

LEGISLATURE OF NEBRASKA
ONE HUNDRED FOURTH LEGISLATURE
FIRST SESSION

LEGISLATIVE BILL 231

FINAL READING

Introduced by Smith, 14; Watermeier, 1; Davis, 43.

Read first time January 13, 2015

Committee: Transportation and Telecommunications

1 A BILL FOR AN ACT relating to motor vehicles; to amend sections 44-7703,
2 60-124, 60-340, 60-376, 60-3,118, 60-3,143, 60-4,123, 60-4,123.01,
3 60-639, 60-6,219, 60-6,226, 60-6,265, 60-6,266, 60-6,270, 60-6,272,
4 60-6,273, 60-1401.02, and 60-1401.28, Reissue Revised Statutes of
5 Nebraska, and sections 60-101, 60-102, 60-301, 60-302, 60-3,100,
6 60-3,104, 60-3,113, 60-3,135.01, 60-3,187, 60-3,190, 60-462, 60-463,
7 60-4,114, 60-4,124, 60-4,182, 60-601, 60-605, 60-6,267, 60-1401, and
8 71-1907, Revised Statutes Cumulative Supplement, 2014; to define and
9 redefine terms; to provide for certificates of title, registration,
10 and operating and dealership regulations for autocycles; to
11 harmonize provisions; and to repeal the original sections.
12 Be it enacted by the people of the State of Nebraska,

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

3 44-7703 The Model Act Regarding Use of Credit Information in
4 Personal Insurance applies to personal insurance and not to commercial
5 insurance. For purposes of the act, personal insurance means private
6 passenger automobile, homeowners, motorcycle, autocycle, mobile
7 homeowners, noncommercial dwelling fire, and boat, personal watercraft,
8 snowmobile, and recreational vehicle insurance policies. Such policies
9 must be individually underwritten for personal, family, or household use.
10 No other type of insurance shall be included as personal insurance for
11 purposes of the act.

12 Sec. 2. Section 60-101, Revised Statutes Cumulative Supplement,
13 2014, is amended to read:

14 60-101 Sections 60-101 to 60-197 and section 4 of this act shall be
15 known and may be cited as the Motor Vehicle Certificate of Title Act.

16 Sec. 3. Section 60-102, Revised Statutes Cumulative Supplement,
17 2014, is amended to read:

18 60-102 For purposes of the Motor Vehicle Certificate of Title Act,
19 unless the context otherwise requires, the definitions found in sections
20 60-103 to 60-136.01 and section 4 of this act shall be used.

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

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

1 60-124 Motorcycle means any motor vehicle having a seat or saddle
2 for the use of the operator and designed to travel on not more than three
3 wheels in contact with the ground. Motorcycle does not include an
4 autocycle.

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

7 60-301 Sections 60-301 to 60-3,222 and section 8 of this act shall
8 be known and may be cited as the Motor Vehicle Registration Act.

9 Sec. 7. Section 60-302, Revised Statutes Cumulative Supplement,
10 2014, is amended to read:

11 60-302 For purposes of the Motor Vehicle Registration Act, unless
12 the context otherwise requires, the definitions found in sections
13 60-302.01 to 60-360 and section 8 of this act shall be used.

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

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

25 60-340 Motorcycle means any motor vehicle having a seat or saddle
26 for use of the operator and designed to travel on not more than three
27 wheels in contact with the ground. Motorcycle does not include an
28 autocycle.

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

31 60-376 Subject to all the provisions of law relating to motor

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

1 executed bill of sale therefor or other satisfactory evidence of the
2 right of possession by such person of such motor vehicle or trailer.

3 Sec. 11. Section 60-3,100, Revised Statutes Cumulative Supplement,
4 2014, is amended to read:

5 60-3,100 (1) The department shall issue to every person whose motor
6 vehicle or trailer is registered fully reflectorized license plates upon
7 which shall be displayed (a) the registration number consisting of
8 letters and numerals assigned to such motor vehicle or trailer in figures
9 not less than two and one-half inches nor more than three inches in
10 height and (b) also the word Nebraska suitably lettered so as to be
11 attractive. Two license plates shall be issued for every motor vehicle,
12 except that one plate shall be issued for dealers, autocycles,
13 motorcycles, minitrucks, truck-tractors, trailers, buses, apportionable
14 vehicles, and special interest motor vehicles that use the special
15 interest motor vehicle license plate authorized by and issued under
16 section 60-3,135.01. The license plates shall be of a color designated by
17 the director. The color of the plates shall be changed each time the
18 license plates are changed. Each time the license plates are changed, the
19 director shall secure competitive bids for materials pursuant to sections
20 81-145 to 81-162. Autocycle, motorcycle ~~Motorcycle~~, minitruck, low-speed
21 vehicle, and trailer license plate letters and numerals may be one-half
22 the size of those required in this section.

