

LEGISLATURE OF NEBRASKA  
ONE HUNDRED SEVENTH LEGISLATURE  
FIRST SESSION

**LEGISLATIVE BILL 149**

Introduced by Albrecht, 17.

Read first time January 08, 2021

Committee:

1 A BILL FOR AN ACT relating to motor vehicles; to amend section 60-3,183,  
2 Reissue Revised Statutes of Nebraska, and sections 60-107,  
3 60-119.01, 60-302.01, 60-336.01, 60-386, 60-3,113.04, 60-3,193.01,  
4 60-462.01, 60-479.01, 60-4,111.01, 60-4,132, 60-4,134, 60-4,147.02,  
5 60-4,168, 60-501, 60-628.01, 60-6,265, 60-2705, 60-2909.01, 75-363,  
6 75-364, 75-366, 75-392, and 75-393, Revised Statutes Cumulative  
7 Supplement, 2020; to redefine terms; to adopt updates to federal law  
8 and update certain federal references; to provide a requirement to  
9 comply with federal law in the definition of low-speed vehicle; to  
10 change certain disciplinary or registration actions under the  
11 International Registration Plan Act; and to repeal the original  
12 sections.  
13 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 60-107, Revised Statutes Cumulative Supplement,  
2 2020, is amended to read:

3 60-107 Cabin trailer means a trailer or a semitrailer, which is  
4 designed, constructed, and equipped as a dwelling place, living abode, or  
5 sleeping place, whether used for such purposes or instead permanently or  
6 temporarily for the advertising, sale, display, or promotion of  
7 merchandise or services or for any other commercial purpose except  
8 transportation of property for hire or transportation of property for  
9 distribution by a private carrier. Cabin trailer does not mean a trailer  
10 or semitrailer which is permanently attached to real estate. There are  
11 four classes of cabin trailers:

12 (1) Camping trailer which includes cabin trailers one hundred two  
13 inches or less in width and forty feet or less in length and adjusted  
14 mechanically smaller for towing;

15 (2) Mobile home which includes cabin trailers more than one hundred  
16 two inches in width or more than forty feet in length;

17 (3) Travel trailer which includes cabin trailers not more than one  
18 hundred two inches in width nor more than forty feet in length from front  
19 hitch to rear bumper, except as provided in subdivision (2)(k) of section  
20 60-6,288; and

21 (4) Manufactured home means a structure, transportable in one or  
22 more sections, which in the traveling mode is eight body feet or more in  
23 width or forty body feet or more in length or when erected on site is  
24 three hundred twenty or more square feet and which is built on a  
25 permanent frame and designed to be used as a dwelling with or without a  
26 permanent foundation when connected to the required utilities and  
27 includes the plumbing, heating, air conditioning, and electrical systems  
28 contained in the structure, except that manufactured home includes any  
29 structure that meets all of the requirements of this subdivision other  
30 than the size requirements and with respect to which the manufacturer  
31 voluntarily files a certification required by the United States Secretary

1 of Housing and Urban Development and complies with the standards  
2 established under the National Manufactured Housing Construction and  
3 Safety Standards Act of 1974, as such act existed on January 1, 2021  
4 ~~2020~~, 42 U.S.C. 5401 et seq.

5 Sec. 2. Section 60-119.01, Revised Statutes Cumulative Supplement,  
6 2020, is amended to read:

7 60-119.01 Low-speed vehicle means a (1) four-wheeled motor vehicle  
8 (a) whose speed attainable in one mile is more than twenty miles per hour  
9 and not more than twenty-five miles per hour on a paved, level surface,  
10 (b) whose gross vehicle weight rating is less than three thousand pounds,  
11 and (c) that complies with 49 C.F.R. part 571, as such part existed on  
12 January 1, 2021 ~~2020~~, or (2) three-wheeled motor vehicle (a) whose  
13 maximum speed attainable is not more than twenty-five miles per hour on a  
14 paved, level surface, (b) whose gross vehicle weight rating is less than  
15 three thousand pounds, and (c) which is equipped with a windshield and an  
16 occupant protection system. A motorcycle with a sidecar attached is not a  
17 low-speed vehicle.

18 Sec. 3. Section 60-302.01, Revised Statutes Cumulative Supplement,  
19 2020, is amended to read:

20 60-302.01 Access aisle means a space adjacent to a handicapped  
21 parking space or passenger loading zone which is constructed and designed  
22 in compliance with the federal Americans with Disabilities Act of 1990  
23 and the federal regulations adopted in response to the act, as the act  
24 and the regulations existed on January 1, 2021 ~~2020~~.

25 Sec. 4. Section 60-336.01, Revised Statutes Cumulative Supplement,  
26 2020, is amended to read:

27 60-336.01 Low-speed vehicle means a (1) four-wheeled motor vehicle  
28 (a) whose speed attainable in one mile is more than twenty miles per hour  
29 and not more than twenty-five miles per hour on a paved, level surface,  
30 (b) whose gross vehicle weight rating is less than three thousand pounds,  
31 and (c) that complies with 49 C.F.R. part 571, as such part existed on

1 January 1, 2021 ~~2020~~, or (2) three-wheeled motor vehicle (a) whose  
2 maximum speed attainable is not more than twenty-five miles per hour on a  
3 paved, level surface, (b) whose gross vehicle weight rating is less than  
4 three thousand pounds, and (c) which is equipped with a windshield and an  
5 occupant protection system. A motorcycle with a sidecar attached is not a  
6 low-speed vehicle.

7 Sec. 5. Section 60-386, Revised Statutes Cumulative Supplement,  
8 2020, is amended to read:

9 60-386 (1) Each new application shall contain, in addition to other  
10 information as may be required by the department, the name and  
11 residential and mailing address of the applicant and a description of the  
12 motor vehicle or trailer, including the color, the manufacturer, the  
13 identification number, the United States Department of Transportation  
14 number if required by 49 C.F.R. 390.5 to 390.21, as such regulations  
15 existed on January 1, 2021 ~~2020~~, and the weight of the motor vehicle or  
16 trailer required by the Motor Vehicle Registration Act. ~~For Beginning on~~  
17 ~~the implementation date designated by the director pursuant to subsection~~  
18 ~~(4) of section 60-1508,~~ for trailers which are not required to have a  
19 certificate of title under section 60-137 and which have no  
20 identification number, the assignment of an identification number shall  
21 be required and the identification number shall be issued by the county  
22 treasurer or department. With the application the applicant shall pay the  
23 proper registration fee and shall state whether the motor vehicle is  
24 propelled by alternative fuel and, if alternative fuel, the type of fuel.  
25 The application shall also contain a notification that bulk fuel  
26 purchasers may be subject to federal excise tax liability. The department  
27 shall include such notification in the notices required by section  
28 60-3,186.

