

LEGISLATURE OF NEBRASKA
ONE HUNDRED FOURTH LEGISLATURE
FIRST SESSION

LEGISLATIVE BILL 231

Introduced by Smith, 14; Watermeier, 1.

Read first time January 13, 2015

Committee:

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, 60-3,153, 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,
8 60-2121, and 71-1907, Revised Statutes Cumulative Supplement, 2014;
9 to define and redefine terms; to provide for certificates of title,
10 registration, and operating and dealership regulations for
11 autocycles; to harmonize provisions; and to repeal the original
12 sections.
13 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 having a seat for the use
22 of the operator, designed to travel on three wheels in contact with the
23 ground, in which the operator and passenger ride in a tandem seating area
24 that is completely enclosed with a removable or fixed top and is equipped
25 with air bag protection, a roll cage, and a three-point safety belt
26 system for each occupant, having antilock brakes, and designed to be
27 controlled with a steering wheel and pedals.

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

30 60-124 Motorcycle means any motor vehicle having a seat or saddle
31 for the use of the operator and designed to travel on not more than three

1 wheels in contact with the ground. Motorcycle does not include an
2 autocycle.

3 Sec. 6. Section 60-301, Revised Statutes Cumulative Supplement,
4 2014, is amended to read:

5 60-301 Sections 60-301 to 60-3,222 and section 8 of this act shall
6 be known and may be cited as the Motor Vehicle Registration Act.

7 Sec. 7. Section 60-302, Revised Statutes Cumulative Supplement,
8 2014, is amended to read:

9 60-302 For purposes of the Motor Vehicle Registration Act, unless
10 the context otherwise requires, the definitions found in sections
11 60-302.01 to 60-360 and section 8 of this act shall be used.

12 Sec. 8. Autocycle means any motor vehicle having a seat for the use
13 of the operator, designed to travel on three wheels in contact with the
14 ground, in which the operator and passenger ride in a tandem seating area
15 that is completely enclosed with a removable or fixed top and is equipped
16 with air bag protection, a roll cage, and a three-point safety belt
17 system for each occupant, having antilock brakes, and designed to be
18 controlled with a steering wheel and pedals.

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

21 60-340 Motorcycle means any motor vehicle having a seat or saddle
22 for use of the operator and designed to travel on not more than three
23 wheels in contact with the ground. Motorcycle does not include an
24 autocycle.

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

27 60-376 Subject to all the provisions of law relating to motor
28 vehicles and trailers not inconsistent with this section, any motor
29 vehicle dealer or trailer dealer who is regularly engaged within this
30 state in the business of buying and selling motor vehicles and trailers,
31 who regularly maintains within this state an established place of

1 business, and who desires to effect delivery of any motor vehicle or
2 trailer bought or sold by him or her from the point where purchased or
3 sold to points within or outside this state may, solely for the purpose
4 of such delivery by himself or herself, his or her agent, or a bona fide
5 purchaser, operate such motor vehicle or tow such trailer on the highways
6 of this state without charge or registration of such motor vehicle or
7 trailer. A sticker shall be displayed on the front and rear windows or
8 the rear side windows of such motor vehicle, except an autocycle or a
9 motorcycle, and displayed on the front and rear of each such trailer. On
10 the sticker shall be plainly printed in black letters the words In
11 Transit. One In Transit sticker shall be displayed on an autocycle or a
12 motorcycle, which sticker may be one-half the size required for other
13 motor vehicles. Such stickers shall include a registration number, which
14 registration number shall be different for each sticker or pair of
15 stickers issued, and the contents of such sticker and the numbering
16 system shall be as prescribed by the department. Each dealer issuing such
17 stickers shall keep a record of the registration number of each sticker
18 or pair of stickers on the invoice of such sale. Such sticker shall allow
19 such owner to operate the motor vehicle or tow such trailer for a period
20 of thirty days in order to effect proper registration of the new or used
21 motor vehicle or trailer. When any person, firm, or corporation has had a
22 motor vehicle or trailer previously registered and license plates
23 assigned to such person, firm, or corporation, such owner may operate the
24 motor vehicle or tow such trailer for a period of thirty days in order to
25 effect transfer of plates to the new or used motor vehicle or trailer.
26 Upon demand of proper authorities, there shall be presented by the person
27 in charge of such motor vehicle or trailer, for examination, a duly
28 executed bill of sale therefor or other satisfactory evidence of the
29 right of possession by such person of such motor vehicle or trailer.

