

LEGISLATURE OF NEBRASKA  
ONE HUNDRED SEVENTH LEGISLATURE  
SECOND SESSION

**LEGISLATIVE BILL 875**

Introduced by Friesen, 34.

Read first time January 07, 2022

Committee: Transportation and Telecommunications

1 A BILL FOR AN ACT relating to government; to amend sections 23-314,  
2 23-320, 39-818, 39-819, 39-821, 39-1309.01, 39-1315, 39-1326,  
3 39-1334, 39-1361, 39-2803, 49-617, 60-6,103, 60-6,167, 60-6,188,  
4 60-6,190, 60-6,288, 60-6,292, 60-6,294, 60-6,295, 66-4,100,  
5 66-4,144, 71-3526, and 84-203, Reissue Revised Statutes of Nebraska,  
6 sections 3-103, 3-104, 13-1203, 39-221, 39-822, 39-891, 39-1101,  
7 39-1110, 39-1301, 39-1311, 39-1314, 39-1323.01, 39-1349, 39-1390,  
8 39-2109, 39-2120, 81-102, 81-701.01, 81-701.02, 81-701.04,  
9 81-15,210, and 86-570, Revised Statutes Cumulative Supplement, 2020,  
10 and section 39-2106, Revised Statutes Supplement, 2021; to rename  
11 the Director-State Engineer for the Department of Transportation as  
12 the Director of Transportation for the Department of Transportation;  
13 to harmonize provisions; and to repeal the original sections.  
14 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 3-103, Revised Statutes Cumulative Supplement,  
2 2020, is amended to read:

3 3-103 (1) The Division of Aeronautics shall be a division of the  
4 Department of Transportation.

5 (2)(a) Until December 31, 2017, the chief administrative officer of  
6 the division shall be the director, to be known as the Director of  
7 Aeronautics, and shall be appointed by the Governor, subject to  
8 confirmation by the Legislature, with due regard to his or her fitness  
9 through aeronautical education and by knowledge of and recent practical  
10 experience in aeronautics. The director shall devote full time to the  
11 performance of his or her official duties and shall not have any  
12 pecuniary interest in, stock in, or bonds of any civil aeronautics  
13 enterprise. The director shall, before assuming the duties of the office,  
14 take and subscribe an oath, such as is required by state officers. The  
15 director shall be bonded or insured as required by section 11-201. The  
16 director shall receive such compensation as the Governor, with the  
17 approval of the commission, shall determine, subject to the provisions of  
18 the legislative appropriations bill.

19 (b) Beginning January 1, 2018, the chief administrative officer of  
20 the division shall be the Director of Aeronautics who shall be appointed  
21 by and report directly to the Director of Transportation ~~Director-State~~  
22 ~~Engineer~~, subject to confirmation by the Legislature, with due regard to  
23 his or her fitness through aeronautical education and by knowledge of and  
24 recent practical experience in aeronautics. The Director of Aeronautics  
25 ~~director~~ shall devote full time to the performance of his or her official  
26 duties and shall not have any pecuniary interest in, stock in, or bonds  
27 of any civil aeronautics enterprise. The Director of Aeronautics ~~director~~  
28 shall, before assuming the duties of the office, take and subscribe an  
29 oath, such as is required by state officers.

30 Sec. 2. Section 3-104, Revised Statutes Cumulative Supplement, 2020,  
31 is amended to read:

1           3-104 (1) There is hereby created the Nebraska Aeronautics  
2 Commission which shall consist of five members, who shall be appointed by  
3 the Governor. The terms of office of the members of the commission  
4 initially appointed shall expire on March 1 of the years 1946, 1947,  
5 1948, 1949, and 1950, as designated by the Governor in making the  
6 respective appointments. As the terms of members expire, the Governor  
7 shall, on or before March 1 of each year, appoint a member of the  
8 commission for a term of five years to succeed the member whose term  
9 expires. Each member shall serve until the appointment and qualification  
10 of his or her successor. In case of a vacancy occurring prior to the  
11 expiration of the term of a member, the appointment shall be made only  
12 for the remainder of the term. All members of the commission shall be  
13 citizens and bona fide residents of the state and, in making such an  
14 appointment, the Governor shall take into consideration the interest or  
15 training of the appointee in some one or all branches of aviation. The  
16 commission shall, in December of each year, select a chairperson for the  
17 ensuing year. The Director of Aeronautics shall serve as secretary as set  
18 forth in section 3-127. Three members shall constitute a quorum, and no  
19 action shall be taken by less than a majority of the commission.

