

AMENDMENTS TO LB880

Introduced by Transportation and Telecommunications.

1           1. Strike the original sections and insert the following new  
2 sections:

3           Section 1. Section 60-3,122.03, Revised Statutes Cumulative  
4 Supplement, 2014, is amended to read:

5           60-3,122.03 (1) The department shall design license plates to be  
6 known as Military Honor Plates. The department shall create designs  
7 honoring persons who have served or are serving in the United States  
8 Army, United States Army Reserve, United States Navy, United States Navy  
9 Reserve, United States Marine Corps, United States Marine Corps Reserve,  
10 United States Coast Guard, United States Coast Guard Reserve, United  
11 States Air Force, United States Air Force Reserve, or National Guard.  
12 There shall be eleven ~~six~~ designs, one for each of such armed forces  
13 reflecting its official emblem, official seal, or other official image.  
14 The issuance of plates for each of such armed forces shall be conditioned  
15 on the approval of the armed forces owning the copyright to the official  
16 emblem, official seal, or other official image. A person may qualify for  
17 a Military Honor Plate by registering with the Department of Veterans'  
18 Affairs pursuant to section 80-414. The Department of Motor Vehicles  
19 shall verify the applicant's eligibility for a plate created pursuant to  
20 this section by consulting the registry established by the Department of  
21 Veterans' Affairs.

22           (2) The design shall be selected on the basis of limiting the  
23 manufacturing cost of each plate to an amount less than or equal to the  
24 amount charged for license plates pursuant to section 60-3,102. The  
25 Department of Motor Vehicles shall make applications available for each  
26 type of plate when it is designed. The department may adopt and  
27 promulgate rules and regulations to carry out this section and section

1 60-3,122.04.

2 (3) One type of Military Honor Plates shall be alphanumeric plates.

3 The department shall:

4 (a) Assign a designation up to five characters; and

5 (b) Not use a county designation.

6 (4) One type of Military Honor Plates shall be personalized message  
7 plates. Such plates shall be issued subject to the same conditions  
8 specified for personalized message license plates in section 60-3,118,  
9 except that a maximum of five characters may be used.

10 Sec. 2. Section 60-3,122.04, Revised Statutes Cumulative Supplement,  
11 2014, is amended to read:

12 60-3,122.04 (1) ~~An Beginning January 2, 2016,~~ an eligible person may  
13 apply to the department for Military Honor Plates in lieu of regular  
14 license plates on an application prescribed and provided by the  
15 department for any motor vehicle, trailer, semitrailer, or cabin trailer,  
16 except for a motor vehicle or trailer registered under section 60-3,198.  
17 An applicant receiving a Military Honor Plate for a farm truck with a  
18 gross weight of over sixteen tons shall affix the appropriate tonnage  
19 decal to the plate. The department shall make forms available for such  
20 applications through the county treasurers. The license plates shall be  
21 issued upon payment of the license fee described in subsection (2) of  
22 this section and verification by the department of an applicant's  
23 eligibility using the registry established by the Department of Veterans'  
24 Affairs pursuant to section 80-414. To be eligible an applicant shall be  
25 (a) active duty or reserve duty armed forces personnel serving in any of  
26 the armed forces listed in subsection (1) of section 60-3,122.03, ~~or~~ (b)  
27 a veteran of any of such armed forces who was discharged or otherwise  
28 separated with a characterization of honorable or general (under  
29 honorable conditions), (c) a current or former commissioned officer of  
30 the United States Public Health Service or National Oceanic and  
31 Atmospheric Administration who has been detailed directly to any branch

1 of such armed forces for service on active or reserve duty and who was  
2 discharged or otherwise separated with a characterization of honorable or  
3 general (under honorable conditions) as proven with valid orders from the  
4 United States Department of Defense, a statement of service provided by  
5 the United States Public Health Service, or a report of transfer or  
6 discharge provided by the National Oceanic and Atmospheric  
7 Administration, or (d) a trust that owns the motor vehicle, trailer,  
8 semitrailer, or cabin trailer if a designated beneficiary of the trust  
9 qualifies under subdivision (1)(a), (b), or (c) of this section. Any  
10 person using Military Honor Plates shall surrender the plates to the  
11 county treasurer if such person is no longer eligible for the plates.  
12 Regular plates shall be issued to any such person upon surrender of the  
13 Military Honor Plates for a three-dollar transfer fee and forfeiture of  
14 any of the remaining annual fee. The three-dollar transfer fee shall be  
15 remitted to the State Treasurer for credit to the Department of Motor  
16 Vehicles Cash Fund.