30 Sec. 11. Section 60-3,100, Revised Statutes Cumulative Supplement,
31 2014, is amended to read:

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

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

26 Sec. 12. Section 60-3,104, Revised Statutes Cumulative Supplement,
27 2014, is amended to read:

28 60-3,104 The department shall issue the following types of license
29 plates:

30 (1) Amateur radio station license plates issued pursuant to section
31 60-3,126;

- 1 (2) Apportionable vehicle license plates issued pursuant to section
2 60-3,203;
- 3 (3) Autocycle license plates issued pursuant to section 60-3,100;
- 4 (4 ~~3~~) Boat dealer license plates issued pursuant to section 60-379;
- 5 (5 ~~4~~) Bus license plates issued pursuant to section 60-3,144;
- 6 (6 ~~5~~) Commercial motor vehicle license plates issued pursuant to
7 section 60-3,147;
- 8 (7 ~~6~~) Dealer or manufacturer license plates issued pursuant to
9 sections 60-3,114 and 60-3,115;
- 10 (8 ~~7~~) Disabled veteran license plates issued pursuant to section
11 60-3,124;
- 12 (9 ~~8~~) Farm trailer license plates issued pursuant to section
13 60-3,151;
- 14 (10 ~~9~~) Farm truck license plates issued pursuant to section
15 60-3,146;
- 16 (11 ~~10~~) Farm trucks with a gross weight of over sixteen tons license
17 plates issued pursuant to section 60-3,146;
- 18 (12 ~~11~~) Fertilizer trailer license plates issued pursuant to section
19 60-3,151;
- 20 (13 ~~12~~) Film vehicle license plates issued pursuant to section
21 60-383;
- 22 (14 ~~13~~) Gold Star Family license plates issued pursuant to sections
23 60-3,122.01 and 60-3,122.02;
- 24 (15 ~~14~~) Handicapped or disabled person license plates issued
25 pursuant to section 60-3,113;
- 26 (16 ~~15~~) Historical vehicle license plates issued pursuant to
27 sections 60-3,130 to 60-3,134;
- 28 (17 ~~16~~) Local truck license plates issued pursuant to section
29 60-3,145;
- 30 (18 ~~17~~) Military Honor Plates issued pursuant to sections
31 60-3,122.03 and 60-3,122.04;

- 1 (19 ~~18~~) Minitruck license plates issued pursuant to section
2 60-3,100;
- 3 (20 ~~19~~) Motor vehicle license plates for motor vehicles owned or
4 operated by the state, counties, municipalities, or school districts
5 issued pursuant to section 60-3,105;
- 6 (21 ~~20~~) Motor vehicles exempt pursuant to section 60-3,107;
- 7 (22 ~~21~~) Motorcycle license plates issued pursuant to section
8 60-3,100;
- 9 (23 ~~22~~) Nebraska Cornhusker Spirit Plates issued pursuant to
10 sections 60-3,127 to 60-3,129;
- 11 (24 ~~23~~) Nonresident owner thirty-day license plates issued pursuant
12 to section 60-382;
- 13 (25 ~~24~~) Passenger car having a seating capacity of ten persons or
14 less and not used for hire issued pursuant to section 60-3,143;
- 15 (26 ~~25~~) Passenger car having a seating capacity of ten persons or
16 less and used for hire issued pursuant to section 60-3,143;
- 17 (27 ~~26~~) Pearl Harbor license plates issued pursuant to section
18 60-3,122;
- 19 (28 ~~27~~) Personal-use dealer license plates issued pursuant to
20 section 60-3,116;
- 21 (29 ~~28~~) Personalized message license plates for motor vehicles and
22 cabin trailers, except commercial motor vehicles registered for over ten
23 tons gross weight, issued pursuant to sections 60-3,118 to 60-3,121;
- 24 (30 ~~29~~) Prisoner-of-war license plates issued pursuant to section
25 60-3,123;
- 26 (31 ~~30~~) Purple Heart license plates issued pursuant to section
27 60-3,125;
- 28 (32 ~~31~~) Recreational vehicle license plates issued pursuant to
29 section 60-3,151;
- 30 (33 ~~32~~) Repossession license plates issued pursuant to section
31 60-375;