20           (2) The commission shall meet upon the written call of the  
21 chairperson, the director, or any two members of the commission. Regular  
22 meetings shall be held at the office of the division but, whenever the  
23 convenience of the public or of the parties may be promoted or delay or  
24 expense may be prevented, the commission may hold meetings or proceedings  
25 at any other place designated by it. All meetings of the commission shall  
26 be open to the public. No member shall receive any salary for his or her  
27 service, but each shall be reimbursed for expenses incurred by him or her  
28 in the performance of his or her duties as provided in sections 81-1174  
29 to 81-1177.

30           (3)(a) The commission shall advise the Director of Transportation  
31 ~~Director-State Engineer~~ relative to the appointment of the Director of

1 Aeronautics, and the commission shall report to the Director of  
2 Transportation ~~Director-State Engineer~~ whenever the commission feels that  
3 the Director of Aeronautics is not properly fulfilling his or her duties.  
4 The commission shall also advise the Governor on the general status and  
5 state of aviation in Nebraska.

6 (b) The commission shall further act in an advisory capacity to the  
7 Director of Aeronautics and Director of Transportation ~~Director-State~~  
8 ~~Engineer~~.

9 (4) The commission shall have, in addition, the following specific  
10 duties: (a) To allocate state funds and approve the use of federal funds  
11 to be spent for the construction or maintenance of airports; (b) to  
12 designate the locations and approve sites of airports; (c) to arrange and  
13 authorize the purchase of aircraft upon behalf of the state; (d) to  
14 select and approve pilots to be employed by the state, if any; and (e) to  
15 assist the Director of Aeronautics in formulating the regulations and  
16 policies to be carried out by the division under the terms of the State  
17 Aeronautics Act. The commission may allocate state funds for the  
18 promotion of aviation as defined for the purpose of this section by the  
19 division. The Director of Aeronautics ~~director~~ may designate one or more  
20 members of the commission to represent the division in conferences with  
21 officials of the federal government, of other states, of other agencies  
22 or municipalities of this state, or of persons owning privately owned  
23 public use airports.

24 Sec. 3. Section 13-1203, Revised Statutes Cumulative Supplement,  
25 2020, is amended to read:

26 13-1203 For purposes of the Nebraska Public Transportation Act,  
27 unless the context otherwise requires:

28 (1) Public transportation shall mean the transport of passengers on  
29 a regular and continuing basis by motor carrier for hire, whether over  
30 regular or irregular routes, over any public road in this state,  
31 including city bus systems, intercity bus systems, special public

1 transportation systems to include portal-to-portal escorted service for  
2 the elderly or handicapped, taxi, subscription, dial-a-ride, or other  
3 demand-responsive systems, and those motor carriers for hire which may  
4 carry elderly or handicapped individuals for a set fare, a donation, or  
5 at no cost to such individuals. Public transportation shall not include  
6 motor carriers for hire when engaged in the transportation of school  
7 children and teachers to and from school and school-related activities  
8 and shall not include private car pools;

9 (2) Department shall mean the Department of Transportation;

10 (3) Director shall mean the Director of Transportation ~~Director-~~  
11 ~~State Engineer~~;

12 (4) Elderly shall mean any person sixty-two years of age or older  
13 who is drawing social security and every person sixty-five years of age  
14 and older;

15 (5) Handicapped shall mean any individual who is unable without  
16 special facilities or special planning or design to utilize public  
17 transportation facilities and services;

18 (6) Municipality shall mean any village or incorporated city, except  
19 cities of the metropolitan class operating under home rule charter;

20 (7) Qualified public-purpose organization shall mean an incorporated  
21 private not-for-profit group or agency which:

22 (a) Has operated or proposes to operate only motor vehicles having a  
23 seating capacity of twenty or less for the transportation of passengers  
24 in the state;

