

LEGISLATURE OF NEBRASKA

ONE HUNDRED FIRST LEGISLATURE

FIRST SESSION

**LEGISLATIVE BILL 372**

FINAL READING

Introduced by Campbell, 25.

Read first time January 16, 2009

Committee: Transportation and Telecommunications

A BILL

1 FOR AN ACT relating to driver's licenses; to amend section  
2 60-484.02, Revised Statutes Cumulative Supplement, 2008;  
3 to change provisions relating to the release of driver's  
4 license digital images or digital signatures; to change a  
5 penalty; and to repeal the original section.  
6 Be it enacted by the people of the State of Nebraska,

1           Section 1. Section 60-484.02, Revised Statutes Cumulative  
2 Supplement, 2008, is amended to read:

3           60-484.02 (1) Each applicant for an operator's license  
4 or state identification card shall have his or her digital image  
5 taken. Digital images shall be preserved for use as prescribed in  
6 sections 60-4,119, 60-4,151, and 60-4,180. The images shall be used  
7 for issuing operators' licenses and state identification cards. The  
8 images may be retrieved only by the Department of Motor Vehicles  
9 for issuing renewal, duplicate, and replacement operators' licenses  
10 and state identification cards and may not be otherwise released  
11 except in accordance with subsection (3) of this section.

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

19           (3) No officer, employee, agent, or contractor of the  
20 department or a law enforcement officer shall release a digital  
21 image or a digital signature except to a federal, state, or  
22 local law enforcement agency, a certified law enforcement officer  
23 employed in an investigative position by a state or federal agency,  
24 or a driver licensing agency of another state for the purpose  
25 of carrying out the functions of the agency or assisting another

1 agency in carrying out its functions upon the verification of the  
2 identity of the person requesting the release of the information  
3 and the verification of the purpose of the requester in requesting  
4 the release. Any officer, employee, agent, or contractor of the  
5 department or law enforcement officer that knowingly discloses  
6 or knowingly permits disclosure of a digital image or digital  
7 signature in violation of this section shall be guilty of a Class I  
8 misdemeanor. ~~IV felony and shall be subject to removal from office~~  
9 ~~or discharge in the discretion of the Governor or agency head,~~ as  
10 ~~appropriate.~~

11           Sec. 2. Original section 60-484.02, Revised Statutes  
12 Cumulative Supplement, 2008, is repealed.