1 (~~34~~ ~~33~~) Special interest motor vehicle license plates issued
2 pursuant to section 60-3,135.01;

3 (~~35~~ ~~34~~) Specialty license plates issued pursuant to sections
4 60-3,104.01 and 60-3,104.02;

5 (~~36~~ ~~35~~) Trailer license plates issued for trailers owned or operated
6 by the state, counties, municipalities, or school districts issued
7 pursuant to section 60-3,106;

8 (~~37~~ ~~36~~) Trailer license plates issued pursuant to section 60-3,100;

9 (~~38~~ ~~37~~) Trailers exempt pursuant to section 60-3,108;

10 (~~39~~ ~~38~~) Transporter license plates issued pursuant to section
11 60-378;

12 (~~40~~ ~~39~~) Trucks or combinations of trucks, truck-tractors, or
13 trailers which are not for hire and engaged in soil and water
14 conservation work and used for the purpose of transporting pipe and
15 equipment exclusively used by such contractors for soil and water
16 conservation construction license plates issued pursuant to section
17 60-3,149;

18 (~~41~~ ~~40~~) Utility trailer license plates issued pursuant to section
19 60-3,151; and

20 (~~42~~ ~~41~~) Well-boring apparatus and well-servicing equipment license
21 plates issued pursuant to section 60-3,109.

22 Sec. 13. Section 60-3,113, Revised Statutes Cumulative Supplement,
23 2014, is amended to read:

24 60-3,113 (1) The department shall, without the payment of any fee
25 except the taxes and fees required by sections 60-3,102, 60-3,185,
26 60-3,190, and 60-3,191, issue license plates for one motor vehicle not
27 used for hire and a license plate for one autocycle or motorcycle not
28 used for hire to:

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

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

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

7 (2) The license plate or plates shall carry the internationally
8 accepted wheelchair symbol, which symbol is a representation of a person
9 seated in a wheelchair surrounded by a border six units wide by seven
10 units high, and such other letters or numbers as the director prescribes.
11 Such license plate or plates shall be used by such person in lieu of the
12 usual license plate or plates.

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

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

19 60-3,118 (1) In lieu of the license plates provided for by section
20 60-3,100, the department shall issue personalized message license plates
21 for motor vehicles, trailers, semitrailers, or cabin trailers, except for
22 motor vehicles and trailers registered under section 60-3,198, to all
23 applicants who meet the requirements of sections 60-3,119 to 60-3,121.
24 Personalized message license plates shall be the same size and of the
25 same basic design as regular license plates issued pursuant to section
26 60-3,100. The characters used shall consist only of letters and numerals
27 of the same size and design and shall comply with the requirements of
28 subdivision (1)(a) of section 60-3,100. A maximum of seven characters may
29 be used, except that for an autocycle or a motorcycle ~~motorcycles~~, a
30 maximum of six characters may be used.

31 (2) The following conditions apply to all personalized message

1 license plates:

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

12 (b) The characters in the order used shall not conflict with or
13 duplicate any number used or to be used on the regular license plates or
14 any number or license plate already approved pursuant to sections
15 60-3,118 to 60-3,121;

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

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

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

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

26 60-3,135.01 (1) The department shall either modify an existing plate
27 design or design license plates to identify special interest motor
28 vehicles, to be known as special interest motor vehicle license plates.
29 The department, in designing such special interest motor vehicle license
30 plates, shall include the words special interest and limit the
31 manufacturing cost of each plate to an amount less than or equal to the

1 amount charged for license plates pursuant to section 60-3,102. The
2 department shall choose the design of the plate. The department shall
3 make applications available for this type of plate when it is designed.

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

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

7 (b) Not use a county designation.

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

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

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

23 (6)(a) In addition to all other fees required to register a motor
24 vehicle, each application for initial issuance or renewal of a special
25 interest motor vehicle license plate shall be accompanied by a special
26 interest motor vehicle license plate fee of fifty dollars. Twenty-five
27 dollars of the special interest motor vehicle license plate fee shall be
28 remitted to the State Treasurer for credit to the Department of Motor
29 Vehicles Cash Fund, and twenty-five dollars of the special interest motor
30 vehicle license plate fee shall be remitted to the State Treasurer for
31 credit to the Highway Trust Fund.

