

## LEGISLATIVE BILL 777

Approved by the Governor April 10, 2014

Introduced by Hadley, 37.

FOR AN ACT relating to the Motor Vehicle Operator's License Act; to amend sections 32-308, 60-474, 60-484.02, 60-4,119, 60-4,180, and 60-2904, Reissue Revised Statutes of Nebraska, and sections 60-4,115, 60-4,116, 60-4,120, 60-4,122, 60-4,126, and 60-4,150, Revised Statutes Cumulative Supplement, 2012; to redefine terms; to change operator's license renewal procedures for persons out of the state; to change and eliminate provisions relating to issuance of duplicate and replacement operators' licenses and state identification cards; to harmonize provisions; and to repeal the original sections.

Be it enacted by the people of the State of Nebraska,

Section 1. Section 32-308, Reissue Revised Statutes of Nebraska, is amended to read:

32-308 (1) The Secretary of State and the Director of Motor Vehicles shall enter into an agreement to match information in the computerized statewide voter registration list with information in the data base of the Department of Motor Vehicles to the extent required to enable each such official to verify the accuracy of the information provided on applications for voter registration. The Director of Motor Vehicles shall enter into an agreement with the Commissioner of Social Security under section 205(r)(8) of the federal Social Security Act, 42 U.S.C. 405(r)(8), as such section existed on April 17, 2003, for purposes of the Election Act.

(2) The Department of Motor Vehicles, with the assistance of the Secretary of State, shall prescribe a voter registration application which may be used to register to vote or change his or her address for voting purposes at the same time an elector applies for an original or renewal motor vehicle operator's license, an original or renewal state identification card, or a replacement ~~or duplicate~~ thereof. The voter registration application shall contain the information required pursuant to section 32-312 and shall be designed so that it does not require the duplication of information in the application for the motor vehicle operator's license or state identification card, except that it may require a second signature of the applicant. The department and the Secretary of State shall make the voter registration application available to the county treasurer, the license examiners of the department, and any other person who issues operators' licenses or state identification cards. The application shall be completed at the office of the county treasurer or department by the close of business on the third Friday preceding any election to be registered to vote at such election. A registration application received after the deadline shall not be processed by the election commissioner or county clerk until after the election.

(3) State agency personnel and county treasurers involved in the voter registration process pursuant to this section and section 32-309 shall not be considered deputy registrars or agents or employees of the election commissioner or county clerk.

Sec. 2. Section 60-474, Reissue Revised Statutes of Nebraska, is amended to read:

60-474 Operator's or driver's license shall mean any license or permit to operate a motor vehicle issued under the laws of this state, including:

- (1) Any replacement ~~or duplicate~~ license or instruction permit;
- (2) The privilege of any person to drive a motor vehicle whether such person holds a valid license;
- (3) Any nonresident's operating privilege which shall mean the privilege conferred upon a nonresident by the laws of this state pertaining to the operation of a motor vehicle in this state by such person or the use in this state of a vehicle owned by such person;
- (4) An employment driving permit issued as provided by sections 60-4,129 and 60-4,130; and
- (5) A medical hardship driving permit issued as provided by sections 60-4,130.01 and 60-4,130.02.

Sec. 3. Section 60-484.02, Reissue Revised Statutes of Nebraska, is amended to read:

60-484.02 (1) Each applicant for an operator's license or state identification card shall have his or her digital image ~~taken~~ captured. Digital images shall be preserved for use as prescribed in sections 60-4,119, 60-4,151, and 60-4,180. The images shall be used for issuing operators'

licenses and state identification cards. The images may be retrieved only by the Department of Motor Vehicles for issuing renewal, ~~duplicate~~, and replacement operators' licenses and state identification cards and may not be otherwise released except in accordance with subsection (3) of this section.

(2) Upon application for an operator's license or state identification card, each applicant shall provide his or her signature in a form prescribed by the department. Digital signatures shall be preserved for use on original, renewal, ~~duplicate~~, and replacement operators' licenses and state identification cards and may not be otherwise released except in accordance with subsection (3) of this section.