23 (2) When two license plates are issued, one shall be prominently
24 displayed at all times on the front and one on the rear of the registered
25 motor vehicle or trailer. When only one plate is issued, it shall be
26 prominently displayed on the rear of the registered motor vehicle or
27 trailer. When only one plate is issued for motor vehicles registered
28 pursuant to section 60-3,198 and truck-tractors, it shall be prominently
29 displayed on the front of the apportionable vehicle.

30 Sec. 12. Section 60-3,104, Revised Statutes Cumulative Supplement,
31 2014, is amended to read:

1 60-3,104 The department shall issue the following types of license
2 plates:

3 (1) Amateur radio station license plates issued pursuant to section
4 60-3,126;

5 (2) Apportionable vehicle license plates issued pursuant to section
6 60-3,203;

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

8 (4 ~~3~~) Boat dealer license plates issued pursuant to section 60-379;

9 (5 ~~4~~) Bus license plates issued pursuant to section 60-3,144;

10 (6 ~~5~~) Commercial motor vehicle license plates issued pursuant to
11 section 60-3,147;

12 (7 ~~6~~) Dealer or manufacturer license plates issued pursuant to
13 sections 60-3,114 and 60-3,115;

14 (8 ~~7~~) Disabled veteran license plates issued pursuant to section
15 60-3,124;

16 (9 ~~8~~) Farm trailer license plates issued pursuant to section
17 60-3,151;

18 (10 ~~9~~) Farm truck license plates issued pursuant to section
19 60-3,146;

20 (11 ~~10~~) Farm trucks with a gross weight of over sixteen tons license
21 plates issued pursuant to section 60-3,146;

22 (12 ~~11~~) Fertilizer trailer license plates issued pursuant to section
23 60-3,151;

24 (13 ~~12~~) Film vehicle license plates issued pursuant to section
25 60-383;

26 (14 ~~13~~) Gold Star Family license plates issued pursuant to sections
27 60-3,122.01 and 60-3,122.02;

28 (15 ~~14~~) Handicapped or disabled person license plates issued
29 pursuant to section 60-3,113;

30 (16 ~~15~~) Historical vehicle license plates issued pursuant to
31 sections 60-3,130 to 60-3,134;

1 (17 ~~16~~) Local truck license plates issued pursuant to section
2 60-3,145;

3 (18 ~~17~~) Military Honor Plates issued pursuant to sections
4 60-3,122.03 and 60-3,122.04;

5 (19 ~~18~~) Minitruck license plates issued pursuant to section
6 60-3,100;

7 (20 ~~19~~) Motor vehicle license plates for motor vehicles owned or
8 operated by the state, counties, municipalities, or school districts
9 issued pursuant to section 60-3,105;

10 (21 ~~20~~) Motor vehicles exempt pursuant to section 60-3,107;

11 (22 ~~21~~) Motorcycle license plates issued pursuant to section
12 60-3,100;

13 (23 ~~22~~) Nebraska Cornhusker Spirit Plates issued pursuant to
14 sections 60-3,127 to 60-3,129;

15 (24 ~~23~~) Nonresident owner thirty-day license plates issued pursuant
16 to section 60-382;

17 (25 ~~24~~) Passenger car having a seating capacity of ten persons or
18 less and not used for hire issued pursuant to section 60-3,143 other than
19 autocycles;

20 (26 ~~25~~) Passenger car having a seating capacity of ten persons or
21 less and used for hire issued pursuant to section 60-3,143 other than
22 autocycles;

23 (27 ~~26~~) Pearl Harbor license plates issued pursuant to section
24 60-3,122;

25 (28 ~~27~~) Personal-use dealer license plates issued pursuant to
26 section 60-3,116;

27 (29 ~~28~~) Personalized message license plates for motor vehicles and
28 cabin trailers, except commercial motor vehicles registered for over ten
29 tons gross weight, issued pursuant to sections 60-3,118 to 60-3,121;

30 (30 ~~29~~) Prisoner-of-war license plates issued pursuant to section
31 60-3,123;

1 (31 ~~30~~) Purple Heart license plates issued pursuant to section
2 60-3,125;

