

AMENDMENTS TO LB31

Introduced by Gloor, 35.

1 1. Insert the following new section:

2 Section 1. Section 60-4,182, Revised Statutes Cumulative Supplement,
3 2014, is amended to read:

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

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

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

13 (3) Failure to stop and render aid as required under section 60-697
14 in the event of involvement in a motor vehicle accident resulting in the
15 death or personal injury of another - 6 points;

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

19 (5) Driving a motor vehicle while under the influence of alcoholic
20 liquor or any drug or when such person has a concentration of eight-
21 hundredths of one gram or more by weight of alcohol per one hundred
22 milliliters of his or her blood or per two hundred ten liters of his or
23 her breath in violation of any city or village ordinance or of section
24 60-6,196 - 6 points;

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

27 (7) Careless driving in violation of any city or village ordinance

1 or of section 60-6,212 - 4 points;

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

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

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

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

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

12 (c) More than ten miles per hour but not more than thirty-five miles
13 per hour over the speed limit - 3 points, except that one point shall be
14 assessed upon conviction of exceeding by not more than ten miles per
15 hour, two points shall be assessed upon conviction of exceeding by more
16 than ten miles per hour but not more than fifteen miles per hour, and
17 three points shall be assessed upon conviction of exceeding by more than
18 fifteen miles per hour but not more than thirty-five miles per hour the
19 speed limits provided for in subdivision (1)(e), (f), (g), or (h) of
20 section 60-6,186; and

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

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

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

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

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

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

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

5 (17) Failure to wear a motorcycle or moped protective helmet if the
6 operator is involved in a crash - 6 points; and

7 (18 ~~17~~) All other traffic violations involving the operation of
8 motor vehicles by the operator for which reports to the Department of
9 Motor Vehicles are required under sections 60-497.01 and 60-497.02 - 1
10 point.

11 Subdivision (18) ~~(17)~~ of this section does not include violations
12 involving an occupant protection system pursuant to section 60-6,270,
13 parking violations, violations for operating a motor vehicle without a
14 valid operator's license in the operator's possession, muffler
15 violations, overwidth, overheight, or overlength violations, motorcycle
16 or moped protective helmet violations if the operator is not involved in
17 a crash, or overloading of trucks.

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

21 In all cases, the forfeiture of bail not vacated shall be regarded
22 as equivalent to the conviction of the offense with which the operator
23 was charged.

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

27 2. Renumber the remaining sections and correct the repealer
28 accordingly.