(3) No officer, employee, agent, or contractor of the department or law enforcement officer shall release a digital image or a digital signature except to a federal, state, or local law enforcement agency, a certified law enforcement officer employed in an investigative position by a federal, state, or local agency, or a driver licensing agency of another state for the purpose of carrying out the functions of the agency or assisting another agency in carrying out its functions upon the verification of the identity of the person requesting the release of the information and the verification of the purpose of the requester in requesting the release. Any officer, employee, agent, or contractor of the department or law enforcement officer that knowingly discloses or knowingly permits disclosure of a digital image or digital signature in violation of this section shall be guilty of a Class I misdemeanor.

Sec. 4. Section 60-4,115, Revised Statutes Cumulative Supplement, 2012, is amended to read:

60-4,115 (1) Fees for operators' licenses and state identification cards shall be collected and distributed according to the table in subsection (2) of this section, except for the ignition interlock permit and associated fees as outlined in subsection (4) of this section. County officials shall remit the county portion of the fees collected to the county treasurer for placement in the county general fund. All other fees collected shall be remitted to the State Treasurer for credit to the appropriate fund.

(2) The fees provided in this subsection in the following dollar amounts apply for operators' licenses and state identification cards.

Document	Total Fee	Department		
		County General Fund	of Motor Vehicles Cash Fund	State General Fund
State identification card:				
Valid for 1 year or less		5.00	2.75	1.25
Valid for more than 1 year but not more than 2 years		10.00	2.75	4.00
Valid for more than 2 years but not more than 3 years		14.00	2.75	5.25
Valid for more than 3 years but not more than 4 years		19.00	2.75	8.00
Valid for more than 4 years for person under 21		24.00	2.75	10.25
Valid for 5 years		24.00	3.50	10.25
<del>Duplicate or replacement</del>		<del>11.00</del>	<del>2.75</del>	<del>6.00</del>
<u>Replacement</u>		<u>11.00</u>	<u>2.75</u>	<u>6.00</u>
Class O or M operator's license:				
Valid for 1 year or less		5.00	2.75	1.25
Valid for more than 1 year				

but not more than 2 years	10.00	2.75	4.00	3.25
Valid for more than 2 years				
but not more than 3 years	14.00	2.75	5.25	6.00
Valid for more than 3 years				
but not more than 4 years	19.00	2.75	8.00	8.25
Valid for 5 years	24.00	3.50	10.25	10.25
Bioptic or telescopic lens restriction:				
Valid for 1 year or less	5.00	0	5.00	0
Valid for more than 1 year				
but not more than 2 years	10.00	2.75	4.00	3.25
<del>Duplicate or replacement</del>	<del>11.00</del>	<del>2.75</del>	<del>6.00</del>	<del>2.25</del>
<u>Replacement</u>	<u>11.00</u>	<u>2.75</u>	<u>6.00</u>	<u>2.25</u>
Add, change, or remove class, endorsement, or restriction	5.00	0	5.00	0
Provisional operator's permit:				
Original	15.00	2.75	12.25	0
Bioptic or telescopic lens restriction:				
Valid for 1 year or less	5.00	0	5.00	0
Valid for more than 1 year				
but not more than 2 years	15.00	2.75	12.25	0
<del>Duplicate or replacement</del>	<del>11.00</del>	<del>2.75</del>	<del>6.00</del>	<del>2.25</del>
<u>Replacement</u>	<u>11.00</u>	<u>2.75</u>	<u>6.00</u>	<u>2.25</u>
Add, change, or remove class, endorsement, or restriction	5.00	0	5.00	0
LPD-learner's permit:				
Original	8.00	.25	5.00	2.75
<del>Duplicate or replacement</del>	<del>11.00</del>	<del>2.75</del>	<del>6.00</del>	<del>2.25</del>
<u>Replacement</u>	<u>11.00</u>	<u>2.75</u>	<u>6.00</u>	<u>2.25</u>
Add, change, or remove class, endorsement, or restriction	5.00	0	5.00	0
LPE-learner's permit:				
Original	8.00	.25	5.00	2.75
<del>Duplicate or replacement</del>	<del>11.00</del>	<del>2.75</del>	<del>6.00</del>	<del>2.25</del>
<u>Replacement</u>	<u>11.00</u>	<u>2.75</u>	<u>6.00</u>	<u>2.25</u>
Add, change, or remove class, endorsement, or restriction	5.00	0	5.00	0
School permit:				
Original	8.00	.25	5.00	2.75
<del>Duplicate or replacement</del>	<del>11.00</del>	<del>2.75</del>	<del>6.00</del>	<del>2.25</del>
<u>Replacement</u>	<u>11.00</u>	<u>2.75</u>	<u>6.00</u>	<u>2.25</u>
Add, change, or remove class,				