29 (2) ~~This subsection applies beginning on an implementation date~~  
30 ~~designated by the director. The director shall designate an~~  
31 ~~implementation date which is on or before January 1, 2021.~~ In addition to

1 the information required under subsection (1) of this section, the  
2 application for registration shall contain (a)(i) the full legal name as  
3 defined in section 60-468.01 of each owner or (ii) the name of each owner  
4 as such name appears on the owner's motor vehicle operator's license or  
5 state identification card and (b)(i) the motor vehicle operator's license  
6 number or state identification card number of each owner, if applicable,  
7 and one or more of the identification elements as listed in section  
8 60-484 of each owner, if applicable, and (ii) if any owner is a business  
9 entity, a nonprofit organization, an estate, a trust, or a church-  
10 controlled organization, its tax identification number.

11 Sec. 6. Section 60-3,113.04, Revised Statutes Cumulative Supplement,  
12 2020, is amended to read:

13 60-3,113.04 (1) A handicapped or disabled parking permit shall be of  
14 a design, size, configuration, color, and construction and contain such  
15 information as specified in the regulations adopted by the United States  
16 Department of Transportation in 23 C.F.R. part 1235, UNIFORM SYSTEM FOR  
17 PARKING FOR PERSONS WITH DISABILITIES, as such regulations existed on  
18 January 1, 2021 ~~2020~~.

19 (2) No handicapped or disabled parking permit shall be issued to any  
20 person or for any motor vehicle if any permit has been issued to such  
21 person or for such motor vehicle and such permit has been suspended  
22 pursuant to section 18-1741.02. At the expiration of such suspension, a  
23 permit may be renewed in the manner provided for renewal in sections  
24 60-3,113.02, 60-3,113.03, and 60-3,113.05.

25 (3) A duplicate handicapped or disabled parking permit may be  
26 provided up to two times during any single permit period if a permit is  
27 destroyed, lost, or stolen. Such duplicate permit shall be issued as  
28 provided in section 60-3,113.02 or 60-3,113.03, whichever is applicable,  
29 except that a new certification by a physician, a physician assistant, or  
30 an advanced practice registered nurse need not be provided. A duplicate  
31 permit shall be valid for the remainder of the period for which the

1 original permit was issued. If a person has been issued two duplicate  
2 permits under this subsection and needs another permit, such person shall  
3 reapply for a new permit under section 60-3,113.02 or 60-3,113.03,  
4 whichever is applicable.

5 Sec. 7. Section 60-3,183, Reissue Revised Statutes of Nebraska, is  
6 amended to read:

7 60-3,183 (1) The director may revoke, suspend, cancel, or refuse to  
8 issue or renew a registration certificate under sections 60-3,198 to  
9 60-3,203:

10 ~~(a) If upon receipt of notice under the federal Performance and~~  
11 ~~Registration Information Systems Management Program that the ability of~~  
12 the applicant or registration certificate holder to operate has been  
13 terminated or denied by a federal agency upon receipt of notice of the  
14 termination of denial under the federal Performance and Registration  
15 Information Systems Management Program; -

16 (b) If the applicant has failed to disclose material information  
17 required on the application or if the applicant has made a materially  
18 false statement on the application; or

19 (c) If the applicant has applied for the purpose of avoiding a  
20 suspension, revocation, cancellation, or refusal to issue or renew a  
21 registration certificate for the real party in interest or if the  
22 applicant's business is operated, managed, or otherwise controlled by or  
23 affiliated with a person or entity who or which is ineligible for  
24 registration, including the applicant entity, a relative, a family  
25 member, a corporate officer, or a shareholder.

26 (2) Any person who receives notice from the director of action taken  
27 pursuant to subsection (1) of this section shall, within three business  
28 days, return such registration certificate and license plates to the  
29 department. If any person fails to return the registration certificate  
30 and license plates to the department, the department shall notify the  
31 Nebraska State Patrol that any such person is in violation of this

1 section.

2 Sec. 8. Section 60-3,193.01, Revised Statutes Cumulative Supplement,  
3 2020, is amended to read:

4 60-3,193.01 For purposes of the Motor Vehicle Registration Act, the  
5 International Registration Plan is adopted and incorporated by reference  
6 as the plan existed on January 1, 2021 ~~2020~~.

7 Sec. 9. Section 60-462.01, Revised Statutes Cumulative Supplement,  
8 2020, is amended to read:

9 60-462.01 For purposes of the Motor Vehicle Operator's License Act,  
10 the following federal regulations are adopted as Nebraska law as they  
11 existed on January 1, 2021 ~~2020~~:

12 The parts, subparts, and sections of Title 49 of the Code of Federal  
13 Regulations, as referenced in the Motor Vehicle Operator's License Act.

14 Sec. 10. Section 60-479.01, Revised Statutes Cumulative Supplement,  
15 2020, is amended to read:

16 60-479.01 (1) All persons handling source documents or engaged in  
17 the issuance of new, renewed, or reissued operators' licenses or state  
18 identification cards shall have periodic fraudulent document recognition  
19 training.

20 (2) All persons and agents of the department involved in the  
21 recording of verified application information or verified operator's  
22 license and state identification card information, involved in the  
23 manufacture or production of licenses or cards, or who have the ability  
24 to affect information on such licenses or cards shall be subject to a  
25 criminal history record information check, including a check of prior  
26 employment references, and a lawful status check as required by 6 C.F.R.  
27 part 37, as such part existed on January 1, 2021 ~~2020~~. Such persons and  
28 agents shall provide fingerprints which shall be submitted to the Federal  
29 Bureau of Investigation. The bureau shall use its records for the  
30 criminal history record information check.

31 (3) Upon receipt of a request pursuant to subsection (2) of this

1 section, the Nebraska State Patrol shall undertake a search for criminal  
2 history record information relating to such applicant, including  
3 transmittal of the applicant's fingerprints to the Federal Bureau of  
4 Investigation for a national criminal history record information check.  
5 The criminal history record information check shall include information  
6 concerning the applicant from federal repositories of such information  
7 and repositories of such information in other states, if authorized by  
8 federal law. The Nebraska State Patrol shall issue a report to the  
9 employing public agency that shall include the criminal history record  
10 information concerning the applicant. The cost of any background check  
11 shall be borne by the employer of the person or agent.

