motor vehicle having a seat or
24 saddle for the use of the rider and designed to travel on not more than
25 three wheels in contact with the ground, excluding autocycles, tractors,
26 and electric personal assistive mobility devices.

27 Sec. 31. Section 60-6,219, Reissue Revised Statutes of Nebraska, is
28 amended to read:

29 60-6,219 (1) Every motor vehicle upon a highway within this state
30 during the period from sunset to sunrise and at any other time when there
31 is not sufficient light to render clearly discernible persons or vehicles

1 upon the highway at a distance of five hundred feet ahead shall be
2 equipped with lighted headlights and taillights as respectively required
3 in this section for different classes of vehicles.

4 (2) Every motor vehicle, other than an autocycle, a motorcycle, a
5 road roller, or road machinery, shall be equipped with two or more
6 headlights, at the front of and on opposite sides of the motor vehicle.
7 The headlights shall comply with the requirements and limitations set
8 forth in sections 60-6,221 and 60-6,223.

9 (3) Every motor vehicle and trailer, other than an autocycle, a
10 motorcycle, a road roller, or road machinery, shall be equipped with one
11 or more taillights, at the rear of the motor vehicle or trailer,
12 exhibiting a red light visible from a distance of at least five hundred
13 feet to the rear of such vehicle.

14 (4) Every autocycle or motorcycle shall be equipped with at least
15 one and not more than two headlights and with a taillight exhibiting a
16 red light visible from a distance of at least five hundred feet to the
17 rear of such autocycle or motorcycle. The headlights shall comply with
18 the requirements and limitations set forth in sections 60-6,221 and
19 60-6,223.

20 (5) The requirement in this section as to the distance from which
21 lights must render obstructions visible or within which lights must be
22 visible shall apply during the time stated in this section upon a
23 straight, level, unlighted highway under normal atmospheric conditions.

24 (6) It shall be unlawful for any owner or operator of any motor
25 vehicle to operate such vehicle upon a highway unless:

26 (a) The condition of the lights and electric circuit is such as to
27 give substantially normal light output;

28 (b) Each taillight shows red directly to the rear, the lens covering
29 each taillight is unbroken, each taillight is securely fastened, and the
30 electric circuit is free from grounds or shorts;

31 (c) There is no more than one spotlight except for law enforcement

1 personnel, government employees, and public utility employees;

2 (d) There are no more than two auxiliary driving lights and every
3 such auxiliary light meets the requirements for auxiliary driving lights
4 provided in section 60-6,225;

5 (e) If equipped with any lighting device, other than headlights,
6 spotlights, or auxiliary driving lights, which projects a beam of light
7 of an intensity greater than twenty-five candlepower, such lighting
8 device meets the requirements of subsection (4) of section 60-6,225; and

9 (f) If equipped with side cowl or fender lights, there are no more
10 than two such lights and each such side cowl or fender light emits an
11 amber or white light.

12 Sec. 32. Section 60-6,226, Reissue Revised Statutes of Nebraska, is
13 amended to read:

14 60-6,226 (1) Any motor vehicle having four or more wheels which is
15 manufactured or assembled, whether from a kit or otherwise, after January
16 1, 1954, designed or used for the purpose of carrying passengers or
17 freight, any autocycle, or any trailer, in use on a highway, shall be
18 equipped with brake and turnsignal lights in good working order.

19 (2) Motorcycles, motor-driven cycles, motor scooters, bicycles,
20 electric personal assistive mobility devices, vehicles used solely for
21 agricultural purposes, vehicles not designed and intended primarily for
22 use on a highway, and, during daylight hours, fertilizer trailers as
23 defined in section 60-326 and implements of husbandry designed primarily
24 or exclusively for use in agricultural operations shall not be required
25 to have or maintain in working order signal lights required by this
26 section, but they may be so equipped. The operator thereof shall comply
27 with the requirements for utilizing hand and arm signals or for utilizing
28 such signal lights if the vehicle is so equipped.

29 Sec. 33. Section 60-6,265, Reissue Revised Statutes of Nebraska, is
30 amended to read:

31 60-6,265 For purposes of sections 60-6,266 to 60-6,273: ~~occupant~~

1 (1) Occupant protection system means a system utilizing a lap belt,
2 a shoulder belt, or any combination of belts installed in a motor vehicle
3 which (a 1) restrains drivers and passengers and (b 2) conforms to
4 Federal Motor Vehicle Safety Standards, 49 C.F.R. 571.207, 571.208,
5 571.209, and 571.210, as such standards existed on January 1, 2009, or to
6 the federal motor vehicle safety standards for passenger restraint
7 systems applicable for the motor vehicle's model year; and -

8 (2) Three-point safety belt system means a system utilizing a
9 combination of a lap belt and a shoulder belt installed in a motor
10 vehicle which restrains drivers and passengers.