endorsement, or restriction	5.00	0	5.00	0
Farm permit:				
Original or renewal	5.00	.25	0	4.75
<del>Duplicate or replacement</del>	<del>5.00</del>	<del>-.25</del>	<del>0</del>	<del>4.75</del>
<u>Replacement</u>	<u>5.00</u>	<u>.25</u>	<u>0</u>	<u>4.75</u>
Temporary	5.00	.25	0	4.75
Add, change, or remove class, endorsement, or restriction	5.00	0	5.00	0
Driving permits:				
Employment	45.00	0	5.00	40.00
Medical hardship	45.00	0	5.00	40.00
<del>Duplicate or replacement</del>	<del>10.00</del>	<del>-.25</del>	<del>5.00</del>	<del>4.75</del>
<u>Replacement</u>	<u>10.00</u>	<u>.25</u>	<u>5.00</u>	<u>4.75</u>
Add, change, or remove class, endorsement, or restriction	5.00	0	5.00	0
Commercial driver's license:				
Valid for 1 year or less	11.00	1.75	5.00	4.25
Valid for more than 1 year but not more than 2 years	22.00	1.75	5.00	15.25
Valid for more than 2 years but not more than 3 years	33.00	1.75	5.00	26.25
Valid for more than 3 years but not more than 4 years	44.00	1.75	5.00	37.25
Valid for 5 years	55.00	1.75	5.00	48.25
Biotopic or telescopic lens restriction:				
Valid for one year or less	11.00	1.75	5.00	4.25
Valid for more than 1 year but not more than 2 years	22.00	1.75	5.00	15.25
<del>Duplicate or replacement</del>	<del>11.00</del>	<del>2.75</del>	<del>6.00</del>	<del>2.25</del>
<u>Replacement</u>	<u>11.00</u>	<u>2.75</u>	<u>6.00</u>	<u>2.25</u>
Add, change, or remove class, endorsement, or restriction	10.00	1.75	5.00	3.25
LPC-learner's permit:				
Original or renewal	10.00	.25	5.00	4.75
<del>Duplicate or replacement</del>	<del>10.00</del>	<del>-.25</del>	<del>5.00</del>	<del>4.75</del>
<u>Replacement</u>	<u>10.00</u>	<u>.25</u>	<u>5.00</u>	<u>4.75</u>
Add, change, or remove class, endorsement, or restriction	10.00	.25	5.00	4.75
Seasonal permit:				
Original or renewal	10.00	.25	5.00	4.75
<del>Duplicate or replacement</del>	<del>10.00</del>	<del>-.25</del>	<del>5.00</del>	<del>4.75</del>

<u>Replacement</u>	<u>10.00</u>	<u>.25</u>	<u>5.00</u>	<u>4.75</u>
Add, change, or remove class, endorsement, or restriction	10.00	.25	5.00	4.75
School bus permit:				
Original or renewal	5.00	0	5.00	0
<del>Duplicate or replacement</del>	<del>5.00</del>	<del>0</del>	<del>5.00</del>	<del>0</del>
<u>Replacement</u>	<u>5.00</u>	<u>0</u>	<u>5.00</u>	<u>0</u>
Add, change, or remove class, endorsement, or restriction	5.00	0	5.00	0

(3) If the department issues an operator's license or a state identification card, the department shall remit the county portion of the fees to the State Treasurer for credit to the Department of Motor Vehicles Cash Fund.

