

LEGISLATURE OF NEBRASKA

ONE HUNDRED SECOND LEGISLATURE

SECOND SESSION

LEGISLATIVE BILL 740

Introduced by Schilz, 47; Christensen, 44.

Read first time January 04, 2012

Committee: Transportation and Telecommunications

A BILL

1 FOR AN ACT relating to motor vehicles; to amend sections 60-3,111,
2 60-6,290, and 60-6,305, Reissue Revised Statutes of
3 Nebraska; to provide a special permit for farmers hauling
4 hay; to change provisions relating to livestock forage
5 vehicles; and to repeal the original sections.
6 Be it enacted by the people of the State of Nebraska,

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

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

1 manner as other motor vehicle fees.

2 Sec. 2. Section 60-6,290, Reissue Revised Statutes of
3 Nebraska, is amended to read:

4 60-6,290 (1)(a) No vehicle shall exceed a length of forty
5 feet, extreme overall dimensions, inclusive of front and rear bumpers
6 including load, except that:

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

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

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

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

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

24 (i) One truck and one trailer, loaded or unloaded, used
25 in transporting implements of husbandry to be engaged in harvesting,

1 while being transported into or through the state during daylight
2 hours if the total length does not exceed seventy-five feet including
3 load;

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

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

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

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

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

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

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

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

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

23 (d) The movement of ~~unbaled~~-livestock forage vehicles,
24 loaded or unloaded, that comply with subsection (2) of section
25 60-6,305;

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

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

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

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

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

20 (j) One truck-tractor two trailer combination or one
21 truck-tractor semitrailer trailer combination used in transporting
22 equipment utilized by custom harvesters under contract to
23 agricultural producers to harvest wheat, soybeans, or milo during the
24 months of April through November but the length of the property-
25 carrying units, excluding load, shall not exceed eighty-one feet six

1 inches.

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

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

13 60-6,305 (1) For purposes of this section, livestock
14 forage vehicle ~~shall mean~~ means a vehicle with chassis which has a
15 special implement bolted, mounted, or attached thereto, including
16 drop deck trailers, for loading, unloading, and moving livestock
17 forage.

18 (2) All livestock forage vehicles shall:

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

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

22 (c) Not exceed a height of eighteen feet, either for
23 equipment alone or for equipment and load combined. Such vehicles
24 shall comply with subsection (2) of section 60-6,289; and

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

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

4 (a) Twenty-five miles per hour in any residential
5 district;

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

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

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

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

19 (5) Any person who uses equipment which exceeds the
20 length, width, and height provisions set forth in subsection (2) of
21 this section shall first obtain a permit from the county sheriff of
22 the county in which he or she resides. The permit shall be valid to
23 carry loads twenty feet wide in such county and in adjacent counties.
24 Such permit shall be furnished to the sheriff's office by the
25 Department of Motor Vehicles and shall be valid for one calendar

1 year. The fee for such permit shall be ten dollars. Any person
2 securing such a permit shall keep a record of all activity covered by
3 such permit, which record shall be available to the issuing sheriff,
4 his or her deputies and agents, or members of the Nebraska State
5 Patrol at all times. The record shall include dates, items moved,
6 route, and other pertinent information.

7 Sec. 4. Original sections 60-3,111, 60-6,290, and
8 60-6,305, Reissue Revised Statutes of Nebraska, are repealed.