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

5 (33 ~~32~~) Repossession license plates issued pursuant to section
6 60-375;

7 (34 ~~33~~) Special interest motor vehicle license plates issued
8 pursuant to section 60-3,135.01;

9 (35 ~~34~~) Specialty license plates issued pursuant to sections
10 60-3,104.01 and 60-3,104.02;

11 (36 ~~35~~) Trailer license plates issued for trailers owned or operated
12 by the state, counties, municipalities, or school districts issued
13 pursuant to section 60-3,106;

14 (37 ~~36~~) Trailer license plates issued pursuant to section 60-3,100;

15 (38 ~~37~~) Trailers exempt pursuant to section 60-3,108;

16 (39 ~~38~~) Transporter license plates issued pursuant to section
17 60-378;

18 (40 ~~39~~) Trucks or combinations of trucks, truck-tractors, or
19 trailers which are not for hire and engaged in soil and water
20 conservation work and used for the purpose of transporting pipe and
21 equipment exclusively used by such contractors for soil and water
22 conservation construction license plates issued pursuant to section
23 60-3,149;

24 (41 ~~40~~) Utility trailer license plates issued pursuant to section
25 60-3,151; and

26 (42 ~~41~~) Well-boring apparatus and well-servicing equipment license
27 plates issued pursuant to section 60-3,109.

28 Sec. 13. Section 60-3,113, Revised Statutes Cumulative Supplement,
29 2014, is amended to read:

30 60-3,113 (1) The department shall, without the payment of any fee
31 except the taxes and fees required by sections 60-3,102, 60-3,185,

1 60-3,190, and 60-3,191, issue license plates for one motor vehicle not
2 used for hire and a license plate for one autocycle or motorcycle not
3 used for hire to:

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

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

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

13 (2) The license plate or plates shall carry the internationally
14 accepted wheelchair symbol, which symbol is a representation of a person
15 seated in a wheelchair surrounded by a border six units wide by seven
16 units high, and such other letters or numbers as the director prescribes.
17 Such license plate or plates shall be used by such person in lieu of the
18 usual license plate or plates.

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

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

25 60-3,118 (1) In lieu of the license plates provided for by section
26 60-3,100, the department shall issue personalized message license plates
27 for motor vehicles, trailers, semitrailers, or cabin trailers, except for
28 motor vehicles and trailers registered under section 60-3,198, to all
29 applicants who meet the requirements of sections 60-3,119 to 60-3,121.
30 Personalized message license plates shall be the same size and of the
31 same basic design as regular license plates issued pursuant to section

1 60-3,100. The characters used shall consist only of letters and numerals
2 of the same size and design and shall comply with the requirements of
3 subdivision (1)(a) of section 60-3,100. A maximum of seven characters may
4 be used, except that for an autocycle or a motorcycle ~~motoreycles~~, a
5 maximum of six characters may be used.

6 (2) The following conditions apply to all personalized message
7 license plates:

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

18 (b) The characters in the order used shall not conflict with or
19 duplicate any number used or to be used on the regular license plates or
20 any number or license plate already approved pursuant to sections
21 60-3,118 to 60-3,121;

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

24 (d) An applicant receiving a personalized message license plate for
25 a farm truck with a gross weight of over sixteen tons or a commercial
26 truck or truck-tractor with a gross weight of five tons or over shall
27 affix the appropriate tonnage decal to such license plate.

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

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

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

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

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

13 (b) Not use a county designation.

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

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

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

29 (6)(a) In addition to all other fees required to register a motor
30 vehicle, each application for initial issuance or renewal of a special
31 interest motor vehicle license plate shall be accompanied by a special

1 interest motor vehicle license plate fee of fifty dollars. Twenty-five
2 dollars of the special interest motor vehicle license plate fee shall be
3 remitted to the State Treasurer for credit to the Department of Motor
4 Vehicles Cash Fund, and twenty-five dollars of the special interest motor
5 vehicle license plate fee shall be remitted to the State Treasurer for
6 credit to the Highway Trust Fund.

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

10 (7) When the department receives an application for a special
11 interest motor vehicle license plate, the department shall deliver the
12 plate to the county treasurer of the county in which the special interest
13 motor vehicle is registered. The county treasurer shall issue the special
14 interest motor vehicle license plate in lieu of regular license plates
15 when the applicant complies with the other provisions of the Motor
16 Vehicle Registration Act for registration of the special interest motor
17 vehicle.