12 (4) Any person convicted of any disqualifying offense as provided in  
13 6 C.F.R. part 37, as such part existed on January 1, 2021 ~~2020~~, shall not  
14 be involved in the recording of verified application information or  
15 verified operator's license and state identification card information,  
16 involved in the manufacture or production of licenses or cards, or  
17 involved in any capacity in which such person would have the ability to  
18 affect information on such licenses or cards. Any employee or prospective  
19 employee of the department shall be provided notice that he or she will  
20 undergo such criminal history record information check prior to  
21 employment or prior to any involvement with the issuance of operators'  
22 licenses or state identification cards.

23 Sec. 11. Section 60-4,111.01, Revised Statutes Cumulative  
24 Supplement, 2020, is amended to read:

25 60-4,111.01 (1) The Department of Motor Vehicles, the courts, or law  
26 enforcement agencies may store or compile information acquired from an  
27 operator's license or a state identification card for their statutorily  
28 authorized purposes.

29 (2) Except as otherwise provided in subsection (3) or (4) of this  
30 section, no person having use of or access to machine-readable  
31 information encoded on an operator's license or a state identification



1 card shall compile, store, preserve, trade, sell, or share such  
2 information. Any person who trades, sells, or shares such information  
3 shall be guilty of a Class IV felony. Any person who compiles, stores, or  
4 preserves such information except as authorized in subsection (3) or (4)  
5 of this section shall be guilty of a Class IV felony.

6 (3)(a) For purposes of compliance with and enforcement of  
7 restrictions on the purchase of alcohol, lottery tickets, and tobacco  
8 products, a retailer who sells any of such items pursuant to a license  
9 issued or a contract under the applicable statutory provision may scan  
10 machine-readable information encoded on an operator's license or a state  
11 identification card presented for the purpose of such a sale. The  
12 retailer may store only the following information obtained from the  
13 license or card: Age and license or card identification number. The  
14 retailer shall post a sign at the point of sale of any of such items  
15 stating that the license or card will be scanned and that the age and  
16 identification number will be stored. The stored information may only be  
17 used by a law enforcement agency for purposes of enforcement of the  
18 restrictions on the purchase of alcohol, lottery tickets, and tobacco  
19 products and may not be shared with any other person or entity.

20 (b) For purposes of compliance with the provisions of sections  
21 28-458 to 28-462, a seller who sells methamphetamine precursors pursuant  
22 to such sections may scan machine-readable information encoded on an  
23 operator's license or a state identification card presented for the  
24 purpose of such a sale. The seller may store only the following  
25 information obtained from the license or card: Name, age, address, type  
26 of identification presented by the customer, the governmental entity that  
27 issued the identification, and the number on the identification. The  
28 seller shall post a sign at the point of sale stating that the license or  
29 card will be scanned and stating what information will be stored. The  
30 stored information may only be used by law enforcement agencies,  
31 regulatory agencies, and the exchange for purposes of enforcement of the

1 restrictions on the sale or purchase of methamphetamine precursors  
2 pursuant to sections 28-458 to 28-462 and may not be shared with any  
3 other person or entity. For purposes of this subsection, the terms  
4 exchange, methamphetamine precursor, and seller have the same meanings as  
5 in section 28-458.

6 (c) The retailer or seller shall utilize software that stores only  
7 the information allowed by this subsection. A programmer for computer  
8 software designed to store such information shall certify to the retailer  
9 that the software stores only the information allowed by this subsection.  
10 Intentional or grossly negligent programming by the programmer which  
11 allows for the storage of more than the age and identification number or  
12 wrongfully certifying the software shall be a Class IV felony.

13 (d) A retailer or seller who knowingly stores more information than  
14 authorized under this subsection from the operator's license or state  
15 identification card shall be guilty of a Class IV felony.

16 (e) Information scanned, compiled, stored, or preserved pursuant to  
17 subdivision (a) of this subsection may not be retained longer than  
18 eighteen months unless required by state or federal law.

19 (4) In order to approve a negotiable instrument, an electronic funds  
20 transfer, or a similar method of payment, a person having use of or  
21 access to machine-readable information encoded on an operator's license  
22 or a state identification card may:

23 (a) Scan, compile, store, or preserve such information in order to  
24 provide the information to a check services company subject to and in  
25 compliance with the federal Fair Credit Reporting Act, 15 U.S.C. 1681 et  
26 seq., as such act existed on January 1, 2021 ~~2020~~, for the purpose of  
27 effecting, administering, or enforcing a transaction requested by the  
28 holder of the license or card or preventing fraud or other criminal  
29 activity; or

30 (b) Scan and store such information only as necessary to protect  
31 against or prevent actual or potential fraud, unauthorized transactions,

1 claims, or other liability or to resolve a dispute or inquiry by the  
2 holder of the license or card.

3 (5) Except as provided in subdivision (4)(a) of this section,  
4 information scanned, compiled, stored, or preserved pursuant to this  
5 section may not be traded or sold to or shared with a third party; used  
6 for any marketing or sales purpose by any person, including the retailer  
7 who obtained the information; or, unless pursuant to a court order,  
8 reported to or shared with any third party. A person who violates this  
9 subsection shall be guilty of a Class IV felony.

10 Sec. 12. Section 60-4,132, Revised Statutes Cumulative Supplement,  
11 2020, is amended to read:

12 60-4,132 The purposes of sections 60-462.01, 60-4,133, and 60-4,137  
13 to 60-4,172 are to implement the requirements mandated by the federal  
14 Commercial Motor Vehicle Safety Act of 1986, 49 U.S.C. 31100 et seq., the  
15 federal Motor Carrier Safety Improvement Act of 1999, Public Law 106-159,  
16 49 U.S.C. 101 et seq., section 1012 of the federal Uniting and  
17 Strengthening America by Providing Appropriate Tools Required to  
18 Intercept and Obstruct Terrorism Act of 2001, USA PATRIOT Act, 49 U.S.C.  
19 5103a, and federal regulations as such acts and regulations existed on  
20 January 1, 2021 ~~2020~~, and to reduce or prevent commercial motor vehicle  
21 accidents, fatalities, and injuries by: (1) Permitting drivers to hold  
22 only one operator's license; (2) disqualifying drivers for specified  
23 offenses and serious traffic violations; and (3) strengthening licensing  
24 and testing standards.