(4) (a) The fee for an ignition interlock permit shall be forty-five dollars. Five dollars of the fee shall be remitted to the State Treasurer for credit to the Department of Motor Vehicles Cash Fund. Forty dollars of the fee shall be remitted to the State Treasurer for credit to the Department of Motor Vehicles Ignition Interlock Fund.

(b) The fee for a ~~duplicate or~~ replacement ignition interlock permit shall be eleven dollars. Two dollars and seventy-five cents of the fee shall be remitted to the county treasurer for credit to the county general fund. Six dollars of the fee shall be remitted to the State Treasurer for credit to the Department of Motor Vehicles Cash Fund. Two dollars and twenty-five cents of the fee shall be remitted to the State Treasurer for credit to the General Fund.

(c) The fee for adding, changing, or removing a class, endorsement, or restriction on an ignition interlock permit shall be five dollars. The fee shall be remitted to the State Treasurer for credit to the Department of Motor Vehicles Cash Fund.

(5) The department and its agents may collect an identity security surcharge to cover the cost of security and technology practices used to protect the identity of applicants for and holders of operators' licenses and state identification cards and to reduce identity theft, fraud, and forgery and counterfeiting of such licenses and cards to the maximum extent possible. The surcharge shall be in addition to all other required fees for operators' licenses and state identification cards. The amount of the surcharge shall be determined by the department. The surcharge shall not exceed eight dollars. The surcharge shall be remitted to the State Treasurer for credit to the Department of Motor Vehicles Cash Fund.

Sec. 5. Section 60-4,116, Revised Statutes Cumulative Supplement, 2012, is amended to read:

60-4,116 Prior to the issuance of any original or renewal operator's license, the issuance of a replacement ~~or duplicate~~ operator's license, or the reissuance of any such license with a change of any classification, endorsement, or restriction, the department shall:

- (1) Check the driving record of the applicant as maintained by the department or by any other state which has issued an operator's license to the applicant;
- (2) Contact the Commercial Driver License Information System to determine whether the applicant possesses any valid commercial driver's license issued by any other state, whether such license or the applicant's privilege to operate a commercial motor vehicle has been suspended, revoked, or canceled, or whether the applicant has been disqualified from operating a commercial motor vehicle; and
- (3) Contact the National Driver Register to determine if the applicant (a) has been disqualified from operating any motor vehicle, (b) has had an operator's license suspended, revoked, or canceled, (c) is not eligible, or (d) is deceased.

Sec. 6. Section 60-4,119, Reissue Revised Statutes of Nebraska, is amended to read:

60-4,119 (1) All state identification cards and operators' licenses, except farm permits, ~~and except as otherwise provided in subsection (2) of this section and section 60-4,120,~~ shall include a ~~color photograph or~~ a digital image and a digital signature of the cardholder or licensee as provided in section 60-484.02. State Receipts for state identification cards

and operators' licenses shall be issued by the county treasurer or the Department of Motor Vehicles. The director shall negotiate and enter into a contract to provide the necessary equipment, supplies, and forms for the issuance of the licenses and cards. All costs incurred by the Department of Motor Vehicles under this section shall be paid by the state out of appropriations made to the department. All costs of ~~taking~~ capturing the ~~photographs~~ or digital images and digital signatures shall be paid by the issuer from the fees provided to the issuer pursuant to section 60-4,115.

(2) A person who is out of the state at the time of renewal of his or her operator's license may apply for a license ~~without a photograph~~ upon payment of a fee as provided in section 60-4,115. The license may be issued at any time within one year after the expiration of the original license. Such application shall be made to the department, and the department shall issue the license.

(3) Any operator's license and any state identification card issued to a minor as defined in section 53-103.23, as such definition may be amended from time to time by the Legislature, shall be of a distinct designation, of a type prescribed by the director, from the operator's license or state identification card of a person who is not a minor.

Sec. 7. Section 60-4,120, Revised Statutes Cumulative Supplement, 2012, is amended to read:

60-4,120 (1) ~~Except as provided in subsection (4) of this section for persons temporarily out of the state, any~~ Any person duly licensed or holding a valid state identification card issued under the Motor Vehicle Operator's License Act who loses his or her operator's license or card may make application to the department ~~reporting such loss and furnishing proof of identification in accordance with section 60-484. The department shall cause to be issued, upon the payment of the fee prescribed in section 60-4,115, a duplicate license or card. Upon the issuance of any duplicate or replacement license or card, the license or card from which the duplicate or replacement is issued shall be void.~~ for a replacement license or card.