25 (b) Has been approved as capable of providing public transportation  
26 services by the appropriate city or county governing body; and

27 (c) Operates or proposes to operate a public transportation service  
28 in an area which the department has identified as not being adequately  
29 served by existing public or private transportation services pursuant to  
30 section 13-1205; and

31 (8) Intercity bus system shall mean a system of regularly scheduled

1 bus service for the general public which operates with limited stops over  
2 fixed routes connecting two or more communities or areas not in close  
3 proximity which support public transportation service. At least one  
4 terminus of the intercity bus system shall be in an area that makes  
5 meaningful connections with intercity service to more distant points.

6 Sec. 4. Section 23-314, Reissue Revised Statutes of Nebraska, is  
7 amended to read:

8 23-314 If at the time fixed for the hearing of the report, the  
9 supervisors or board of commissioners shall find that notice has been  
10 given, as required by section 23-312, and further find that the proposed  
11 work is of public utility, convenience, welfare or safety, and that the  
12 benefits assessed exceed the expenses and damages whatsoever they may be,  
13 they shall order that the improvement be made and shall specify therein  
14 the nature and extent of the improvement. The report of the engineer as  
15 finally adopted by the board shall be designated as the plan for  
16 protection and shall be submitted to the Director of Transportation  
17 ~~Director State Engineer~~ for the director's ~~his~~ information and approval.  
18 Notice ; ~~Provided, that notice~~ of the hour and day of such submission  
19 shall be once published in the newspaper selected by the board for other  
20 publication notices, at least five days prior thereto. This plan as  
21 approved by the director ~~Director State Engineer~~ shall stand as final.

22 Sec. 5. Section 23-320, Reissue Revised Statutes of Nebraska, is  
23 amended to read:

24 23-320 Any person who appeared and filed a remonstrance as to the  
25 benefits received by him or her through such improvement or as to the  
26 amount of his or her assessment before the supervisors or board of  
27 commissioners at the hearing as provided in section 23-313 shall be  
28 allowed an appeal to the district court of the county by the same  
29 procedure as is provided in section 31-412. On such appeal the only  
30 questions that shall be tried shall be the questions raised before the  
31 board by the remonstrance. On such trial the report of the engineer shall

1 be admissible in evidence and nothing in this section shall be construed  
2 as authorizing or permitting the stoppage, prevention, or delay of the  
3 proposed work. If more than one party appeals, the appeals shall be  
4 consolidated and tried together and the rights of each appellant  
5 separately determined. If the court finds for any appellant upon his or  
6 her remonstrance, it shall amend the report and the schedule of the  
7 assessment in accordance with its finding. The amended report and  
8 schedule shall be filed with the county clerk and a copy forwarded to the  
9 Director of Transportation ~~Director-State Engineer~~. If on appeal the  
10 court finds against the remonstrants, it shall dismiss the appeal at the  
11 cost of appellant.

12 Sec. 6. Section 39-221, Revised Statutes Cumulative Supplement,  
13 2020, is amended to read:

14 39-221 Any person, firm, company, or corporation violating any of  
15 the provisions of sections 39-212 to 39-222 shall be guilty of a Class V  
16 misdemeanor. In addition to any other available remedies, the Director of  
17 Transportation ~~Director-State Engineer~~, for the Department of  
18 Transportation and in the name of the State of Nebraska, may apply to the  
19 district court having jurisdiction for an injunction to force compliance  
20 with any of the provisions of such sections or rules and regulations  
21 promulgated thereunder. When any person, firm, company, or corporation  
22 deems its property rights have been adversely affected by the application  
23 of the provisions of such sections, such person, firm, company, or  
24 corporation shall have the right to have damages ascertained and  
25 determined pursuant to Chapter 76, article 7.

26 Sec. 7. Section 39-818, Reissue Revised Statutes of Nebraska, is  
27 amended to read:

28 39-818 (1) The county board shall require bidders to bid upon plans  
29 and specifications on bidding blanks prepared by the Director of  
30 Transportation ~~Director-State Engineer~~ or such other officer who may have  
31 charge of such matters in this state, to be furnished by the director

1 ~~Director-State Engineer~~ free of charge, which shall be adopted by the  
2 county board.

