

LEGISLATURE OF NEBRASKA

ONE HUNDRED FIRST LEGISLATURE

SECOND SESSION

LEGISLATIVE BILL 991

Introduced by Schilz, 47.

Read first time January 20, 2010

Committee: Transportation and Telecommunications

A BILL

1 FOR AN ACT relating to the Nebraska Rules of the Road; to amend
2 section 60-6,305, Reissue Revised Statutes of Nebraska,
3 and sections 60-3,111 and 60-6,290, Revised Statutes
4 Cumulative Supplement, 2008; to provide a special permit
5 for farmers hauling hay; to change provisions relating
6 to livestock forage vehicles; and to repeal the original
7 sections.

8 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 60-3,111, Revised Statutes Cumulative
2 Supplement, 2008, is amended to read:

3 60-3,111 ~~Special permits~~ (1) A special permit may be
4 supplied by the department and issued by the county treasurer
5 or designated county official for a truck-tractor and semitrailer
6 ~~combinations combination of farmers or ranchers~~ a farmer or rancher
7 used wholly and exclusively to carry ~~their~~ his or her own supplies,
8 farm equipment, and household goods to or from the owner's farm or
9 ranch or used by the farmer or rancher to carry his or her own
10 agricultural products to or from storage or market. Such special
11 ~~permits permit~~ shall be valid for ~~periods~~ a period of thirty days
12 and shall be carried in the cab of the truck-tractor. The fee
13 for such permit shall be equivalent to one-twelfth of the regular
14 commercial registration fee as determined by gross vehicle weight
15 and size limitations as defined in sections 60-6,288 to 60-6,294,
16 but the fee shall be no less than twenty-five dollars. Such fee
17 shall be collected and distributed in the same manner as other
18 motor vehicle fees.

19 (2) A special permit may be supplied by the department
20 and issued by the county treasurer or designated county official
21 for a truck-tractor and semitrailer combination of a farmer or
22 rancher used to carry a load of hay no higher than sixteen feet
23 and no longer than fifty-nine and one-half feet. The permit shall
24 be valid for one year and shall be carried in the cab of the
25 truck-tractor. The fee for such permit shall be fifty dollars. Such

1 fee shall be collected and distributed in the same manner as other
2 motor vehicle fees.

3 Sec. 2. Section 60-6,290, Revised Statutes Cumulative
4 Supplement, 2008, is amended to read:

5 60-6,290 (1)(a) No vehicle shall exceed a length of
6 forty feet, extreme overall dimensions, inclusive of front and rear
7 bumpers including load, except that:

8 (i) A bus or a motor home, as defined in section 71-4603,
9 may exceed the forty-foot limitation but shall not exceed a length
10 of forty-five feet;

11 (ii) A truck-tractor may exceed the forty-foot
12 limitation;

13 (iii) A semitrailer operating in a truck-tractor single
14 semitrailer combination, which semitrailer was actually and
15 lawfully operating in the State of Nebraska on December 1, 1982,
16 may exceed the forty-foot limitation; and

17 (iv) A semitrailer operating in a truck-tractor single
18 semitrailer combination, which semitrailer was not actually and
19 lawfully operating in the State of Nebraska on December 1, 1982,
20 may exceed the forty-foot limitation but shall not exceed a length
21 of fifty-three feet including load.

22 (b) No combination of vehicles shall exceed a length of
23 sixty-five feet, extreme overall dimensions, inclusive of front and
24 rear bumpers and including load, except:

25 (i) One truck and one trailer, loaded or unloaded,

1 used in transporting implements of husbandry to be engaged in
2 harvesting, while being transported into or through the state
3 during daylight hours if the total length does not exceed
4 seventy-five feet including load;

5 (ii) A truck-tractor single semitrailer combination;

6 (iii) A truck-tractor semitrailer trailer combination,
7 but the semitrailer trailer portion of such combination shall not
8 exceed sixty-five feet inclusive of connective devices; and

9 (iv) A driveaway saddlemount vehicle transporter
10 combination and driveaway saddlemount with fullmount vehicle
11 transporter combination, but the total overall length shall not
12 exceed ninety-seven feet.

13 (c) A truck shall be construed to be one vehicle for the
14 purpose of determining length.

15 (d) A trailer shall be construed to be one vehicle for
16 the purpose of determining length.