(2) If any person changes his or her name because of marriage or divorce or by court order or a common-law name change, he or she shall apply to the department for a replacement operator's license or state identification card and furnish proof of identification in accordance with section 60-484. If any person changes his or her address, the person shall apply to the department for a replacement operator's license or state identification card and furnish satisfactory evidence of such change. The application shall be made within sixty days after the change of name or address. ~~The license or card shall be issued upon payment of the fee prescribed in section 60-4,115.~~

(3) In the event a mutilated and or unreadable operator's license is held by any person duly licensed under the act or a mutilated and or unreadable state identification card which was issued under the act is held by a person, such person may obtain a replacement license or card, upon showing the original mutilated or unreadable license or card to the department. A replacement license or card may be issued, without a photograph, to any person who is out of the state at the time of application for the replacement license or card. Such license or card shall state on its face that it shall become invalid thirty days after such person resumes residence in the state. If Upon report of the mutilated or unreadable license or card and application for a replacement license or card, a replacement license or card may be issued if the department is satisfied that the original license or card is mutilated or unreadable, ~~the department shall cause to be issued, upon the payment of the fee prescribed in section 60-4,115, a replacement license or card.~~

(4) If any person duly licensed under the act loses his or her operator's license or if any holder of a state identification card loses his or her card while temporarily out of the state, he or she may make application to the department for a ~~duplicate~~ replacement operator's license or card ~~without a photograph~~ by applying to the department and reporting such loss. Upon receipt of a correctly completed application, the department shall cause to be issued, ~~upon the payment of the fee prescribed in section 60-4,115, a duplicate replacement operator's license or card, without a photograph. Upon the issuance of the duplicate, the original license or card shall be void.~~

(5) Any person ~~holding who holds~~ a valid operator's license or state identification card without a ~~photograph~~ digital image shall surrender such license or card to the department within thirty days after resuming residency in this state. After the thirty-day period, such license or card shall be considered invalid and no license or card shall be issued until the individual has made application for replacement or renewal. ~~Upon the timely surrender of the license or card and payment of the fee prescribed in section 60-4,115, such person shall be issued an operator's license or card with a color photograph or digital image of the licensee included.~~

(6) ~~An application form~~ Application for a replacement ~~or duplicate~~ operator's license or state identification card shall include a ~~voter registration portion pursuant to section 32-308 and the following specific question: De you wish to register to vote as part of this application process?~~ the information required under sections 60-484 and 60-484.04.

(7) An applicant may obtain a replacement ~~or duplicate~~ operator's license or state identification card pursuant to subsection (1) ~~or~~ (3) ~~or~~ (4) of this section by electronic means in a manner prescribed by the department. ~~If No replacement license or card shall be issued unless the applicant has a digital image and digital signature preserved in the digital system.~~ the replacement or duplicate shall be issued with the preserved digital image and digital signature.

(8) Each replacement operator's license or state identification card shall be issued with the same expiration date as the license or card for which the replacement is issued. The replacement license or card shall also state the new issuance date. Upon issuance of any replacement license or card, the license or card for which the replacement is issued shall be void.

(9) A replacement operator's license or state identification card issued under this section shall be delivered to the applicant as provided in section 60-4,113 after the county treasurer or department collects the fee and surcharge prescribed in section 60-4,115 and issues the applicant a receipt with driving privileges which is valid for up to thirty days.

Sec. 8. Section 60-4,122, Revised Statutes Cumulative Supplement, 2012, is amended to read:

60-4,122 (1) Except as otherwise provided in subsections (2), (3), and (8) of this section, no original or renewal operator's license shall be issued to any person until such person has demonstrated his or her ability to operate a motor vehicle safely as provided in section 60-4,114.