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

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

29 (10) A special interest motor vehicle shall not be used for the same
30 purposes and under the same conditions as other motor vehicles of the
31 same type and shall not be used for business or occupation or regularly

1 for transportation to and from work. A special interest motor vehicle may
2 be driven on the public streets and roads only for occasional
3 transportation, public displays, parades, and related pleasure or hobby
4 activities.

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

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

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

15 60-3,143 (1) For autocycles, the registration fee shall be fifteen
16 dollars.

17 (2 ~~1~~) For every motor vehicle of ten-passenger capacity or less and
18 not used for hire, the registration fee shall be fifteen dollars.

19 (3 ~~2~~) For each motor vehicle having a seating capacity of ten
20 persons or less and used for hire, the registration fee shall be six
21 dollars plus an additional four dollars for every person such motor
22 vehicle is equipped to carry in addition to the driver.

23 (4 ~~3~~) For motor vehicles leased for hire when no driver or chauffeur
24 is furnished by the lessor as part of the consideration paid for by the
25 lessee, incident to the operation of the leased motor vehicle, the fee
26 shall be fifteen dollars.

27 Sec. 17. Section 60-3,187, Revised Statutes Cumulative Supplement,
28 2014, is amended to read:

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

31 (2) The motor vehicle tax shall be calculated by multiplying the

1 base tax times the fraction which corresponds to the age category of the
2 vehicle as shown in the following table:

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

16 (3) The base tax shall be:

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

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

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

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

1 (s) Minitrucks – \$50

2 (t) Low-speed vehicles – \$50

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

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

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

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

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

20 Sec. 18. Section 60-3,190, Revised Statutes Cumulative Supplement,
21 2014, is amended to read:

22 60-3,190 (1) A motor vehicle fee is imposed on all motor vehicles
23 registered for operation in this state. An owner of a motor vehicle which
24 is exempt from the imposition of a motor vehicle tax pursuant to section
25 60-3,185 shall also be exempt from the imposition of the motor vehicle
26 fee imposed pursuant to this section.

27 (2) The department shall annually determine the motor vehicle fee on
28 each motor vehicle registered pursuant to this section and shall cause a
29 notice of the amount to be delivered to the registrant. The notice shall
30 be combined with the notice of the motor vehicle tax required by section
31 60-3,186.

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

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

11 (4) The base fee shall be:

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

14 (b) Automobiles, with a value when new of \$20,000 through \$39,999 -
15 \$20

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

17 (d) Motorcycles - \$10

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

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

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

21 (h) Semitrailers - \$30

22 (i) Minitrucks - \$10

23 (j) Low-speed vehicles - \$10-

24 (k) Autocycles - \$10.

25 (5) The motor vehicle tax, motor vehicle fee, and registration fee
26 shall be paid to the county treasurer prior to the registration of the
27 motor vehicle for the following registration period. After retaining one
28 percent of the motor vehicle fee collected for costs, the remaining
29 proceeds shall be remitted to the State Treasurer for credit to the Motor
30 Vehicle Fee Fund. The State Treasurer shall return funds from the Motor
31 Vehicle Fee Fund remitted by a county treasurer which are needed for

1 refunds or credits authorized by law.

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

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

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

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

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

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

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

29 Sec. 19. Section 60-462, Revised Statutes Cumulative Supplement,
30 2014, is amended to read:

31 60-462 Sections 60-462 to 60-4,189 and section 21 of this act shall

1 be known and may be cited as the Motor Vehicle Operator's License Act.

2 Sec. 20. Section 60-463, Revised Statutes Cumulative Supplement,
3 2014, is amended to read:

4 60-463 For purposes of the Motor Vehicle Operator's License Act, the
5 definitions found in sections 60-463.01 to 60-478 and section 21 of this
6 act shall be used.

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

16 Sec. 22. Section 60-4,114, Revised Statutes Cumulative Supplement,
17 2014, is amended to read:

18 60-4,114 (1) The county treasurer may employ such additional
19 clerical help as may be necessary to assist him or her in the performance
20 of the ministerial duties required of him or her under the Motor Vehicle
21 Operator's License Act and, for such additional expense, shall be
22 reimbursed as set out in section 60-4,115.