3 (2) If  ~~; Provided, if~~ the county board adopts ~~should adopt~~ plans and  
4 specifications which infringe on any patent right granted under and by  
5 virtue of the laws of the United States, the county board shall endorse  
6 on the plans and specifications the name of the owner of such patent  
7 right or the name of the party entitled to receive royalties ~~therefor,~~  
8 and the amount of royalties received by the owner or party.

9 (3) The  ~~entitled thereto; and~~ the board may accept the lowest  
10 responsible bid and award the contract accordingly or reject any and all  
11 bids submitted for such work. Upon the rejection of any bid or bids by  
12 the board, it shall have the power and authority to purchase the  
13 necessary bridge material and employ the necessary labor to construct and  
14 repair bridges to be built by the county within one year.

15 (4) The  ~~; the purpose being that~~ the county board shall be vested  
16 with power and authority to purchase the necessary material and employ  
17 the necessary labor,  ~~to~~ construct and repair the bridges of the county  
18 within one year.

19 (5) This section shall not be construed to  ~~; Provided, however,~~  
20 ~~nothing herein contained shall~~ prevent any person or corporation from  
21 submitting to the ~~Director-State Engineer~~ plans and specifications to the  
22 Director of Transportation for his consideration.

23 Sec. 8. Section 39-819, Reissue Revised Statutes of Nebraska, is  
24 amended to read:

25 39-819 The county board shall not let or enter into any contract or  
26 contracts for the erection of any bridge, the estimated cost of which  
27 bridge shall exceed the sum of five hundred dollars, except upon uniform  
28 plans and specifications and bidding blanks prepared by the Director of  
29 Transportation ~~Director-State Engineer~~, or such other officers who may  
30 have charge of such matters in this state, which plans shall be drawn to  
31 scale and shall show the outline of the bridge or bridges as it or they



1 will appear when completed. The plans and specifications shall also show  
2 at least one cross-sectional view of each. They shall show the name,  
3 number, size, grade, dimensions, mixture or other quality of all work and  
4 material to be used in the construction of the bridge or bridges. It  
5 shall be the duty of the director ~~Director State Engineer~~ or such other  
6 officer who may have charge of such matters in this state, to inspect and  
7 check the completed work when called upon so to do by the county board,  
8 or by the written request of five resident freeholders of the county.

9 Sec. 9. Section 39-821, Reissue Revised Statutes of Nebraska, is  
10 amended to read:

11 39-821 The Director of Transportation ~~Director State Engineer~~, or  
12 such other officer who may have charge of such matters in this state,  
13 shall prepare plans, specifications, and estimates of the cost of  
14 construction, which shall be uniform throughout the state, and strain  
15 sheets and estimates of cost of all such standard pattern bridges, the  
16 estimated cost of which will exceed five hundred dollars each, as are  
17 best adapted to the requirements of the several counties. Such ;  
18 ~~Provided, such~~ plans, specifications, and estimates shall be based upon  
19 proper and sufficient data which shall be furnished to the secretary of  
20 the county board. The director ; ~~and the Director State Engineer~~ shall  
21 supply the several counties with the number of prints of plans and strain  
22 sheets and printed copies of specifications, ordered by such said  
23 counties, free of charge, and he shall retain all drawings in the  
24 director's ~~his~~ office to be turned over to the director's ~~his~~ successor.

25 Sec. 10. Section 39-822, Revised Statutes Cumulative Supplement,  
26 2020, is amended to read:

27 39-822 The county board shall keep in the office of the county clerk  
28 of the county a sufficient supply of the prints of the plans and the  
29 printed copies of the specifications and estimates of the cost of  
30 construction mentioned in section 39-821, to be furnished by the Director  
31 of Transportation ~~Director State Engineer~~ for distribution to prospective

1 bidders and taxpayers of the county. No contract shall be entered into  
2 under the provisions of sections 39-810 to 39-826 for the construction or  
3 erection of any bridge or bridges unless, for the period of thirty days  
4 immediately preceding the time of entering into such contract, there  
5 shall have been available for distribution by the county clerk such plans  
6 and specifications. The county boards of the several counties shall  
7 prepare and transmit to the Department of Transportation a statement  
8 accompanied by the plans and specifications, showing the cost of all  
9 bridges built in their counties under the provisions of such sections,  
10 and state therein whether they were built under a contract or by the  
11 county.