17 (2)(a) In addition to all other fees required for registration under  
18 the Motor Vehicle Registration Act, each application for initial issuance  
19 or renewal of alphanumeric Military Honor Plates shall be accompanied by  
20 a fee of five dollars. County treasurers collecting fees pursuant to this  
21 subdivision shall remit them to the State Treasurer. The State Treasurer  
22 shall credit five dollars of the fee to the Nebraska Veteran Cemetery  
23 System Operation Fund.

24 (b) In addition to all other fees required for registration under  
25 the Motor Vehicle Registration Act, each application for initial issuance  
26 or renewal of personalized message Military Honor Plates shall be  
27 accompanied by a fee of forty dollars. County treasurers collecting fees  
28 pursuant to this subdivision shall remit them to the State Treasurer. The  
29 State Treasurer shall credit twenty-five percent of the fee for initial  
30 issuance and renewal of such plates to the Department of Motor Vehicles  
31 Cash Fund and seventy-five percent of the fee to the Nebraska Veteran

1 Cemetery System Operation Fund.

2 (3) When the Department of Motor Vehicles receives an application  
3 for Military Honor Plates, the department shall deliver the plates to the  
4 county treasurer of the county in which the motor vehicle or cabin  
5 trailer is registered. The county treasurer shall issue Military Honor  
6 Plates in lieu of regular license plates when the applicant complies with  
7 the other provisions of the Motor Vehicle Registration Act for  
8 registration of the motor vehicle or cabin trailer. If Military Honor  
9 Plates are lost, stolen, or mutilated, the licensee shall be issued  
10 replacement license plates upon request pursuant to section 60-3,157.

11 (4) The owner of a motor vehicle or cabin trailer bearing Military  
12 Honor Plates may apply to the county treasurer to have such plates  
13 transferred to a motor vehicle other than the vehicle for which such  
14 plates were originally purchased if such vehicle is owned by the owner of  
15 the plates. The owner may have the unused portion of the fee for the  
16 plates credited to the other vehicle which will bear the plates at the  
17 rate of eight and one-third percent per month for each full month left in  
18 the registration period. Application for such transfer shall be  
19 accompanied by a fee of three dollars. Fees collected pursuant to this  
20 subsection shall be remitted to the State Treasurer for credit to the  
21 Department of Motor Vehicles Cash Fund.

22 (5) If the cost of manufacturing Military Honor Plates at any time  
23 exceeds the amount charged for license plates pursuant to section  
24 60-3,102, any money to be credited to the Nebraska Veteran Cemetery  
25 System Operation Fund shall instead be credited first to the Highway  
26 Trust Fund in an amount equal to the difference between the manufacturing  
27 costs of Military Honor Plates and the amount charged pursuant to section  
28 60-3,102 with respect to such plates and the remainder shall be credited  
29 to the Nebraska Veteran Cemetery System Operation Fund.

30 (6) If the director discovers evidence of fraud in an application  
31 for Military Honor Plates or that the holder is no longer eligible to

1 have Military Honor Plates, the director may summarily cancel the plates  
2 and registration and send notice of the cancellation to the holder of the  
3 license plates.

4 Sec. 3. Section 60-4,189, Revised Statutes Cumulative Supplement,  
5 2014, is amended to read:

6 60-4,189 (1) An operator's license or a state identification card  
7 shall include a notation of the word "veteran" on the front of the  
8 license or card as directed by the department if the individual applying  
9 for such license or card is eligible for the license or card and (a) has  
10 served on active duty in the armed forces of the United States,~~other~~  
11 ~~than active duty for training,~~ and was discharged or otherwise separated  
12 with a characterization of honorable or general (under honorable  
13 conditions) from such service or has served in the United States Public  
14 Health Service or the National Oceanic and Atmospheric Administration,  
15 was detailed to any branch of the armed forces of the United States for  
16 service on active or reserve duty, and was discharged or otherwise  
17 separated with a characterization of honorable or general (under  
18 honorable conditions) as proven with valid orders from the United States  
19 Department of Defense, a statement of service provided by the United  
20 States Public Health Service, or a report of transfer or discharge  
21 provided by the National Oceanic and Atmospheric Administration, (b)  
22 registers with the Department of Veterans' Affairs pursuant to section  
23 80-414 as verification of such service, and (c) indicates on the  
24 application under section 60-484 his or her wish to include such notation  
25 on his or her license or card.