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

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

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

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

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

30 (11) It shall be unlawful to own or operate a motor vehicle with
31 special interest motor vehicle license plates in violation of this

1 section. Upon conviction of a violation of any provision of this section,
2 a person shall be guilty of a Class V misdemeanor.

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

7 Sec. 16. Section 60-3,153, Reissue Revised Statutes of Nebraska, is
8 amended to read:

9 60-3,153 For the registration of every autocycle and motorcycle, the
10 fee shall be six dollars.

11 Sec. 17. Section 60-3,187, Revised Statutes Cumulative Supplement,
12 2014, is amended to read:

13 60-3,187 (1) The motor vehicle tax schedules are set out in this
14 section.

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

18 YEAR	FRACTION
19 First	1.00
20 Second	0.90
21 Third	0.80
22 Fourth	0.70
23 Fifth	0.60
24 Sixth	0.51
25 Seventh	0.42
26 Eighth	0.33
27 Ninth	0.24
28 Tenth and Eleventh	0.15
29 Twelfth and Thirteenth	0.07
30 Fourteenth and older	0.00

31 (3) The base tax shall be:

1 (a) Automobiles and motorcycles - An amount determined using the
2 following table:

3 Value when new	Base tax
4 Up to \$3,999	\$ 25
5 \$4,000 to \$5,999	35
6 \$6,000 to \$7,999	45
7 \$8,000 to \$9,999	60
8 \$10,000 to \$11,999	100
9 \$12,000 to \$13,999	140
10 \$14,000 to \$15,999	180
11 \$16,000 to \$17,999	220
12 \$18,000 to \$19,999	260
13 \$20,000 to \$21,999	300
14 \$22,000 to \$23,999	340
15 \$24,000 to \$25,999	380
16 \$26,000 to \$27,999	420
17 \$28,000 to \$29,999	460
18 \$30,000 to \$31,999	500
19 \$32,000 to \$33,999	540
20 \$34,000 to \$35,999	580
21 \$36,000 to \$37,999	620
22 \$38,000 to \$39,999	660
23 \$40,000 to \$41,999	700
24 \$42,000 to \$43,999	740
25 \$44,000 to \$45,999	780
26 \$46,000 to \$47,999	820
27 \$48,000 to \$49,999	860
28 \$50,000 to \$51,999	900
29 \$52,000 to \$53,999	940
30 \$54,000 to \$55,999	980

1	\$56,000 to \$57,999	1,020
2	\$58,000 to \$59,999	1,060
3	\$60,000 to \$61,999	1,100
4	\$62,000 to \$63,999	1,140
5	\$64,000 to \$65,999	1,180
6	\$66,000 to \$67,999	1,220
7	\$68,000 to \$69,999	1,260
8	\$70,000 to \$71,999	1,300
9	\$72,000 to \$73,999	1,340
10	\$74,000 to \$75,999	1,380
11	\$76,000 to \$77,999	1,420
12	\$78,000 to \$79,999	1,460
13	\$80,000 to \$81,999	1,500
14	\$82,000 to \$83,999	1,540
15	\$84,000 to \$85,999	1,580
16	\$86,000 to \$87,999	1,620
17	\$88,000 to \$89,999	1,660
18	\$90,000 to \$91,999	1,700
19	\$92,000 to \$93,999	1,740
20	\$94,000 to \$95,999	1,780
21	\$96,000 to \$97,999	1,820
22	\$98,000 to \$99,999	1,860
23	\$100,000 and over	1,900
24	(b) Assembled automobiles – \$60	
25	(c) Assembled motorcycles – \$25	
26	(d) Cabin trailers, up to one thousand pounds – \$10	
27	(e) Cabin trailers, one thousand pounds and over and less than two	
28	thousand pounds – \$25	
29	(f) Cabin trailers, two thousand pounds and over – \$40	
30	(g) Recreational vehicles, less than eight thousand pounds – \$160	

1 (h) Recreational vehicles, eight thousand pounds and over and less
2 than twelve thousand pounds – \$410