12 Sec. 11. Section 39-891, Revised Statutes Cumulative Supplement,  
13 2020, is amended to read:

14 39-891 (1) Recognizing that obstructions on or near the boundary of  
15 the State of Nebraska impede commerce and travel between the State of  
16 Nebraska and adjoining states, the Legislature hereby declares that  
17 bridges over these obstructions are essential to the general welfare of  
18 the State of Nebraska.

19 (2) Providing bridges over these obstructions and for the safe and  
20 efficient operation of such bridges is deemed an urgent problem that is  
21 the proper concern of legislative action.

22 (3) Such bridges, properly planned, designated, and managed, provide  
23 a safe passage for highway traffic to and from the state highway system  
24 and encourage commerce and travel between the State of Nebraska and  
25 adjoining states which increase the social and economic progress and  
26 general welfare of the state.

27 (4) It is recognized that bridges between the State of Nebraska and  
28 adjoining states are not and cannot be the sole concern of the State of  
29 Nebraska. The nature of such bridges requires that a high degree of  
30 cooperation be exercised between the State of Nebraska and adjoining  
31 states in all phases of planning, construction, maintenance, and

1 operation if proper benefits are to be realized.

2 (5) It is also recognized that parties other than the State of  
3 Nebraska may wish to erect and control bridges between the State of  
4 Nebraska and adjoining states and that the construction, operation, and  
5 financing of such bridges have previously been authorized by the  
6 Legislature. Such bridges also benefit the State of Nebraska, and it is  
7 not the intent of the Legislature to abolish such power previously  
8 granted.

9 (6) To this end, it is the intention of the Legislature to  
10 supplement sections 39-1301 to 39-1362 and 39-1393, relating to state  
11 highways, in order that the powers and authority of the department  
12 relating to the planning, construction, maintenance, acquisition, and  
13 operation of interstate bridges upon the state highway system may be  
14 clarified within a single act.

15 (7) Acting under the direction of the Director of Transportation  
16 ~~Director-State Engineer~~, the department, with the advice of the State  
17 Highway Commission and the consent of the Governor, is given the power to  
18 enter into agreements with the United States and adjoining states,  
19 subject to the limitations imposed by the Constitution and the provisions  
20 of the Interstate Bridge Act of 1959.

21 (8) The Legislature intends to place a high degree of trust in the  
22 hands of those officials whose duty it may be to enter into agreements  
23 with adjoining states and the United States for the planning,  
24 development, construction, acquisition, operation, maintenance, and  
25 protection of interstate bridges.

26 (9) In order that the persons concerned may understand the  
27 limitations and responsibilities for planning, constructing, acquiring,  
28 operating, and maintaining interstate bridges upon the state highway  
29 system, it is necessary that the responsibilities for such work shall be  
30 fixed, but it is intended that the department, acting under the Director  
31 of Transportation ~~Director-State Engineer~~, shall have sufficient freedom

1 to enter into agreements with adjoining states regarding any phase of  
2 planning, constructing, acquiring, maintaining, and operating interstate  
3 bridges upon the state highway system in order that the best interests of  
4 the State of Nebraska may always be served. The authority of the  
5 department to enter into agreements with adjoining states, as granted in  
6 the act, is therefor essential.

7 (10) The Legislature hereby determines and declares that the  
8 provisions of the act are necessary for the preservation of the public  
9 peace, health, and safety, for the promotion of the general welfare, and  
10 as a contribution to the national defense.