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

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

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

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

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

7 (4) If an applicant is denied or refused a certificate for license,
8 such applicant shall have the right to an immediate appeal to the
9 director from the decision. It shall be the duty of the director to
10 review the appeal and issue a final order, to be made not later than ten
11 days after the receipt of the appeal by the director, except that if the
12 director requests the advice of the Health Advisory Board on the matter,
13 the director shall have up to forty-five days after the day a medical or
14 vision problem is referred to him or her to consult with members of the
15 board to obtain the medical opinion necessary to make a decision and
16 shall issue a final order not later than ten days following receipt of
17 the medical opinion. After consideration of the advice of the board, the
18 director shall make a determination of the applicant's physical or mental
19 ability to operate a motor vehicle and shall issue a final order. The
20 order shall be in writing, shall be accompanied by findings of fact and
21 conclusions of law, and shall be sent by regular United States mail to
22 the applicant's last-known address. The order may be appealed as provided
23 in section 60-4,105.

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

26 60-4,123 (1) Any person who is at least fifteen years of age may
27 apply for an LPD-learner's permit from the department. In order to obtain
28 an LPD-learner's permit, the applicant shall successfully complete a
29 written examination. A person may take the written examination beginning
30 sixty days prior to his or her fifteenth birthday but shall not be issued
31 a permit until he or she is fifteen years of age. The written examination

1 may be waived for any person who has been issued an LPE-learner's permit,
2 LPD-learner's permit, or SCP-school permit that has been expired for no
3 more than one year.

4 (2) Upon successful completion of the written examination and the
5 payment of a fee and surcharge as prescribed in section 60-4,115, the
6 applicant shall be issued an LPD-learner's permit as provided in section
7 60-4,113. The permit shall be valid for twelve months.

8 (3)(a) The holder of an LPD-learner's permit shall only operate a
9 motor vehicle on the highways of this state if he or she is accompanied
10 at all times by a licensed operator who is at least twenty-one years of
11 age and who has been licensed by this state or another state and if (i)
12 for all motor vehicles other than autocycles, motorcycles, or mopeds, he
13 or she is actually occupying the seat beside the licensed operator, (ii)
14 in the case of an autocycle, he or she is actually occupying the seat
15 beside or in front of the licensed operator, or (iii) or, in the case of
16 a motorcycle or moped, if he or she is within visual contact of and under
17 the supervision of, in the case of a motorcycle, a licensed motorcycle
18 operator or, in the case of a moped, a licensed motor vehicle operator.

19 (b) The holder of an LPD-learner's 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 subdivision shall be
22 accomplished only as a secondary action when the holder of the LPD-
23 learner's permit has been cited or charged with a violation of some other
24 law.

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

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

30 60-4,123.01 For purposes of driver training, any Any person who has
31 attained or will attain the age of fourteen years on or before October 15

1 of the current year may operate a motor vehicle, other than an autocycle,
2 upon the highways of this state if he or she is accompanied or, in the
3 case of a motorcycle or moped, supervised at all times by a licensed
4 operator who is a driver training instructor certified by the
5 Commissioner of Education.

6 Sec. 25. Section 60-4,124, Revised Statutes Cumulative Supplement,
7 2014, is amended to read:

8 60-4,124 (1) A person who is younger than sixteen years and three
9 months of age but is older than fourteen years and two months of age may
10 be issued a school permit if such person lives a distance of one and one-
11 half miles or more from the school he or she attends and either resides
12 outside a city of the metropolitan, primary, or first class or attends a
13 school which is outside a city of the metropolitan, primary, or first
14 class and if such person has held an LPE-learner's permit for two months.
15 A school permit shall not be issued until such person has demonstrated
16 that he or she is capable of successfully operating a motor vehicle,
17 moped, or motorcycle and has in his or her possession an issuance
18 certificate authorizing the county treasurer to issue a school permit. In
19 order to obtain an issuance certificate, the applicant shall present (a)
20 proof of successful completion of a department-approved driver safety
21 course which includes behind-the-wheel driving specifically emphasizing
22 (i) the effects of the consumption of alcohol on a person operating a
23 motor vehicle, (ii) occupant protection systems, (iii) risk assessment,
24 and (iv) railroad crossing safety and (b)(i) proof of successful
25 completion of a written examination and driving test administered by a
26 driver safety course instructor or (ii) a certificate in a form
27 prescribed by the department, signed by a parent, guardian, or licensed
28 driver at least twenty-one years of age, verifying that the applicant has
29 completed fifty hours of lawful motor vehicle operation, under conditions
30 that reflect department-approved driver safety course curriculum, with a
31 parent, guardian, or adult at least twenty-one years of age, who has a

1 current Nebraska operator's license or who is licensed in another state.
2 The department may waive the written examination if the applicant has
3 been issued an LPE-learner's permit or LPD-learner's permit and if such
4 permit is valid or has expired no more than one year prior to
5 application. The written examination shall not be waived if the permit
6 being applied for contains a class or endorsement which is different from
7 the class or endorsement of the LPE-learner's permit.