3 (i) Recreational vehicles, twelve thousand pounds and over – \$860

4 (j) Assembled recreational vehicles and buses shall follow the
5 schedules for body type and registered weight

6 (k) Trucks - Over seven tons and less than ten tons – \$360

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

8 (m) Trucks - Thirteen tons and over and less than sixteen tons –
9 \$760

10 (n) Trucks - Sixteen tons and over and less than twenty-five tons –
11 \$960

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

13 (p) Buses – \$360

14 (q) Trailers other than semitrailers – \$10

15 (r) Semitrailers – \$110

16 (s) Minitrucks – \$50

17 (t) Low-speed vehicles – \$50

18 (u) Autocycles – \$25

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

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

25 (6) When a motor vehicle is registered which is newer than the
26 current model year by the manufacturer's designation, the motor vehicle
27 is subject to the initial motor vehicle tax in the first registration
28 period and ninety-five percent of the initial motor vehicle tax in the
29 second registration period.

30 (7) Assembled cabin trailers, assembled recreational vehicles, and
31 assembled buses shall be designated as sixth-year motor vehicles in their

1 first year of registration for purposes of the schedules.

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

5 Sec. 18. Section 60-3,190, Revised Statutes Cumulative Supplement,
6 2014, is amended to read:

7 60-3,190 (1) A motor vehicle fee is imposed on all motor vehicles
8 registered for operation in this state. An owner of a motor vehicle which
9 is exempt from the imposition of a motor vehicle tax pursuant to section
10 60-3,185 shall also be exempt from the imposition of the motor vehicle
11 fee imposed pursuant to this section.

12 (2) The department shall annually determine the motor vehicle fee on
13 each motor vehicle registered pursuant to this section and shall cause a
14 notice of the amount to be delivered to the registrant. The notice shall
15 be combined with the notice of the motor vehicle tax required by section
16 60-3,186.

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

23 YEAR	FRACTION
24 First through fifth	1.00
25 Sixth through tenth	.70
26 Eleventh and over	.35

27 (4) The base fee shall be:

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

30 (b) Automobiles, with a value when new of \$20,000 through \$39,999 -
31 \$20

- 1 (c) Automobiles, with a value when new of \$40,000 or more - \$30
- 2 (d) Motorcycles - \$10
- 3 (e) Recreational vehicles and cabin trailers - \$10
- 4 (f) Trucks over seven tons and buses - \$30
- 5 (g) Trailers other than semitrailers - \$10
- 6 (h) Semitrailers - \$30
- 7 (i) Minitrucks - \$10
- 8 (j) Low-speed vehicles - \$10-
- 9 (k) Autocycles - \$10.

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

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

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

31 (c) All receipts by counties and municipalities from the Motor

1 Vehicle Fee Fund shall be used for road, bridge, and street purposes.

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

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

9 (9) 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 fee for six registration periods.

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

14 Sec. 19. Section 60-462, Revised Statutes Cumulative Supplement,
15 2014, is amended to read:

16 60-462 Sections 60-462 to 60-4,189 and section 21 of this act shall
17 be known and may be cited as the Motor Vehicle Operator's License Act.

18 Sec. 20. Section 60-463, Revised Statutes Cumulative Supplement,
19 2014, is amended to read:

20 60-463 For purposes of the Motor Vehicle Operator's License Act, the
21 definitions found in sections 60-463.01 to 60-478 and section 21 of this
22 act shall be used.

23 Sec. 21. Autocycle means any motor vehicle having a seat for the
24 use of the operator, designed to travel on three wheels in contact with
25 the ground, in which the operator and passenger ride in a tandem seating
26 area that is completely enclosed with a removable or fixed top and is
27 equipped with air bag protection, a roll cage, and a three-point safety
28 belt system for each occupant, having antilock brakes, and designed to be
29 controlled with a steering wheel and pedals.