25 Sec. 13. Section 60-4,134, Revised Statutes Cumulative Supplement,  
26 2020, is amended to read:

27 60-4,134 In conformance with section 7208 of the federal Fixing  
28 America's Surface Transportation Act and 49 C.F.R. 383.3(i), as such  
29 section and regulation existed on January 1, 2021 ~~2020~~, no hazardous  
30 materials endorsement authorizing the holder of a Class A commercial  
31 driver's license to operate a commercial motor vehicle transporting

1 diesel fuel shall be required if such driver is (1) operating within the  
2 state and acting within the scope of his or her employment as an employee  
3 of a custom harvester operation, an agrichemical business, a farm retail  
4 outlet and supplier, or a livestock feeder and (2) operating a service  
5 vehicle that is (a) transporting diesel in a quantity of one thousand  
6 gallons or less and (b) clearly marked with a flammable or combustible  
7 placard, as appropriate.

8 Sec. 14. Section 60-4,147.02, Revised Statutes Cumulative  
9 Supplement, 2020, is amended to read:

10 60-4,147.02 No endorsement authorizing the driver to operate a  
11 commercial motor vehicle transporting hazardous materials shall be  
12 issued, renewed, or transferred by the Department of Motor Vehicles  
13 unless the endorsement is issued, renewed, or transferred in conformance  
14 with the requirements of section 1012 of the federal Uniting and  
15 Strengthening America by Providing Appropriate Tools Required to  
16 Intercept and Obstruct Terrorism Act of 2001, USA PATRIOT Act, 49 U.S.C.  
17 5103a, including all amendments and federal regulations adopted pursuant  
18 thereto as of January 1, 2021 ~~2020~~, for the issuance of licenses to  
19 operate commercial motor vehicles transporting hazardous materials.

20 Sec. 15. Section 60-4,168, Revised Statutes Cumulative Supplement,  
21 2020, is amended to read:

22 60-4,168 (1) Except as provided in subsections (2) and (3) of this  
23 section, a person shall be disqualified from operating a commercial motor  
24 vehicle for one year upon his or her first conviction, after April 1,  
25 1992, in this or any other state for:

26 (a) Operating a commercial motor vehicle in violation of section  
27 60-6,196 or 60-6,197 or under the influence of a controlled substance or,  
28 beginning September 30, 2005, operating any motor vehicle in violation of  
29 section 60-6,196 or 60-6,197 or under the influence of a controlled  
30 substance;

31 (b) Operating a commercial motor vehicle in violation of section

1 60-4,163 or 60-4,164;

2 (c) Leaving the scene of an accident involving a commercial motor  
3 vehicle operated by the person or, beginning September 30, 2005, leaving  
4 the scene of an accident involving any motor vehicle operated by the  
5 person;

6 (d) Using a commercial motor vehicle in the commission of a felony  
7 other than a felony described in subdivision (3)(b) of this section or,  
8 beginning September 30, 2005, using any motor vehicle in the commission  
9 of a felony other than a felony described in subdivision (3)(b) of this  
10 section;

11 (e) Beginning September 30, 2005, operating a commercial motor  
12 vehicle after his or her commercial driver's license has been suspended,  
13 revoked, or canceled or the driver is disqualified from operating a  
14 commercial motor vehicle; or

15 (f) Beginning September 30, 2005, causing a fatality through the  
16 negligent or criminal operation of a commercial motor vehicle.

17 (2) Except as provided in subsection (3) of this section, if any of  
18 the offenses described in subsection (1) of this section occurred while a  
19 person was transporting hazardous material in a commercial motor vehicle  
20 which required placarding pursuant to section 75-364, the person shall,  
21 upon conviction or administrative determination, be disqualified from  
22 operating a commercial motor vehicle for three years.

23 (3) A person shall be disqualified from operating a commercial motor  
24 vehicle for life if, after April 1, 1992, he or she:

25 (a) Is convicted of or administratively determined to have committed  
26 a second or subsequent violation of any of the offenses described in  
27 subsection (1) of this section or any combination of those offenses  
28 arising from two or more separate incidents;

29 (b) Beginning September 30, 2005, used a commercial motor vehicle in  
30 the commission of a felony involving the manufacturing, distributing, or  
31 dispensing of a controlled substance; or

1 (c) Used a commercial motor vehicle in the commission of a felony  
2 involving an act or practice of severe forms of trafficking in persons,  
3 as defined and described in 22 U.S.C. 7102(11), as such section existed  
4 on January 1, 2021 ~~2020~~.

5 (4)(a) A person is disqualified from operating a commercial motor  
6 vehicle for a period of not less than sixty days if he or she is  
7 convicted in this or any other state of two serious traffic violations,  
8 or not less than one hundred twenty days if he or she is convicted in  
9 this or any other state of three serious traffic violations, arising from  
10 separate incidents occurring within a three-year period while operating a  
11 commercial motor vehicle.

12 (b) A person is disqualified from operating a commercial motor  
13 vehicle for a period of not less than sixty days if he or she is  
14 convicted in this or any other state of two serious traffic violations,  
15 or not less than one hundred twenty days if he or she is convicted in  
16 this or any other state of three serious traffic violations, arising from  
17 separate incidents occurring within a three-year period while operating a  
18 motor vehicle other than a commercial motor vehicle if the convictions  
19 have resulted in the revocation, cancellation, or suspension of the  
20 person's operator's license or driving privileges.

21 (5)(a) A person who is convicted of operating a commercial motor  
22 vehicle in violation of a federal, state, or local law or regulation  
23 pertaining to one of the following six offenses at a highway-rail grade  
24 crossing shall be disqualified for the period of time specified in  
25 subdivision (5)(b) of this section:

26 (i) For drivers who are not required to always stop, failing to slow  
27 down and check that the tracks are clear of an approaching train;

28 (ii) For drivers who are not required to always stop, failing to  
29 stop before reaching the crossing, if the tracks are not clear;

30 (iii) For drivers who are always required to stop, failing to stop  
31 before driving onto the crossing;

1 (iv) For all drivers, failing to have sufficient space to drive  
2 completely through the crossing without stopping;

3 (v) For all drivers, failing to obey a traffic control device or the  
4 directions of an enforcement official at the crossing; or

5 (vi) For all drivers, failing to negotiate a crossing because of  
6 insufficient undercarriage clearance.

7 (b)(i) A person shall be disqualified for not less than sixty days  
8 if the person is convicted of a first violation described in this  
9 subsection.

10 (ii) A person shall be disqualified for not less than one hundred  
11 twenty days if, during any three-year period, the person is convicted of  
12 a second violation described in this subsection in separate incidents.