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

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

16 (b) Under the personal supervision of a licensed operator. Such
17 licensed operator shall be at least twenty-one years of age and licensed
18 by this state or another state and shall (i) for all motor vehicles other
19 than autocycles, motorcycles, or mopeds, actually occupy the seat beside
20 the permitholder, (ii) in the case of an autocycle, actually occupy the
21 seat beside or behind the permitholder, or (iii) ~~or,~~ in the case of a
22 motorcycle or moped, if the permitholder is within visual contact of and
23 under the supervision of, in the case of a motorcycle, a licensed
24 motorcycle operator or, in the case of a moped, a licensed motor vehicle
25 operator.

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

31 (4) A person who is younger than sixteen years of age but is over

1 fourteen years of age may be issued an LPE-learner's permit, which permit
2 shall be valid for a period of three months. An LPE-learner's permit
3 shall not be issued until such person successfully completes a written
4 examination prescribed by the department and demonstrates that he or she
5 has sufficient powers of eyesight to safely operate a motor vehicle,
6 moped, or motorcycle or an autocycle.

7 (5)(a) While holding the LPE-learner's permit, the person may
8 operate a motor vehicle on the highways of this state if (i) for all
9 motor vehicles other than autocycles, motorcycles, or mopeds, he or she
10 has seated next to him or her a person who is a licensed operator, (ii)
11 in the case of an autocycle, he or she has seated next to or behind him
12 or her a person who is a licensed operator, or (iii) or, in the case of a
13 motorcycle or moped, if he or she is within visual contact of and is
14 under the supervision of a person who, in the case of a motorcycle, is a
15 licensed motorcycle operator or, in the case of a moped, is a licensed
16 motor vehicle operator. Such licensed motor vehicle or motorcycle
17 operator shall be at least twenty-one years of age and licensed by this
18 state or another state.

19 (b) The holder of an LPE-learner's 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 subdivision shall be
22 accomplished only as a secondary action when the holder of the LPE-
23 learner's permit has been cited or charged with a violation of some other
24 law.

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

1 of sixteen years.

2 (7) Any person who holds a permit issued under this section and has
3 violated subdivision (3)(b) or (c) of section 28-306, subdivision (3)(b)
4 or (c) of section 28-394, or section 28-1254, 60-6,196, 60-6,197, or
5 60-6,197.06 shall not be eligible for an ignition interlock permit.

6 Sec. 26. Section 60-4,182, Revised Statutes Cumulative Supplement,
7 2014, is amended to read:

8 60-4,182 In order to prevent and eliminate successive traffic
9 violations, there is hereby provided a point system dealing with traffic
10 violations as disclosed by the files of the director. The following point
11 system shall be adopted:

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

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

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

20 (4) Failure to stop and report as required under section 60-696 or
21 any city or village ordinance in the event of a motor vehicle accident
22 resulting in property damage - 6 points;

23 (5) Driving a motor vehicle while under the influence of alcoholic
24 liquor or any drug or when such person has a concentration of eight-
25 hundredths of one gram or more by weight of alcohol per one hundred
26 milliliters of his or her blood or per two hundred ten liters of his or
27 her breath in violation of any city or village ordinance or of section
28 60-6,196 - 6 points;

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

31 (7) Careless driving in violation of any city or village ordinance

1 or of section 60-6,212 - 4 points;

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

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

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

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

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

12 (c) More than ten miles per hour but not more than thirty-five miles
13 per hour over the speed limit - 3 points, except that one point shall be
14 assessed upon conviction of exceeding by not more than ten miles per
15 hour, two points shall be assessed upon conviction of exceeding by more
16 than ten miles per hour but not more than fifteen miles per hour, and
17 three points shall be assessed upon conviction of exceeding by more than
18 fifteen miles per hour but not more than thirty-five miles per hour the
19 speed limits provided for in subdivision (1)(e), (f), (g), or (h) of
20 section 60-6,186; and

21 (d) More than thirty-five miles per hour over the speed limit - 4
22 points;

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

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

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

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

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

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

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

8 Subdivision (17) of this section does not include violations
9 involving an occupant protection system or a three-point safety belt
10 system pursuant to section 60-6,270, parking violations, violations for
11 operating a motor vehicle without a valid operator's license in the
12 operator's possession, muffler violations, overwidth, overheight, or
13 overlength violations, motorcycle or moped protective helmet violations,
14 or overloading of trucks.