11 Sec. 34. Section 60-6,266, Reissue Revised Statutes of Nebraska, is
12 amended to read:

13 60-6,266 (1) Every motor vehicle designated by the manufacturer as
14 1973 year model or later operated on any highway, road, or street in this
15 state, except farm tractors and implements of husbandry designed
16 primarily or exclusively for use in agricultural operations, autocycles,
17 motorcycles, motor-driven cycles, mopeds, and buses, shall be equipped
18 with an occupant protection system of a type which:

19 (a 1) Meets the requirements of 49 C.F.R. 571.208, 571.209, and
20 571.210 as such regulations currently exist or as the regulations existed
21 when the occupant protection system was originally installed by the
22 manufacturer; or

23 (b 2) If the occupant protection system has been replaced, meets the
24 requirements of 49 C.F.R. 571.208, 571.209, and 571.210 that applied to
25 the originally installed occupant protection system or of a more recently
26 issued version of such regulations. The purchaser of any such vehicle may
27 designate the make or brand of or furnish such occupant protection system
28 to be installed.

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

31 (3) Any person selling a motor vehicle in this state not in

1 compliance with this section shall be guilty of a Class V misdemeanor.

2 Sec. 35. Section 60-6,267, Revised Statutes Cumulative Supplement,
3 2014, is amended to read:

4 60-6,267 (1) Any person in Nebraska who drives any motor vehicle
5 which has or is required to have an occupant protection system or a
6 three-point safety belt system shall ensure that all children up to six
7 years of age being transported by such vehicle use a child passenger
8 restraint system of a type which meets Federal Motor Vehicle Safety
9 Standard 213 as developed by the National Highway Traffic Safety
10 Administration, as such standard existed on January 1, 2009, and which is
11 correctly installed in such vehicle.

12 (2) Any person in Nebraska who drives any motor vehicle which has or
13 is required to have an occupant protection system or a three-point safety
14 belt system shall ensure that all children six years of age and less than
15 eighteen years of age being transported by such vehicle use an occupant
16 protection system.

17 (3) Subsections (1) and (2) of this section apply to autocycles and
18 to every motor vehicle which is equipped with an occupant protection
19 system or is required to be equipped with restraint systems pursuant to
20 Federal Motor Vehicle Safety Standard 208, as such standard existed on
21 January 1, 2009, except taxicabs, mopeds, motorcycles, and any motor
22 vehicle designated by the manufacturer as a 1963 year model or earlier
23 which is not equipped with an occupant protection system.

24 (4) Whenever any licensed physician determines, through accepted
25 medical procedures, that use of a child passenger restraint system by a
26 particular child would be harmful by reason of the child's weight,
27 physical condition, or other medical reason, the provisions of subsection
28 (1) or (2) of this section shall be waived. The driver of any vehicle
29 transporting such a child shall carry on his or her person or in the
30 vehicle a signed written statement of the physician identifying the child
31 and stating the grounds for such waiver.

1 (5) The drivers of authorized emergency vehicles shall not be
2 subject to the requirements of subsection (1) or (2) of this section when
3 operating such authorized emergency vehicles pursuant to their
4 employment.

5 (6) A driver of a motor vehicle shall not be subject to the
6 requirements of subsection (1) or (2) of this section if the motor
7 vehicle is being operated in a parade or exhibition and the parade or
8 exhibition is being conducted in accordance with applicable state law and
9 local ordinances and resolutions.

10 (7) The Department of Roads shall develop and implement an ongoing
11 statewide public information and education program regarding the use of
12 child passenger restraint systems and occupant protection systems and the
13 availability of distribution and discount programs for child passenger
14 restraint systems.

15 (8) All persons being transported by a motor vehicle operated by a
16 holder of a provisional operator's permit or a school permit shall use
17 such motor vehicle's occupant protection system or a three-point safety
18 belt system.

19 Sec. 36. Section 60-6,270, Reissue Revised Statutes of Nebraska, is
20 amended to read:

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

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

30 (3 2) The following persons shall not be required to wear an
31 occupant protection system or a three-point safety belt system:

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

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

7 (c) A member of an emergency medical service while involved in
8 patient care.

9 (4 3) For purposes of this section, motor vehicle means ~~shall mean~~ a
10 vehicle required by section 60-6,266 to be equipped with an occupant
11 protection system or three-point safety belt system.