13 (iii) A person shall be disqualified for not less than one year if,  
14 during any three-year period, the person is convicted of a third or  
15 subsequent violation described in this subsection in separate incidents.

16 (6) A person shall be disqualified from operating a commercial motor  
17 vehicle for at least one year if, on or after July 8, 2015, the person  
18 has been convicted of fraud related to the issuance of his or her CLP-  
19 commercial learner's permit or commercial driver's license.

20 (7) If the department receives credible information that a CLP-  
21 commercial learner's permit holder or a commercial driver's license  
22 holder is suspected, but has not been convicted, on or after July 8,  
23 2015, of fraud related to the issuance of his or her CLP-commercial  
24 learner's permit or commercial driver's license, the department must  
25 require the driver to retake the skills and knowledge tests. Within  
26 thirty days after receiving notification from the department that  
27 retesting is necessary, the affected CLP-commercial learner's permit  
28 holder or commercial driver's license holder must make an appointment or  
29 otherwise schedule to take the next available test. If the CLP-commercial  
30 learner's permit holder or commercial driver's license holder fails to  
31 make an appointment within thirty days, the department must disqualify

1 his or her CLP-commercial learner's permit or commercial driver's  
2 license. If the driver fails either the knowledge or skills test or does  
3 not take the test, the department must disqualify his or her CLP-  
4 commercial learner's permit or commercial driver's license. If the holder  
5 of a CLP-commercial learner's permit or commercial driver's license has  
6 had his or her CLP-commercial learner's permit or commercial driver's  
7 license disqualified, he or she must reapply for a CLP-commercial  
8 learner's permit or commercial driver's license under department  
9 procedures applicable to all applicants for a CLP-commercial learner's  
10 permit or commercial driver's license.

11 (8) For purposes of this section, controlled substance has the same  
12 meaning as in section 28-401.

13 (9) For purposes of this section, conviction means an unvacated  
14 adjudication of guilt, or a determination that a person has violated or  
15 failed to comply with the law, in a court of original jurisdiction or by  
16 an authorized administrative tribunal, an unvacated forfeiture of bail or  
17 collateral deposited to secure the person's appearance in court, a plea  
18 of guilty or nolo contendere accepted by the court, the payment of a fine  
19 or court costs, or a violation of a condition of release without bail,  
20 regardless of whether or not the penalty is rebated, suspended, or  
21 probated.

22 (10) For purposes of this section, serious traffic violation means:

23 (a) Speeding at or in excess of fifteen miles per hour over the  
24 legally posted speed limit;

25 (b) Willful reckless driving as described in section 60-6,214 or  
26 reckless driving as described in section 60-6,213;

27 (c) Improper lane change as described in section 60-6,139;

28 (d) Following the vehicle ahead too closely as described in section  
29 60-6,140;

30 (e) A violation of any law or ordinance related to motor vehicle  
31 traffic control, other than parking violations or overweight or vehicle



1 defect violations, arising in connection with an accident or collision  
2 resulting in death to any person;

3 (f) Beginning September 30, 2005, operating a commercial motor  
4 vehicle without a commercial driver's license;

5 (g) Beginning September 30, 2005, operating a commercial motor  
6 vehicle without a commercial driver's license in the operator's  
7 possession;

8 (h) Beginning September 30, 2005, operating a commercial motor  
9 vehicle without the proper class of commercial driver's license and any  
10 endorsements, if required, for the specific vehicle group being operated  
11 or for the passengers or type of cargo being transported on the vehicle;

12 (i) Beginning October 27, 2013, texting while driving as described  
13 in section 60-6,179.02; and

14 (j) Using a handheld mobile telephone as described in section  
15 60-6,179.02.

16 (11) Each period of disqualification imposed under this section  
17 shall be served consecutively and separately.

18 Sec. 16. Section 60-501, Revised Statutes Cumulative Supplement,  
19 2020, is amended to read:

20 60-501 For purposes of the Motor Vehicle Safety Responsibility Act,  
21 unless the context otherwise requires:

22 (1) Department means Department of Motor Vehicles;

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

28 (3) Golf car vehicle means a vehicle that has at least four wheels,  
29 has a maximum level ground speed of less than twenty miles per hour, has  
30 a maximum payload capacity of one thousand two hundred pounds, has a  
31 maximum gross vehicle weight of two thousand five hundred pounds, has a

1 maximum passenger capacity of not more than four persons, and is designed  
2 and manufactured for operation on a golf course for sporting and  
3 recreational purposes;

4 (4) Judgment means any judgment which shall have become final by the  
5 expiration of the time within which an appeal might have been perfected  
6 without being appealed, or by final affirmation on appeal, rendered by a  
7 court of competent jurisdiction of any state or of the United States, (a)  
8 upon a cause of action arising out of the ownership, maintenance, or use  
9 of any motor vehicle for damages, including damages for care and loss of  
10 services, because of bodily injury to or death of any person or for  
11 damages because of injury to or destruction of property, including the  
12 loss of use thereof, or (b) upon a cause of action on an agreement of  
13 settlement for such damages;

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

16 (6) Low-speed vehicle means a (a) four-wheeled motor vehicle (i)  
17 whose speed attainable in one mile is more than twenty miles per hour and  
18 not more than twenty-five miles per hour on a paved, level surface, (ii)  
19 whose gross vehicle weight rating is less than three thousand pounds, and  
20 (iii) that complies with 49 C.F.R. part 571, as such part existed on  
21 January 1, 2021 ~~2020~~, or (b) three-wheeled motor vehicle (i) whose  
22 maximum speed attainable is not more than twenty-five miles per hour on a  
23 paved, level surface, (ii) whose gross vehicle weight rating is less than  
24 three thousand pounds, and (iii) which is equipped with a windshield and  
25 an occupant protection system. A motorcycle with a sidecar attached is  
26 not a low-speed vehicle;

27 (7) Minitruck means a foreign-manufactured import vehicle or  
28 domestic-manufactured vehicle which (a) is powered by an internal  
29 combustion engine with a piston or rotor displacement of one thousand  
30 five hundred cubic centimeters or less, (b) is sixty-seven inches or less  
31 in width, (c) has a dry weight of four thousand two hundred pounds or

1 less, (d) travels on four or more tires, (e) has a top speed of  
2 approximately fifty-five miles per hour, (f) is equipped with a bed or  
3 compartment for hauling, (g) has an enclosed passenger cab, (h) is  
4 equipped with headlights, taillights, turnsignals, windshield wipers, a  
5 rearview mirror, and an occupant protection system, and (i) has a four-  
6 speed, five-speed, or automatic transmission;