(2) Except as otherwise provided in this section and section 60-4,127, any person who renews his or her Class O or Class M license shall demonstrate his or her ability to drive and maneuver a motor vehicle safely as provided in subdivision (3)(b) of section 60-4,114 only at the discretion of department personnel, except that a person required to use bioptic or telescopic lenses shall be required to demonstrate his or her ability to drive and maneuver a motor vehicle safely each time he or she renews his or her license.

(3) Any person who renews his or her Class O or Class M license prior to or within one year after its expiration may not be required to demonstrate his or her knowledge of the motor vehicle laws of this state as provided in subdivision (3)(c) of section 60-4,114 if his or her driving record abstract maintained in the computerized records of the department shows that such person's license is not impounded, suspended, revoked, or canceled.

(4) Except for operators' licenses issued to persons required to use bioptic or telescopic lenses, any person who renews his or her operator's license which has been valid for fifteen months or less shall not be required to take any examination required under section 60-4,114.

(5) Any person who renews a state identification card shall appear before department personnel and present his or her current state identification card or shall follow the procedure for electronic renewal in subsection (9) of this section. Proof of identification shall be required as prescribed in sections 60-484 and 60-4,181 and ~~also, beginning on an implementation date designated by the director on or before January 1, 2014,~~ the information and documentation required by section 60-484.04.

(6) A nonresident who applies for an initial operator's license in this state and who holds a valid operator's license from another state which is his or her state of residence may not be required to demonstrate his or her knowledge of the motor vehicle laws of this state if he or she surrenders to the department his or her valid out-of-state operator's license.

(7) An applicant for an original operator's license may not be required to demonstrate his or her knowledge of the motor vehicle laws of this state if he or she has been issued a Nebraska LPD-learner's permit that is valid or has been expired for no more than one year. The written examination shall not be waived if the original operator's license being applied for contains a class or endorsement which is different from the class or endorsement of the Nebraska LPD-learner's permit.

(8)(a) A qualified licensee as determined by the department who is twenty-one years of age or older, whose license expires prior to his or her seventy-second birthday, and who has a digital image and digital signature preserved in the digital system may renew his or her Class O or Class M license once by electronic means in a manner prescribed by the department using the preserved digital image and digital signature without taking any examination required under section 60-4,114 if such renewal is prior to or

within one year after the expiration of the license, if his or her driving record abstract maintained in the records of the department shows that such person's license is not impounded, suspended, revoked, or canceled, and if his or her driving record indicates that he or she is otherwise eligible. Every licensee, including a licensee who is out of the state at the time of renewal, must apply for renewal in person at least once every ten years and have a new digital image and digital signature ~~taken-~~ captured.

(b) In order to allow for an orderly progression through the various types of operators' licenses issued to persons under twenty-one years of age, a qualified holder of an operator's license who is under twenty-one years of age and who has a digital image and digital signature preserved in the digital system may apply for an operator's license by electronic means in a manner prescribed by the department using the preserved digital image and digital signature if the applicant has passed any required examinations prior to application, if his or her driving record abstract maintained in the records of the department shows that such person's operator's license is not impounded, suspended, revoked, or canceled, and if his or her driving record indicates that he or she is otherwise eligible.

(9) Any person who is twenty-one years of age or older and who has been issued a state identification card with a digital image and digital signature may electronically renew his or her state identification card once by electronic means in a manner prescribed by the department using the preserved digital image and digital signature. Every holder of a state identification card shall apply for renewal in person at least once every ten years and have a new digital image and digital signature ~~taken-~~ captured.

(10) In addition to services available at driver license offices, the department may develop requirements for using electronic means for online issuance of operators' licenses and state identification cards to qualified holders as determined by the department.