12 Sec. 37. Section 60-6,272, Reissue Revised Statutes of Nebraska, is
13 amended to read:

14 60-6,272 Any person who violates section 60-6,270 shall be guilty of
15 a traffic infraction and shall be fined twenty-five dollars, but no court
16 costs shall be assessed against him or her nor shall any points be
17 assessed against the driving record of such person. Regardless of the
18 number of persons in such vehicle not wearing an occupant protection
19 system or three-point safety belt system pursuant to such section, only
20 one violation shall be assessed against the driver of such motor vehicle
21 for each time the motor vehicle is stopped and a violation of such
22 section is found.

23 Sec. 38. Section 60-6,273, Reissue Revised Statutes of Nebraska, is
24 amended to read:

25 60-6,273 Evidence that a person was not wearing an occupant
26 protection system or three-point safety belt system at the time he or she
27 was injured shall not be admissible in regard to the issue of liability
28 or proximate cause but may be admissible as evidence concerning
29 mitigation of damages, except that it shall not reduce recovery for
30 damages by more than five percent.

31 Sec. 39. Section 60-1401, Revised Statutes Cumulative Supplement,

1 2014, is amended to read:

2 60-1401 Sections 60-1401 to 60-1440 and section 41 of this act shall
3 be known and may be cited as the Motor Vehicle Industry Regulation Act.

4 Any amendments to the act shall apply to franchises subject to the
5 act which are entered into, amended, altered, modified, renewed, or
6 extended after the date of the amendments to the act except as otherwise
7 specifically provided in the act.

8 All amendments to the act shall apply upon the issuance or renewal
9 of a dealer's or manufacturer's license.

10 Sec. 40. Section 60-1401.02, Reissue Revised Statutes of Nebraska,
11 is amended to read:

12 60-1401.02 For purposes of the Motor Vehicle Industry Regulation
13 Act, the definitions found in sections 60-1401.03 to 60-1401.40 and
14 section 41 of this act apply.

15 Sec. 41. Autocycle means any motor vehicle (1) having a seat that
16 does not require the operator to straddle or sit astride it, (2) designed
17 to travel on three wheels in contact with the ground, (3) in which the
18 operator and passenger ride either side by side or in tandem in a seating
19 area that is completely enclosed with a removable or fixed top and is
20 equipped with manufacturer-installed air bags, a manufacturer-installed
21 roll cage, and for each occupant a manufacturer-installed three-point
22 safety belt system, (4) having antilock brakes, and (5) designed to be
23 controlled with a steering wheel and pedals.

24 Sec. 42. Section 60-1401.28, Reissue Revised Statutes of Nebraska,
25 is amended to read:

26 60-1401.28 Motorcycle means every motor vehicle, except a tractor,
27 having a seat or saddle for use of the rider and designed to travel on
28 not more than three wheels in contact with the ground and for which
29 evidence of title is required as a condition precedent to registration
30 under the laws of this state. Motorcycle does not include an autocycle.

31 Sec. 43. Section 71-1907, Revised Statutes Cumulative Supplement,

1 2014, is amended to read:

2 71-1907 Any person furnishing foster care who is subject to
3 licensure under section 71-1902 or the Children's Residential Facilities
4 and Placing Licensure Act, when transporting in a motor vehicle any
5 children for whom care is being furnished, shall use an approved child
6 passenger restraint system for each child, except that an occupant
7 protection system or a three-point safety belt system as defined in
8 section 60-6,265 may be used for any child six years of age or older.

9 Any person violating this section shall be guilty of an infraction
10 as defined in section 29-431 and shall have his or her license to furnish
11 foster care revoked or suspended by the Department of Health and Human
12 Services.

13 For purposes of this section, approved child passenger restraint
14 system shall mean a restraint system which meets Federal Motor Vehicle
15 Safety Standard 213 as developed by the National Highway Traffic Safety
16 Administration, as such standard existed on July 20, 2002.

17 Sec. 44. Original sections 44-7703, 60-124, 60-340, 60-376,
18 60-3,118, 60-3,143, 60-4,123, 60-4,123.01, 60-639, 60-6,219, 60-6,226,
19 60-6,265, 60-6,266, 60-6,270, 60-6,272, 60-6,273, 60-1401.02, and
20 60-1401.28, Reissue Revised Statutes of Nebraska, and sections 60-101,
21 60-102, 60-301, 60-302, 60-3,100, 60-3,104, 60-3,113, 60-3,135.01,
22 60-3,187, 60-3,190, 60-462, 60-463, 60-4,114, 60-4,124, 60-4,182, 60-601,
23 60-605, 60-6,267, 60-1401, and 71-1907, Revised Statutes Cumulative
24 Supplement, 2014, are repealed.