7 (8) Motor vehicle means any self-propelled vehicle which is designed  
8 for use upon a highway, including trailers designed for use with such  
9 vehicles, minitrucks, and low-speed vehicles. Motor vehicle includes a  
10 former military vehicle. Motor vehicle does not include (a) mopeds as  
11 defined in section 60-637, (b) traction engines, (c) road rollers, (d)  
12 farm tractors, (e) tractor cranes, (f) power shovels, (g) well drillers,  
13 (h) every vehicle which is propelled by electric power obtained from  
14 overhead wires but not operated upon rails, (i) electric personal  
15 assistive mobility devices as defined in section 60-618.02, (j) off-road  
16 designed vehicles, including, but not limited to, golf car vehicles, go-  
17 carts, riding lawnmowers, garden tractors, all-terrain vehicles and  
18 utility-type vehicles as defined in section 60-6,355, minibikes as  
19 defined in section 60-636, and snowmobiles as defined in section 60-663,  
20 and (k) bicycles as defined in section 60-611;

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

23 (10) Nonresident's operating privilege means the privilege conferred  
24 upon a nonresident by the laws of this state pertaining to the operation  
25 by him or her of a motor vehicle or the use of a motor vehicle owned by  
26 him or her in this state;

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

29 (12) Owner means a person who holds the legal title of a motor  
30 vehicle, or in the event (a) a motor vehicle is the subject of an  
31 agreement for the conditional sale or lease thereof with the right of

1 purchase upon performance of the conditions stated in the agreement and  
2 with an immediate right of possession vested in the conditional vendee or  
3 lessee or (b) a mortgagor of a vehicle is entitled to possession, then  
4 such conditional vendee or lessee or mortgagor shall be deemed the owner  
5 for the purposes of the act;

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

8 (14) Proof of financial responsibility means evidence of ability to  
9 respond in damages for liability, on account of accidents occurring  
10 subsequent to the effective date of such proof, arising out of the  
11 ownership, maintenance, or use of a motor vehicle, (a) in the amount of  
12 twenty-five thousand dollars because of bodily injury to or death of one  
13 person in any one accident, (b) subject to such limit for one person, in  
14 the amount of fifty thousand dollars because of bodily injury to or death  
15 of two or more persons in any one accident, and (c) in the amount of  
16 twenty-five thousand dollars because of injury to or destruction of  
17 property of others in any one accident;

18 (15) Registration means registration certificate or certificates and  
19 registration plates issued under the laws of this state pertaining to the  
20 registration of motor vehicles;

21 (16) State means any state, territory, or possession of the United  
22 States, the District of Columbia, or any province of the Dominion of  
23 Canada; and

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

27 Sec. 17. Section 60-628.01, Revised Statutes Cumulative Supplement,  
28 2020, is amended to read:

29 60-628.01 Low-speed vehicle means a (1) four-wheeled motor vehicle  
30 (a) whose speed attainable in one mile is more than twenty miles per hour  
31 and not more than twenty-five miles per hour on a paved, level surface,

1 (b) whose gross vehicle weight rating is less than three thousand pounds,  
2 and (c) that complies with 49 C.F.R. part 571, as such part existed on  
3 January 1, 2021 ~~2020~~, or (2) three-wheeled motor vehicle (a) whose  
4 maximum speed attainable is not more than twenty-five miles per hour on a  
5 paved, level surface, (b) whose gross vehicle weight rating is less than  
6 three thousand pounds, and (c) which is equipped with a windshield and an  
7 occupant protection system. A motorcycle with a sidecar attached is not a  
8 low-speed vehicle.

9 Sec. 18. Section 60-6,265, Revised Statutes Cumulative Supplement,  
10 2020, is amended to read:

11 60-6,265 For purposes of sections 60-6,266 to 60-6,273:

12 (1) Occupant protection system means a system utilizing a lap belt,  
13 a shoulder belt, or any combination of belts installed in a motor vehicle  
14 which (a) restrains drivers and passengers and (b) conforms to Federal  
15 Motor Vehicle Safety Standards, 49 C.F.R. 571.207, 571.208, 571.209, and  
16 571.210, as such standards existed on January 1, 2021 ~~2020~~, or, as a  
17 minimum standard, to the federal motor vehicle safety standards for  
18 passenger restraint systems applicable for the motor vehicle's model  
19 year; and

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

23 Sec. 19. Section 60-2705, Revised Statutes Cumulative Supplement,  
24 2020, is amended to read:

25 60-2705 The Director of Motor Vehicles shall adopt standards for an  
26 informal dispute settlement procedure which substantially comply with the  
27 provisions of 16 C.F.R. part 703, as such part existed on January 1, 2021  
28 ~~2020~~.

29 If a manufacturer has established or participates in a dispute  
30 settlement procedure certified by the Director of Motor Vehicles within  
31 the guidelines of such standards, the provisions of section 60-2703

1 concerning refunds or replacement shall not apply to any consumer who has  
2 not first resorted to such a procedure.

3 Sec. 20. Section 60-2909.01, Revised Statutes Cumulative Supplement,  
4 2020, is amended to read:

5 60-2909.01 The department and any officer, employee, agent, or  
6 contractor of the department having custody of a motor vehicle record  
7 shall, upon the verification of identity and purpose of a requester,  
8 disclose and make available the requested motor vehicle record, including  
9 the sensitive personal information in the record, other than the social  
10 security number, for the following purposes:

11 (1) For use by any federal, state, or local governmental agency,  
12 including any court or law enforcement agency, in carrying out the  
13 agency's functions or by a private person or entity acting on behalf of a  
14 governmental agency in carrying out the agency's functions;

15 (2) For use in connection with any civil, criminal, administrative,  
16 or arbitral proceeding in any federal, state, or local court or  
17 governmental agency or before any self-regulatory body, including service  
18 of process, investigation in anticipation of litigation, and execution or  
19 enforcement of judgments and orders, or pursuant to an order of a  
20 federal, state, or local court, an administrative agency, or a self-  
21 regulatory body;

22 (3) For use by any insurer or insurance support organization, or by  
23 a self-insured entity, or its agents, employees, or contractors, in  
24 connection with claims investigation activities, anti-fraud activities,  
25 rating, or underwriting;

26 (4) For use by an employer or the employer's agent or insurer to  
27 obtain or verify information relating to a holder of a commercial  
28 driver's license or CLP-commercial learner's permit that is required  
29 under the Commercial Motor Vehicle Safety Act of 1986, 49 U.S.C. 31301 et  
30 seq., as such act existed on January 1, 2021 ~~2020~~, or pursuant to  
31 sections 60-4,132 and 60-4,141; and

1 (5) For use by employers of a holder of a commercial driver's  
2 license or CLP-commercial learner's permit and by the Commercial Driver  
3 License Information System as provided in section 60-4,144.02 and 49  
4 C.F.R. 383.73, as such regulation existed on January 1, 2021 ~~2020~~.

