

ONE HUNDRED FOURTH LEGISLATURE - FIRST SESSION - 2015
COMMITTEE STATEMENT
LB122

Hearing Date: Tuesday January 27, 2015
Committee On: Transportation and Telecommunications
Introducer: Schumacher
One Liner: Change provisions relating to operation of utility-type vehicles

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

Vote Results:

Aye: 8 Senators Brasch, Davis, Friesen, Garrett, McCoy, Murante, Seiler, Smith
Nay:
Absent:
Present Not Voting:

Verbal Testimony:

Proponents:

Senator Paul Schumacher
Pat Ptacek

Representing:

Introducer
Association of Nebraska Ethanol Producers

Opponents:

Representing:

Neutral:

Representing:

Summary of purpose and/or changes:

Amends section 60-6,356, operation of all-terrain or utility-type vehicles upon public roads.

Currently this section provides that all-terrain or utility-type vehicles shall not be operated on any controlled-access highway with more than two marked lanes. The prohibition includes crossing such a highway with an all-terrain or utility-type vehicle.

The section is amended eliminating the prohibition upon crossing a controlled-access highway and enacting a new subsection (9) to the section which provides that an all-terrain or utility-type vehicle may cross a controlled-access highway with two marked traffic lanes when the crossing is at an intersection controlled by a traffic signal. The ability to utilize a crossing must be authorized by the city or county in which the intersection is located.

The operation requirements for use of an all-terrain or utility-type vehicle upon a public roadway must be complied with to lawfully cross a controlled-access highway with two or more marked lanes. Section 60-6,356 (3) provides:

- 1) Operation of the vehicle must occur between sunrise and sunset;
 - 2) The operator must possess a valid operator's license or farm permit;
 - 3) A valid liability insurance policy shall be in effect;
 - 4) The vehicle shall not be operated in excess of 30mph;
 - 5) The headlight and tail light of the vehicle shall be on; and
 - 6) The vehicle shall display a bicycle safety flag that extends 5 feet above the pavement.
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Jim Smith, Chairperson