17 (2) Subsection (1) of this section shall not apply to:

18 (a) Extra-long vehicles which have been issued a permit
19 pursuant to section 60-6,292;

20 (b) Vehicles which have been issued a permit pursuant to
21 section 60-6,299;

22 (c) The temporary moving of farm machinery during
23 daylight hours in the normal course of farm operations;

24 (d) The movement of ~~unbaled~~ livestock forage vehicles,
25 loaded or unloaded, that comply with subsection (2) of section

1 60-6,305;

2 (e) The movement of public utility or other construction
3 and maintenance material and equipment at any time;

4 (f) Farm equipment dealers hauling, driving, delivering,
5 or picking up farm equipment or implements of husbandry within the
6 county in which the dealer maintains his or her place of business,
7 or in any adjoining county or counties, and return;

8 (g) The overhang of any motor vehicle being hauled upon
9 any lawful combination of vehicles, but such overhang shall not
10 exceed the distance from the rear axle of the hauled motor vehicle
11 to the closest bumper thereof;

12 (h) The overhang of a combine to be engaged in
13 harvesting, while being transported into or through the state
14 driven during daylight hours by a truck-tractor semitrailer
15 combination, but the length of the semitrailer, including overhang,
16 shall not exceed sixty-three feet and the maximum semitrailer
17 length shall not exceed fifty-three feet;

18 (i) Any self-propelled specialized mobile equipment with
19 a fixed load when the requirements of subdivision (2) (i) of section
20 60-6,288 are met; or

21 (j) One truck-tractor two trailer combination or one
22 truck-tractor semitrailer trailer combination used in transporting
23 equipment utilized by custom harvesters under contract to
24 agricultural producers to harvest wheat, soybeans, or milo
25 during the months of April through November but the length of

1 the property-carrying units, excluding load, shall not exceed
2 eighty-one feet six inches.

3 (3) The length limitations of this section shall be
4 exclusive of safety and energy conservation devices such as
5 rearview mirrors, turnsignal lights, marker lights, steps and
6 handholds for entry and egress, flexible fender extensions,
7 mudflaps and splash and spray suppressant devices, load-induced
8 tire bulge, refrigeration units or air compressors, and other
9 devices necessary for safe and efficient operation of commercial
10 motor vehicles, except that no device excluded from the limitations
11 of this section shall have by its design or use the capability to
12 carry cargo.

13 Sec. 3. Section 60-6,305, Reissue Revised Statutes of
14 Nebraska, is amended to read:

15 60-6,305 (1) For purposes of this section, livestock
16 forage vehicle ~~shall mean~~ means a vehicle with chassis which has a
17 special implement bolted, mounted, or attached thereto, including
18 drop deck trailers, for loading, unloading, and moving livestock
19 forage.

20 (2) All livestock forage vehicles shall:

21 (a) Not exceed a length of sixty-five feet, extreme
22 overall dimensions inclusive of bumpers and load;

23 (b) Not exceed a width of eighteen feet;

24 (c) Not exceed a height of eighteen feet, either for
25 equipment alone or for equipment and load combined. Such vehicles

1 shall comply with subsection (2) of section 60-6,289; and

2 (d) Only be operated during hours of daylight.

3 (3) No person shall operate a livestock forage vehicle
4 which carries unbaled livestock forage at a speed in excess of the
5 following limits:

6 (a) Twenty-five miles per hour in any residential
7 district;

8 (b) Twenty miles per hour in any business district; and

9 (c) Fifty miles per hour while upon any highway other
10 than a freeway outside a business or residential district.

11 The speed limits provided in this section may be altered
12 as provided in section 60-6,190.

13 (4) The load of baled livestock forage shall be securely
14 fastened to the vehicle at all times while it is on a highway. Any
15 person who transports unbaled or baled livestock forage shall be
16 responsible for all damages occurring to other persons or property
17 as a result of his or her negligence during the transportation of
18 the livestock forage and shall also be responsible for cleaning
19 a highway of unbaled or baled livestock forage which falls or is
20 dropped from the load onto a highway during the moving of the
21 livestock forage.

22 (5) Any person who uses equipment which exceeds the
23 length, width, and height provisions set forth in subsection (2) of
24 this section shall first obtain a permit from the county sheriff of
25 the county in which he or she resides. The permit shall be valid

1 to carry loads twenty feet wide in such county and in adjacent
2 counties. Such permit shall be furnished to the sheriff's office
3 by the Department of Motor Vehicles and shall be valid for one
4 calendar year. The fee for such permit shall be ten dollars. Any
5 person securing such a permit shall keep a record of all activity
6 covered by such permit, which record shall be available to the
7 issuing sheriff, his or her deputies and agents, or members of the
8 Nebraska State Patrol at all times. The record shall include dates,
9 items moved, route, and other pertinent information.

10 Sec. 4. Original section 60-6,305, Reissue Revised
11 Statutes of Nebraska, and sections 60-3,111 and 60-6,290, Revised
12 Statutes Cumulative Supplement, 2008, are repealed.