5 Sec. 21. Section 75-363, Revised Statutes Cumulative Supplement,  
6 2020, is amended to read:

7 75-363 (1) The parts, subparts, and sections of Title 49 of the Code  
8 of Federal Regulations listed below, as modified in this section, or any  
9 other parts, subparts, and sections referred to by such parts, subparts,  
10 and sections, in existence and effective as of January 1, 2021 ~~2020~~, are  
11 adopted as Nebraska law.

12 (2) Except as otherwise provided in this section, the regulations  
13 shall be applicable to:

14 (a) All motor carriers, drivers, and vehicles to which the federal  
15 regulations apply; and

16 (b) All motor carriers transporting persons or property in  
17 intrastate commerce to include:

18 (i) All vehicles of such motor carriers with a gross vehicle weight  
19 rating, gross combination weight rating, gross vehicle weight, or gross  
20 combination weight over ten thousand pounds;

21 (ii) All vehicles of such motor carriers designed or used to  
22 transport more than eight passengers, including the driver, for  
23 compensation, or designed or used to transport more than fifteen  
24 passengers, including the driver, and not used to transport passengers  
25 for compensation;

26 (iii) All vehicles of such motor carriers transporting hazardous  
27 materials required to be placarded pursuant to section 75-364; and

28 (iv) All drivers of such motor carriers if the drivers are operating  
29 a commercial motor vehicle as defined in section 60-465 which requires a  
30 commercial driver's license.

31 (3) The Legislature hereby adopts, as modified in this section, the

1 following parts of Title 49 of the Code of Federal Regulations:

2 (a) Part 382 - CONTROLLED SUBSTANCES AND ALCOHOL USE AND TESTING;

3 (b) Part 385 - SAFETY FITNESS PROCEDURES;

4 (c) Part 386 - RULES OF PRACTICE FOR FMCSA PROCEEDINGS;

5 (d) Part 387 - MINIMUM LEVELS OF FINANCIAL RESPONSIBILITY FOR MOTOR  
6 CARRIERS;

7 (e) Part 390 - FEDERAL MOTOR CARRIER SAFETY REGULATIONS; GENERAL;

8 (f) Part 391 - QUALIFICATIONS OF DRIVERS AND LONGER COMBINATION  
9 VEHICLE (LCV) DRIVER INSTRUCTORS;

10 (g) Part 392 - DRIVING OF COMMERCIAL MOTOR VEHICLES;

11 (h) Part 393 - PARTS AND ACCESSORIES NECESSARY FOR SAFE OPERATION;

12 (i) Part 395 - HOURS OF SERVICE OF DRIVERS;

13 (j) Part 396 - INSPECTION, REPAIR, AND MAINTENANCE;

14 (k) Part 397 - TRANSPORTATION OF HAZARDOUS MATERIALS; DRIVING AND  
15 PARKING RULES; and

16 (l) Part 398 - TRANSPORTATION OF MIGRANT WORKERS.

17 (4) The provisions of subpart E - Physical Qualifications And  
18 Examinations of 49 C.F.R. part 391 - QUALIFICATIONS OF DRIVERS AND LONGER  
19 COMBINATION VEHICLE (LCV) DRIVER INSTRUCTORS shall not apply to any  
20 driver subject to this section who: (a) Operates a commercial motor  
21 vehicle exclusively in intrastate commerce; and (b) holds, or has held, a  
22 commercial driver's license issued by this state prior to July 30, 1996.

23 (5) The regulations adopted in subsection (3) of this section shall  
24 not apply to farm trucks registered pursuant to section 60-3,146 with a  
25 gross weight of sixteen tons or less. The following parts and sections of  
26 49 C.F.R. chapter III shall not apply to drivers of farm trucks  
27 registered pursuant to section 60-3,146 and operated solely in intrastate  
28 commerce:

29 (a) All of part 391;

30 (b) Section 395.8 of part 395; and

31 (c) Section 396.11 of part 396.



1 (6) The following parts and subparts of 49 C.F.R. chapter III shall  
2 not apply to the operation of covered farm vehicles:

3 (a) Part 382 - CONTROLLED SUBSTANCES AND ALCOHOL USE AND TESTING;

4 (b) Part 391, subpart E - Physical Qualifications and Examinations;

5 (c) Part 395 - HOURS OF SERVICE OF DRIVERS; and

6 (d) Part 396 - INSPECTION, REPAIR, AND MAINTENANCE.

7 (7) Part 393 - PARTS AND ACCESSORIES NECESSARY FOR SAFE OPERATION  
8 and Part 396 - INSPECTION, REPAIR, AND MAINTENANCE shall not apply to  
9 fertilizer and agricultural chemical application and distribution  
10 equipment transported in units with a capacity of three thousand five  
11 hundred gallons or less.

12 (8) For purposes of this section, intrastate motor carriers shall  
13 not include any motor carrier or driver excepted from 49 C.F.R. chapter  
14 III by section 390.3(f) of part 390.

15 (9)(a) Part 395 - HOURS OF SERVICE OF DRIVERS shall apply to motor  
16 carriers and drivers who engage in intrastate commerce as defined in  
17 section 75-362, except that no motor carrier who engages in intrastate  
18 commerce shall permit or require any driver used by it to drive nor shall  
19 any driver drive:

20 (i) More than twelve hours following ten consecutive hours off duty;  
21 or

22 (ii) For any period after having been on duty sixteen hours  
23 following ten consecutive hours off duty.

24 (b) No motor carrier who engages in intrastate commerce shall permit  
25 or require a driver of a commercial motor vehicle, regardless of the  
26 number of motor carriers using the driver's services, to drive, nor shall  
27 any driver of a commercial motor vehicle drive, for any period after:

28 (i) Having been on duty seventy hours in any seven consecutive days  
29 if the employing motor carrier does not operate every day of the week; or

30 (ii) Having been on duty eighty hours in any period of eight  
31 consecutive days if the employing motor carrier operates motor vehicles

1 every day of the week.