26 (2) The Department of Motor Vehicles shall consult the registry  
27 established pursuant to section 80-414 before placing the notation of the  
28 word "veteran" on the operator's license or state identification card  
29 issued to the applicant. Such notation shall not be authorized unless the  
30 registry verifies the applicant's eligibility. If the Director of Motor  
31 Vehicles discovers evidence of fraud in an application under this

1 section, the director may summarily cancel the license or state  
2 identification card and send notice of the cancellation to the licensee  
3 or cardholder. If the Department of Motor Vehicles has information that  
4 an individual is no longer eligible for the notation, the department may  
5 summarily cancel the license and send notice of the cancellation to the  
6 licensee or cardholder. The notation shall not be restored until the  
7 Department of Motor Vehicles subsequently verifies the applicant's  
8 eligibility by consulting the registry of the Department of Veterans'  
9 Affairs.

10 (3) The notation authorized in subsection (1) of this section shall  
11 continue to be included on the license or card upon renewal of such  
12 license or card if the licensee or cardholder, at the time of renewal,  
13 indicates the desire to include the notation.

14 (4) An individual may obtain a replacement operator's license or  
15 state identification card to add or remove the notation authorized in  
16 subsection (1) of this section by applying to the Department of Motor  
17 Vehicles for such replacement license or card and, if adding the  
18 notation, by meeting the requirements of subsection (1) of this section.  
19 The fee for such replacement license or card shall be the fee provided in  
20 section 60-4,115.

21 Sec. 4. Section 80-414, Reissue Revised Statutes of Nebraska, is  
22 amended to read:

23 80-414 (1) The Department of Veterans' Affairs shall create and  
24 maintain a registry of residents of Nebraska who meet the requirements of  
25 subsection (1) subdivision ~~(1)(a) or (b)~~ of section 60-3,122.04 or  
26 subsection (1) of section 60-4,189. The Department of Veterans' Affairs  
27 may adopt and promulgate rules and regulations governing the  
28 establishment and maintenance of the registry. The registry may be used  
29 to assist the department in carrying out the duties of the department and  
30 shall provide for the collection of sufficient information to identify an  
31 individual who qualifies for Military Honor Plates or a notation of

1 "veteran" on his or her operator's license or state identification card  
2 issued by the Department of Motor Vehicles. The registry may include  
3 information such as identifying information on an individual, an  
4 individual's records on active duty or reserve duty in the armed forces  
5 of the United States, or an individual's status of active duty, reserve  
6 duty, retired, discharged, or other.

7 (2) Any resident of Nebraska who meets the requirements of  
8 subsection (1) subdivision ~~(1)(a) or (b)~~ of section 60-3,122.04 or  
9 subsection (1) of section 60-4,189 shall register with the Department of  
10 Veterans' Affairs using the registry created by this section before being  
11 eligible for Military Honor Plates or a notation of "veteran" on his or  
12 her operator's license or state identification card issued by the  
13 Department of Motor Vehicles. No person shall be deemed eligible until  
14 his or her status has been verified on the registry.

15 (3) The Department of Motor Vehicles may adopt and promulgate rules  
16 and regulations governing use of the registry of the Department of  
17 Veterans' Affairs for determination of eligibility for the issuance of  
18 Military Honor Plates or the notation of "veteran" on operators' licenses  
19 and state identification cards.

20 Sec. 5. This act becomes operative on January 1, 2017.

21 Sec. 6. Original section 80-414, Reissue Revised Statutes of  
22 Nebraska, and sections 60-3,122.03, 60-3,122.04, and 60-4,189, Revised  
23 Statutes Cumulative Supplement, 2014, are repealed.