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

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

21 The point system shall not apply to persons convicted of traffic
22 violations committed while operating a bicycle or an electric personal
23 assistive mobility device as defined in section 60-618.02.

24 Sec. 27. Section 60-601, Revised Statutes Cumulative Supplement,
25 2014, is amended to read:

26 60-601 Sections 60-601 to 60-6,382 and section 29 of this act shall
27 be known and may be cited as the Nebraska Rules of the Road.

28 Sec. 28. Section 60-605, Revised Statutes Cumulative Supplement,
29 2014, is amended to read:

30 60-605 For purposes of the Nebraska Rules of the Road, the
31 definitions found in sections 60-606 to 60-676 and section 29 of this act

1 shall be used.

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

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

13 60-639 Motorcycle shall mean every motor vehicle having a seat or
14 saddle for the use of the rider and designed to travel on not more than
15 three wheels in contact with the ground, excluding autocycles, tractors,
16 and electric personal assistive mobility devices.

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

19 60-6,219 (1) Every motor vehicle upon a highway within this state
20 during the period from sunset to sunrise and at any other time when there
21 is not sufficient light to render clearly discernible persons or vehicles
22 upon the highway at a distance of five hundred feet ahead shall be
23 equipped with lighted headlights and taillights as respectively required
24 in this section for different classes of vehicles.

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

30 (3) Every motor vehicle and trailer, other than an autocycle, a
31 motorcycle, a road roller, or road machinery, shall be equipped with one

1 or more taillights, at the rear of the motor vehicle or trailer,
2 exhibiting a red light visible from a distance of at least five hundred
3 feet to the rear of such vehicle.

4 (4) Every autocycle or motorcycle shall be equipped with at least
5 one and not more than two headlights and with a taillight exhibiting a
6 red light visible from a distance of at least five hundred feet to the
7 rear of such autocycle or motorcycle. The headlights shall comply with
8 the requirements and limitations set forth in sections 60-6,221 and
9 60-6,223.

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

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

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

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

21 (c) There is no more than one spotlight except for law enforcement
22 personnel, government employees, and public utility employees;

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

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

30 (f) If equipped with side cowl or fender lights, there are no more
31 than two such lights and each such side cowl or fender light emits an

1 amber or white light.

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

4 60-6,226 (1) Any motor vehicle having four or more wheels which is
5 manufactured or assembled, whether from a kit or otherwise, after January
6 1, 1954, designed or used for the purpose of carrying passengers or
7 freight, any autocycle, or any trailer, in use on a highway, shall be
8 equipped with brake and turnsignal lights in good working order.

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

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

21 60-6,265 For purposes of sections 60-6,266 to 60-6,273: ~~occupant~~

22 (1) Occupant protection system means a system utilizing a lap belt,
23 a shoulder belt, or any combination of belts installed in a motor vehicle
24 which (a 1) restrains drivers and passengers and (b 2) conforms to
25 Federal Motor Vehicle Safety Standards, 49 C.F.R. 571.207, 571.208,
26 571.209, and 571.210, as such standards existed on January 1, 2009, or to
27 the federal motor vehicle safety standards for passenger restraint
28 systems applicable for the motor vehicle's model year; and -

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

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

3 60-6,266 (1) Every motor vehicle designated by the manufacturer as
4 1973 year model or later operated on any highway, road, or street in this
5 state, except farm tractors and implements of husbandry designed
6 primarily or exclusively for use in agricultural operations, autocycles,
7 motorcycles, motor-driven cycles, mopeds, and buses, shall be equipped
8 with an occupant protection system of a type which:

9 (a 1) Meets the requirements of 49 C.F.R. 571.208, 571.209, and
10 571.210 as such regulations currently exist or as the regulations existed
11 when the occupant protection system was originally installed by the
12 manufacturer; or

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

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

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

23 Sec. 35. Section 60-6,267, Revised Statutes Cumulative Supplement,
24 2014, is amended to read:

25 60-6,267 (1) Any person in Nebraska who drives any motor vehicle
26 which has or is required to have an occupant protection system or a
27 three-point safety belt system shall ensure that all children up to six
28 years of age being transported by such vehicle use a child passenger
29 restraint system of a type which meets Federal Motor Vehicle Safety
30 Standard 213 as developed by the National Highway Traffic Safety
31 Administration, as such standard existed on January 1, 2009, and which is

1 correctly installed in such vehicle.