2 (10) Part 395 - HOURS OF SERVICE OF DRIVERS, as adopted in  
3 subsections (3) and (9) of this section, shall not apply to drivers  
4 transporting agricultural commodities or farm supplies for agricultural  
5 purposes during planting and harvesting season when:

6 (a) The transportation of such agricultural commodities is from the  
7 source of the commodities to a location within a one-hundred-fifty-air-  
8 mile radius of the source of the commodities;

9 (b) The transportation of such farm supplies is from a wholesale or  
10 retail distribution point of the farm supplies to a farm or other  
11 location where the farm supplies are intended to be used which is within  
12 a one-hundred-fifty-air-mile radius of the wholesale or retail  
13 distribution point; or

14 (c) The transportation of such farm supplies is from a wholesale  
15 distribution point of the farm supplies to a retail distribution point of  
16 the farm supplies which is within a one-hundred-fifty-air-mile radius of  
17 the wholesale distribution point.

18 (11) 49 C.F.R. 390.21 - Marking of self-propelled CMVs and  
19 intermodal equipment shall not apply to farm trucks and farm truck-  
20 tractors registered pursuant to section 60-3,146 and operated solely in  
21 intrastate commerce.

22 (12) 49 C.F.R. 392.9a - Operating authority shall not apply to  
23 Nebraska motor carriers operating commercial motor vehicles solely in  
24 intrastate commerce.

25 (13) No motor carrier shall permit or require a driver of a  
26 commercial motor vehicle to violate, and no driver of a commercial motor  
27 vehicle shall violate, any out-of-service order.

28 Sec. 22. Section 75-364, Revised Statutes Cumulative Supplement,  
29 2020, is amended to read:

30 75-364 The parts, subparts, and sections of Title 49 of the Code of  
31 Federal Regulations listed below, or any other parts, subparts, and

1 sections referred to by such parts, subparts, and sections, in existence  
2 and effective as of January 1, 2021 ~~2020~~, are adopted as part of Nebraska  
3 law and shall be applicable to all motor carriers whether engaged in  
4 interstate or intrastate commerce, drivers of such motor carriers, and  
5 vehicles of such motor carriers:

6 (1) Part 107 - HAZARDOUS MATERIALS PROGRAM PROCEDURES, subpart F -  
7 Registration of Cargo Tank and Cargo Tank Motor Vehicle Manufacturers,  
8 Assemblers, Repairers, Inspectors, Testers, and Design Certifying  
9 Engineers;

10 (2) Part 107 - HAZARDOUS MATERIALS PROGRAM PROCEDURES, subpart G -  
11 Registration of Persons Who Offer or Transport Hazardous Materials;

12 (3) Part 171 - GENERAL INFORMATION, REGULATIONS, AND DEFINITIONS;

13 (4) Part 172 - HAZARDOUS MATERIALS TABLE, SPECIAL PROVISIONS,  
14 HAZARDOUS MATERIALS COMMUNICATIONS, EMERGENCY RESPONSE INFORMATION,  
15 TRAINING REQUIREMENTS, AND SECURITY PLANS;

16 (5) Part 173 - SHIPPERS - GENERAL REQUIREMENTS FOR SHIPMENTS AND  
17 PACKAGINGS;

18 (6) Part 177 - CARRIAGE BY PUBLIC HIGHWAY;

19 (7) Part 178 - SPECIFICATIONS FOR PACKAGINGS; and

20 (8) Part 180 - CONTINUING QUALIFICATION AND MAINTENANCE OF  
21 PACKAGINGS.

22 Sec. 23. Section 75-366, Revised Statutes Cumulative Supplement,  
23 2020, is amended to read:

24 75-366 For the purpose of enforcing Chapter 75, article 3, any  
25 officer of the Nebraska State Patrol may, upon demand, inspect the  
26 accounts, records, and equipment of any motor carrier or shipper. Any  
27 officer of the Nebraska State Patrol shall have the authority to enforce  
28 the federal motor carrier safety regulations, as such regulations existed  
29 on January 1, 2021 ~~2020~~, and federal hazardous materials regulations, as  
30 such regulations existed on January 1, 2021 ~~2020~~, and is authorized to  
31 enter upon, inspect, and examine any and all lands, buildings, and

1 equipment of any motor carrier, any shipper, and any other person subject  
2 to the federal Interstate Commerce Act, the federal Department of  
3 Transportation Act, and other related federal laws and to inspect and  
4 copy any and all accounts, books, records, memoranda, correspondence, and  
5 other documents of a motor carrier, a shipper, and any other person  
6 subject to Chapter 75, article 3, for the purposes of enforcing Chapter  
7 75, article 3. To promote uniformity of enforcement, the carrier  
8 enforcement division of the Nebraska State Patrol shall cooperate and  
9 consult with the Public Service Commission and the Division of Motor  
10 Carrier Services.

11 Sec. 24. Section 75-392, Revised Statutes Cumulative Supplement,  
12 2020, is amended to read:

13 75-392 For purposes of sections 75-392 to 75-3,100:

14 (1) Director means the Director of Motor Vehicles;

15 (2) Division means the Division of Motor Carrier Services of the  
16 Department of Motor Vehicles; and

17 (3) Unified carrier registration plan and agreement means the plan  
18 and agreement established and authorized pursuant to 49 U.S.C. 14504a, as  
19 such section existed on January 1, 2021 ~~2020~~.

20 Sec. 25. Section 75-393, Revised Statutes Cumulative Supplement,  
21 2020, is amended to read:

22 75-393 The director may participate in the unified carrier  
23 registration plan and agreement pursuant to the Unified Carrier  
24 Registration Act of 2005, 49 U.S.C. 13908, as the act existed on January  
25 1, 2021 ~~2020~~, and may file on behalf of this state the plan required by  
26 such plan and agreement for enforcement of the act in this state.

27 Sec. 26. Original section 60-3,183, Reissue Revised Statutes of  
28 Nebraska, and sections 60-107, 60-119.01, 60-302.01, 60-336.01, 60-386,  
29 60-3,113.04, 60-3,193.01, 60-462.01, 60-479.01, 60-4,111.01, 60-4,132,  
30 60-4,134, 60-4,147.02, 60-4,168, 60-501, 60-628.01, 60-6,265, 60-2705,  
31 60-2909.01, 75-363, 75-364, 75-366, 75-392, and 75-393, Revised Statutes

1 Cumulative Supplement, 2020, are repealed.