11 Sec. 12. Section 39-1101, Revised Statutes Cumulative Supplement,  
12 2020, is amended to read:

13 39-1101 There is hereby created in the Department of Transportation  
14 a State Highway Commission which shall consist of eight members to be  
15 appointed by the Governor with the consent of a majority of all the  
16 members of the Legislature. One member shall at all times be appointed  
17 from each of the eight districts designated in section 39-1102. Each  
18 member of the commission shall be (1) a citizen of the United States, (2)  
19 not less than thirty years of age, and (3) a bona fide resident of the  
20 State of Nebraska and of the district from which he or she is appointed  
21 for at least three years immediately preceding his or her appointment.  
22 Not more than four members shall be of the same political party. The  
23 Director of Transportation ~~Director State Engineer~~ shall be an ex officio  
24 member of the commission who shall vote in case of a tie.

25 Sec. 13. Section 39-1110, Revised Statutes Cumulative Supplement,  
26 2020, is amended to read:

27 39-1110 (1) It shall be the duty of the State Highway Commission:  
28 (a) To conduct studies and investigations and to act in an advisory  
29 capacity to the Director of Transportation ~~Director State Engineer~~ in the  
30 establishment of broad policies for carrying out the duties and  
31 responsibilities of the Department of Transportation;

1 (b) To advise the public regarding the policies, conditions, and  
2 activities of the department;

3 (c) To hold hearings, make investigations, studies, and inspections,  
4 and do all other things necessary to carry out the duties imposed upon it  
5 by law;

6 (d) To advance information and advice conducive to providing  
7 adequate and safe highways in the state;

8 (e) When called upon by the Governor, to advise him or her relative  
9 to the appointment of the Director of Transportation ~~Director-State~~  
10 ~~Engineer~~; and

11 (f) To submit to the Governor its written advice regarding the  
12 feasibility of each relinquishment or abandonment of a fragment of a  
13 route, section of a route, or a route on the state highway system  
14 proposed by the department. The chairperson of the commission shall  
15 designate one or more of the members of the commission, prior to  
16 submitting such advice, to personally inspect the fragment of a route,  
17 section of a route, or a route to be relinquished or abandoned, who shall  
18 take into consideration the following factors: Cost to the state for  
19 maintenance, estimated cost to the state for future improvements, whether  
20 traffic service provided is primarily local or otherwise, whether other  
21 facilities provide comparable service, and the relationship to an  
22 integrated state highway system. The department shall furnish to the  
23 commission all needed assistance in making its inspection and study. If  
24 the commission, after making such inspection and study, shall fail to  
25 reach a decision as to whether or not the fragment of a route, section of  
26 a route, or a route should be relinquished or abandoned, it may hold a  
27 public hearing on such proposed relinquishment or abandonment. The  
28 commission shall give a written notice of the time and place of such  
29 hearing, not less than two weeks prior to the time of the hearing, to the  
30 political or governmental subdivisions or public corporations wherein  
31 such portion of the state highway system is proposed to be relinquished

1 or abandoned. The commission shall submit to the Governor, within two  
2 weeks after such hearing, its written advice upon such proposed  
3 relinquishment or abandonment.

4 (2) All funds rendered available by law to the department, including  
5 funds already collected for such purposes, may be used by the State  
6 Highway Commission in administering and effecting such purposes, to be  
7 paid upon approval by the Director of Transportation ~~Director-State~~  
8 ~~Engineer~~.

9 (3) All data and information of the department shall be available to  
10 the State Highway Commission.

11 (4) The State Highway Commission may issue bonds under the Nebraska  
12 Highway Bond Act.

13 Sec. 14. Section 39-1301, Revised Statutes Cumulative Supplement,  
14 2020, is amended to read:

15 39-1301 (1) Recognizing that safe and efficient highway  
16 transportation is a matter of important interest to all of the people in  
17 the state, the Legislature hereby determines and declares that an  
18 integrated system of highways is essential to the general welfare of the  
19 State of Nebraska.

20 (2) Providing such a system of facilities and the efficient  
21 management, operation, and control thereof are recognized as urgent  
22 problems and the proper objectives of highway legislation.

23 (3) Adequate highways provide for the free flow of traffic, result  
24 in low cost of motor vehicle operation, protect the health and safety of  
25 the citizens of the state, increase property values, and generally  
26 promote economic and social progress of the state.

27 (4) It is the intent of the Legislature to consider of paramount  
28 importance the convenience and safety of the traveling public in the  
29 location, relocation, or abandonment of highways.