30 Sec. 22. Section 60-4,114, Revised Statutes Cumulative Supplement,
31 2014, is amended to read:

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

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

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

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

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

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

21 (4) If an applicant is denied or refused a certificate for license,
22 such applicant shall have the right to an immediate appeal to the
23 director from the decision. It shall be the duty of the director to
24 review the appeal and issue a final order, to be made not later than ten
25 days after the receipt of the appeal by the director, except that if the
26 director requests the advice of the Health Advisory Board on the matter,
27 the director shall have up to forty-five days after the day a medical or
28 vision problem is referred to him or her to consult with members of the
29 board to obtain the medical opinion necessary to make a decision and
30 shall issue a final order not later than ten days following receipt of
31 the medical opinion. After consideration of the advice of the board, the

1 director shall make a determination of the applicant's physical or mental
2 ability to operate a motor vehicle and shall issue a final order. The
3 order shall be in writing, shall be accompanied by findings of fact and
4 conclusions of law, and shall be sent by regular United States mail to
5 the applicant's last-known address. The order may be appealed as provided
6 in section 60-4,105.

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

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

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

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

1 of a moped, a licensed motor vehicle operator.

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

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

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

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

20 Sec. 25. Section 60-4,124, Revised Statutes Cumulative Supplement,
21 2014, is amended to read:

22 60-4,124 (1) A person who is younger than sixteen years and three
23 months of age but is older than fourteen years and two months of age may
24 be issued a school permit if such person lives a distance of one and one-
25 half miles or more from the school he or she attends and either resides
26 outside a city of the metropolitan, primary, or first class or attends a
27 school which is outside a city of the metropolitan, primary, or first
28 class and if such person has held an LPE-learner's permit for two months.
29 A school permit shall not be issued until such person has demonstrated
30 that he or she is capable of successfully operating a motor vehicle,
31 moped, or motorcycle and has in his or her possession an issuance

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

22 (2) A person holding a school permit may operate a motor vehicle,
23 moped, or motorcycle:

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

30 (b) Under the personal supervision of a licensed operator. Such
31 licensed operator shall be at least twenty-one years of age and licensed

1 by this state or another state and shall (i) for all motor vehicles other
2 than autocycles, motorcycles, or mopeds, actually occupy the seat beside
3 the permitholder, (ii) in the case of an autocycle, actually occupy the
4 seat behind the permitholder, or (iii) or, in the case of a motorcycle or
5 moped, if the permitholder is within visual contact of and under the
6 supervision of, in the case of a motorcycle, a licensed motorcycle
7 operator or, in the case of a moped, a licensed motor vehicle operator.

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

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

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

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

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

15 (7) Any person who holds a permit issued under this section and has
16 violated subdivision (3)(b) or (c) of section 28-306, subdivision (3)(b)
17 or (c) of section 28-394, or section 28-1254, 60-6,196, 60-6,197, or
18 60-6,197.06 shall not be eligible for an ignition interlock permit.

19 Sec. 26. Section 60-4,182, Revised Statutes Cumulative Supplement,
20 2014, is amended to read:

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

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

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

30 (3) Failure to stop and render aid as required under section 60-697
31 in the event of involvement in a motor vehicle accident resulting in the

1 death or personal injury of another - 6 points;

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

5 (5) Driving a motor vehicle while under the influence of alcoholic
6 liquor or any drug or when such person has a concentration of eight-
7 hundredths of one gram or more by weight of alcohol per one hundred
8 milliliters of his or her blood or per two hundred ten liters of his or
9 her breath in violation of any city or village ordinance or of section
10 60-6,196 - 6 points;

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

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

15 (8) Negligent driving in violation of any city or village ordinance
16 - 3 points;

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

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

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

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

25 (c) More than ten miles per hour but not more than thirty-five miles
26 per hour over the speed limit - 3 points, except that one point shall be
27 assessed upon conviction of exceeding by not more than ten miles per
28 hour, two points shall be assessed upon conviction of exceeding by more
29 than ten miles per hour but not more than fifteen miles per hour, and
30 three points shall be assessed upon conviction of exceeding by more than
31 fifteen miles per hour but not more than thirty-five miles per hour the

1 speed limits provided for in subdivision (1)(e), (f), (g), or (h) of
2 section 60-6,186; and

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

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

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

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

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

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

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

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

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

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

31 In all cases, the forfeiture of bail not vacated shall be regarded

1 as equivalent to the conviction of the offense with which the operator
2 was charged.

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

6 Sec. 27. Section 60-601, Revised Statutes Cumulative Supplement,
7 2014, is amended to read:

8 60-601 Sections 60-601 to 60-6,382 and section 29 of this act shall
9 be known and may be cited as the Nebraska Rules of the Road.

