

**ONE HUNDRED FIFTH LEGISLATURE - SECOND SESSION - 2018**  
**COMMITTEE STATEMENT**  
**LB895**

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**Hearing Date:** Monday January 22, 2018  
**Committee On:** Transportation and Telecommunications  
**Introducer:** Geist  
**One Liner:** Change lien and flood-damaged brand provisions relating to motor vehicle certificates of title and change duties and requirements of the Department of Motor Vehicles as prescribed

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**Roll Call Vote - Final Committee Action:**  
Advanced to General File

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**Vote Results:**

<b>Aye:</b>	7	Senators Bostelman, Friesen, Geist, Hilgers, Hughes, Murante, Smith
<b>Nay:</b>		
<b>Absent:</b>	1	Senator Briese
<b>Present Not Voting:</b>		

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**Verbal Testimony:**

**Proponents:**

Senator Suzanne Geist  
Rhonda Lahm  
Loy Todd

**Representing:**

Legislative District 25  
Nebraska Department of Motor Vehicles  
Nebraska New Car Dealers Association

**Opponents:**

**Representing:**

**Neutral:**

**Representing:**

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**Summary of purpose and/or changes:**

Sections 1 and 9 provide DMV with authority to remove improperly noted liens from boat titles and motor vehicle titles, respectively, if there is sufficient evidence. DMV must send notice prior to removal of the lien to the last-known address of the lien holder, and the lien holder has 15 days to respond with sufficient evidence that the lien should not be removed. If the lien holder fails to respond, DMV may remove the lien.

Sections 2-7; Sections 13-18. These sections provide definitions of auxiliary axle and car toter or tow dolly. For purposes of titles and registration, the bill clarifies that auxiliary axle and car toter or tow dolly are not part of the definitions of semitrailer or trailer, and thus do not have to be separately titled or registered.

Section 8 allows evidence of ownership of vehicles for owners seeking titles. In addition to the current provisions, the owner could bring in evidence from an affidavit from the collection of personal property from a decedent's estate, from sales pursuant to a lien, or from purchases of abandoned or towed vehicles.

Sections 10 through 12 provide for a new type of salvage title, that being a "flood damaged" title.

Section 19 harmonizes license plate renewal provisions because of the passage of the breast cancer awareness plate legislation.

Sections 20 and 21 allow for renewal stickers for handicapped or disabled parking permits.

Section 22 provides that a motor vehicle is exempt from tax if a service member or his or her spouse serving in Nebraska is a resident of a state other than Nebraska. Current law provides the exemption only for the service member. It also changes an outdated definition for motor vehicles owned by Indians.

Section 23 provides that the holder of an operator's license who has a digital image and a digital signature on file with DMV may apply by electronic means to change his or her operator's license to a state ID card.

Section 24 provides that holders of a state ID card with a digital image and digital signature who are twenty-one years of age or older may electronically renew their state ID cards. Current law allows them to only electronically renew the cards once and then renew in person once every ten years.

Section 25 would allow driver education instructors in public schools to electronically submit test results to the DMV. The law would still allow paper submission.

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Curt Friesen, Chairperson