Sec. 9. Section 60-4,126, Revised Statutes Cumulative Supplement, 2012, is amended to read:

60-4,126 (1) Any person who is younger than sixteen years of age but is over thirteen years of age and resides upon a farm in this state or is fourteen years of age or older and is employed for compensation upon a farm in this state may obtain a farm permit authorizing the operation of farm tractors, minitrucks, and other motorized implements of farm husbandry upon the highways of this state if the applicant for such farm permit furnishes satisfactory proof of age and satisfactorily demonstrates that he or she has knowledge of the operation of such equipment and of the rules of the road and laws respecting the operation of motor vehicles upon the highways of this state. Any person under sixteen years of age but not less than thirteen years of age may obtain a temporary permit to operate such equipment for a six-month period after presentation to the department of a request for the temporary permit signed by the person's parent or guardian and payment of the fee and surcharge prescribed in section 60-4,115. After the expiration of the six-month period, it shall be unlawful for such person to operate such equipment upon the highways of this state unless he or she has been issued a farm permit under this section. The fee for an original, renewal, or ~~duplicate~~ replacement farm permit shall be the fee and surcharge prescribed in section 60-4,115. All farm permits shall be subject to revocation under the terms of section 60-496. Any person who violates the terms of a farm permit shall be guilty of an infraction and shall not be eligible for another school, farm, LPD-learner's, or LPE-learner's permit until he or she has attained the age of sixteen years.

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

Sec. 10. Section 60-4,150, Revised Statutes Cumulative Supplement, 2012, is amended to read:

60-4,150 (1) Any person holding a commercial driver's license who loses his or her license, who requires issuance of a replacement license because of a change of name or address, or whose license is mutilated or unreadable may obtain a ~~duplicate or~~ replacement commercial driver's license by filing an application and by furnishing proof of identification in accordance with section 60-484.

(2) The application for a replacement license because of a change of name or address shall be made within sixty days after the change of name or address.

(3) A ~~duplicate or~~ replacement commercial driver's license shall be delivered to the applicant as provided in section 60-4,113 after the county treasurer collects the fee and surcharge prescribed in section 60-4,115 and



issues the applicant a receipt with driving privileges which is valid for up to thirty days.

(4) ~~Duplicate and replacement~~ Replacement commercial drivers' licenses shall be issued in the manner provided for the issuance of original and renewal commercial drivers' licenses as provided for by section 60-4,149. Upon issuance of any ~~duplicate or~~ replacement commercial driver's license, the commercial driver's license for which the ~~duplicate or~~ replacement license is issued shall be void.

(5) Each replacement commercial driver's license shall be issued with the same expiration date as the license for which the replacement is issued. The replacement license shall also state the new issuance date.

Sec. 11. Section 60-4,180, Reissue Revised Statutes of Nebraska, is amended to read:

60-4,180 Any person who is a resident of this state may obtain a state identification card with a ~~color photograph or~~ digital image of the person included. State identification cards shall be issued in the manner provided in section 60-4,181. Any identification card issued under prior law prior to January 1, 1990, shall be invalid after such date.

Sec. 12. Section 60-2904, Reissue Revised Statutes of Nebraska, is amended to read:

60-2904 For purposes of the Uniform Motor Vehicle Records Disclosure Act:

(1) Department means the Department of Motor Vehicles or the duly authorized agents or contractors of the department responsible to compile and maintain motor vehicle records;

(2) Disclose means to engage in any practice or conduct to make available and make known personal information contained in a motor vehicle record about a person to any other person, organization, or entity by any means of communication;

(3) Individual record means a motor vehicle record containing personal information about a designated person who is the subject of the record as identified in a request;

(4) Motor vehicle record means any record that pertains to a motor vehicle operator's or driver's license or permit, motor vehicle registration, motor vehicle certificate of title, motorboat certificate of title, or state identification card issued by the department or any other state or local agency authorized to issue any of such forms of credentials;

(5) Person means an individual, organization, or entity;

(6) Personal information means information that identifies a person, including an individual's driver identification number, name, address excluding zip code, and telephone number, but does not include information on vehicular accidents, driving or equipment-related violations, and driver's license or registration status; and

(7) Sensitive personal information means an individual's operator's license ~~photograph~~, digital image, social security number, and medical or disability information.

Sec. 13. Original sections 32-308, 60-474, 60-484.02, 60-4,119, 60-4,180, and 60-2904, Reissue Revised Statutes of Nebraska, and sections 60-4,115, 60-4,116, 60-4,120, 60-4,122, 60-4,126, and 60-4,150, Revised Statutes Cumulative Supplement, 2012, are repealed.