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

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

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

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

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

31 (7) The Department of Roads shall develop and implement an ongoing

1 statewide public information and education program regarding the use of
2 child passenger restraint systems and occupant protection systems and the
3 availability of distribution and discount programs for child passenger
4 restraint systems.

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

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

11 60-6,270 (1) Except as provided in subsection (2) or (3) of this
12 section, no driver shall operate a motor vehicle upon a highway or street
13 in this state unless the driver and each front-seat occupant in the
14 vehicle are wearing occupant protection systems and all occupant
15 protection systems worn are properly adjusted and fastened.

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

20 (3 2) The following persons shall not be required to wear an
21 occupant protection system or a three-point safety belt system:

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

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

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

30 (4 3) For purposes of this section, motor vehicle means shall mean a
31 vehicle required by section 60-6,266 to be equipped with an occupant

1 protection system or a three-point safety belt system.

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

4 60-6,272 Any person who violates section 60-6,270 shall be guilty of
5 a traffic infraction and shall be fined twenty-five dollars, but no court
6 costs shall be assessed against him or her nor shall any points be
7 assessed against the driving record of such person. Regardless of the
8 number of persons in such vehicle not wearing an occupant protection
9 system or a three-point safety belt system pursuant to such section, only
10 one violation shall be assessed against the driver of such motor vehicle
11 for each time the motor vehicle is stopped and a violation of such
12 section is found.

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

15 60-6,273 Evidence that a person was not wearing an occupant
16 protection system or a three-point safety belt system at the time he or
17 she was injured shall not be admissible in regard to the issue of
18 liability or proximate cause but may be admissible as evidence concerning
19 mitigation of damages, except that it shall not reduce recovery for
20 damages by more than five percent.

21 Sec. 39. Section 60-1401, Revised Statutes Cumulative Supplement,
22 2014, is amended to read:

23 60-1401 Sections 60-1401 to 60-1440 and section 41 of this act shall
24 be known and may be cited as the Motor Vehicle Industry Regulation Act.

25 Any amendments to the act shall apply to franchises subject to the
26 act which are entered into, amended, altered, modified, renewed, or
27 extended after the date of the amendments to the act except as otherwise
28 specifically provided in the act.

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

31 Sec. 40. Section 60-1401.02, Reissue Revised Statutes of Nebraska,

1 is amended to read:

2 60-1401.02 For purposes of the Motor Vehicle Industry Regulation
3 Act, the definitions found in sections 60-1401.03 to 60-1401.40 and
4 section 41 of this act apply.

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

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

16 60-1401.28 Motorcycle means every motor vehicle, except a tractor,
17 having a seat or saddle for use of the rider and designed to travel on
18 not more than three wheels in contact with the ground and for which
19 evidence of title is required as a condition precedent to registration
20 under the laws of this state. Motorcycle does not include an autocycle.

21 Sec. 43. Section 71-1907, Revised Statutes Cumulative Supplement,
22 2014, is amended to read:

23 71-1907 Any person furnishing foster care who is subject to
24 licensure under section 71-1902 or the Children's Residential Facilities
25 and Placing Licensure Act, when transporting in a motor vehicle any
26 children for whom care is being furnished, shall use an approved child
27 passenger restraint system for each child, except that an occupant
28 protection system or a three-point safety belt system as defined in
29 section 60-6,265 may be used for any child six years of age or older.

30 Any person violating this section shall be guilty of an infraction
31 as defined in section 29-431 and shall have his or her license to furnish

1 foster care revoked or suspended by the Department of Health and Human
2 Services.

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

7 Sec. 44. Original sections 44-7703, 60-124, 60-340, 60-376,
8 60-3,118, 60-3,143, 60-4,123, 60-4,123.01, 60-639, 60-6,219, 60-6,226,
9 60-6,265, 60-6,266, 60-6,270, 60-6,272, 60-6,273, 60-1401.02, and
10 60-1401.28, Reissue Revised Statutes of Nebraska, and sections 60-101,
11 60-102, 60-301, 60-302, 60-3,100, 60-3,104, 60-3,113, 60-3,135.01,
12 60-3,187, 60-3,190, 60-462, 60-463, 60-4,114, 60-4,124, 60-4,182, 60-601,
13 60-605, 60-6,267, 60-1401, and 71-1907, Revised Statutes Cumulative
14 Supplement, 2014, are repealed.