10 Sec. 28. Section 60-605, Revised Statutes Cumulative Supplement,
11 2014, is amended to read:

12 60-605 For purposes of the Nebraska Rules of the Road, the
13 definitions found in sections 60-606 to 60-676 and section 29 of this act
14 shall be used.

15 Sec. 29. Autocycle means any motor vehicle having a seat for the
16 use of the operator, designed to travel on three wheels in contact with
17 the ground, in which the operator and passenger ride in a tandem seating
18 area that is completely enclosed with a removable or fixed top and is
19 equipped with air bag protection, a roll cage, and a three-point safety
20 belt system for each occupant, having antilock brakes, and designed to be
21 controlled with a steering wheel and pedals.

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

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

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

30 60-6,219 (1) Every motor vehicle upon a highway within this state
31 during the period from sunset to sunrise and at any other time when there

1 is not sufficient light to render clearly discernible persons or vehicles
2 upon the highway at a distance of five hundred feet ahead shall be
3 equipped with lighted headlights and taillights as respectively required
4 in this section for different classes of vehicles.

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

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

15 (4) Every autocycle or motorcycle shall be equipped with at least
16 one and not more than two headlights and with a taillight exhibiting a
17 red light visible from a distance of at least five hundred feet to the
18 rear of such autocycle or motorcycle. The headlights shall comply with
19 the requirements and limitations set forth in sections 60-6,221 and
20 60-6,223.

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

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

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

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

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

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

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

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

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

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

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

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

1 60-6,265 For purposes of sections 60-6,266 to 60-6,273: ~~occupant~~

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

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

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

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

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

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

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

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

3 Sec. 35. Section 60-6,267, Revised Statutes Cumulative Supplement,
4 2014, is amended to read:

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

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

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

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

1 and stating the grounds for such waiver.

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

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

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

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

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

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

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

31 (3) 2) The following persons shall not be required to wear an

1 occupant protection system or a three-point safety belt system:

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

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

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

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

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

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

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

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

1 Sec. 39. Section 60-1401, Revised Statutes Cumulative Supplement,
2 2014, is amended to read:

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

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

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

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

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

16 Sec. 41. Autocycle means any motor vehicle having a seat for the
17 use of the operator, designed to travel on three wheels in contact with
18 the ground, in which the operator and passenger ride in a tandem seating
19 area that is completely enclosed with a removable or fixed top and is
20 equipped with air bag protection, a roll cage, and a three-point safety
21 belt system for each occupant, having antilock brakes, and designed to be
22 controlled with a steering wheel and pedals.

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

25 60-1401.28 Motorcycle means every motor vehicle, except a tractor,
26 having a seat or saddle for use of the rider and designed to travel on
27 not more than three wheels in contact with the ground and for which
28 evidence of title is required as a condition precedent to registration
29 under the laws of this state. Motorcycle does not include an autocycle.

30 Sec. 43. Section 60-2121, Revised Statutes Cumulative Supplement,
31 2014, is amended to read:

1 60-2121 For purposes of the Motorcycle Safety Education Act, unless
2 the context otherwise requires:

3 (1) Department means the Department of Motor Vehicles;

4 (2) Director means the Director of Motor Vehicles;

5 (3) Driving course means a driving pattern used to aid students in
6 learning the skills needed to safely operate a motorcycle as part of a
7 motorcycle safety course;

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

11 (5 4) Motorcycle safety course means a curriculum of study which has
12 been approved by the department designed to teach drivers the skills and
13 knowledge to safely operate a motorcycle;

14 (6 5) Motorcycle safety instructor means any person who has
15 successfully passed a motorcycle safety instructor's course curriculum
16 and is certified by the department to teach a motorcycle safety course;
17 and

18 (7 6) Motorcycle trainer means a person who is qualified and
19 certified by the department to teach another person to become a certified
20 motorcycle safety instructor in this state.

21 Sec. 44. 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. 45. Original sections 44-7703, 60-124, 60-340, 60-376,
8 60-3,118, 60-3,153, 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, 60-2121, and 71-1907, Revised Statutes
14 Cumulative Supplement, 2014, are repealed.