30 (5) In designating the highway system of this state, as provided by  
31 sections 39-1301 to 39-1362 and 39-1393, the Legislature places a high

1 degree of trust in the hands of those officials whose duty it shall be,  
2 within the limits of available funds, to plan, develop, construct,  
3 operate, maintain, and protect the highway facilities of this state, for  
4 present as well as for future uses.

5 (6) The design, construction, maintenance, operation, and protection  
6 of adequate state highway facilities sufficient to meet the present  
7 demands as well as future requirements will, of necessity, require  
8 careful organization, with lines of authority definitely fixed, and basic  
9 rules of procedure established by the Legislature.

10 (7) To this end, it is the intent of the Legislature, subject to the  
11 limitations of the Constitution and such mandates as the Legislature may  
12 impose by the provisions of such sections, to designate the Director of  
13 Transportation ~~Director-State Engineer~~ and the department, acting under  
14 the direction of the director ~~Director-State Engineer~~, as direct  
15 custodian of the state highway system, with full authority in all  
16 departmental administrative details, in all matters of engineering  
17 design, and in all matters having to do with the construction,  
18 maintenance, operation, and protection of the state highway system.

19 (8) The Legislature intends to declare, in general terms, the powers  
20 and duties of the Director of Transportation ~~Director-State Engineer~~,  
21 leaving specific details to be determined by reasonable rules and  
22 regulations which may be promulgated by him or her. It is the intent of  
23 the Legislature to grant authority to the director ~~Director-State~~  
24 ~~Engineer~~ to exercise sufficient power and authority to enable him or her  
25 and the department to carry out the broad objectives stated in this  
26 section.

27 (9) While it is necessary to fix responsibilities for the  
28 construction, maintenance, and operation of the several systems of  
29 highways, it is intended that the State of Nebraska shall have an  
30 integrated system of all roads and streets to provide safe and efficient  
31 highway transportation throughout the state. The authority granted in

1 sections 39-1301 to 39-1362 and 39-1393 to the Director of Transportation  
2 ~~Director State Engineer~~ and to the political or governmental subdivisions  
3 or public corporations of this state to assist and cooperate with each  
4 other is therefor essential.

5 (10) The Legislature hereby determines and declares that such  
6 sections are necessary for the preservation of the public peace, health,  
7 and safety, for promotion of the general welfare, and as a contribution  
8 to the national defense.

9 Sec. 15. Section 39-1309.01, Reissue Revised Statutes of Nebraska,  
10 is amended to read:

11 39-1309.01 (1) The Director of Transportation ~~Director State~~  
12 ~~Engineer~~ may waive the consideration of factors pursuant to section  
13 39-1309 before a county road used as a temporary detour for the state  
14 highway system is designated as part of such state highway system. The  
15 director may designate a county road as part of the state highway system  
16 over which the department shall have responsibility, as soon as such road  
17 is deemed a temporary detour for the state highway system.

18 (2) If such county road remains a detour road for the state highway  
19 system one year after it was initially designated a detour road, the  
20 Director of Transportation ~~Director State Engineer~~ shall consider the  
21 factors in section 39-1309 to determine whether such road shall continue  
22 as part of the state highway system. Upon a determination by the director  
23 that such road shall no longer be part of the state highway system, the  
24 director shall provide notice of such fact to the county board or the  
25 county's governing body having primary authority for such road.

26 Sec. 16. Section 39-1311, Revised Statutes Cumulative Supplement,  
27 2020, is amended to read:

28 39-1311 (1) The department at all times shall maintain a current map  
29 of the state, which shall show all the roads, highways, and connecting  
30 links which have been designated, located, created, or constituted as  
31 part of the state highway system, including all corridors. All changes in



1 designation or location of highways constituting the state highway  
2 system, or additions thereto, shall be indicated upon the map. The  
3 department shall also maintain six separate and additional maps. These  
4 maps shall include (a) the roads, highways, and streets designated as  
5 federal-aid primary roads as of March 27, 1972, (b) the National System  
6 of Interstate and Defense Highways, (c) the roads designated as the  
7 federal-aid primary system as it existed on June 1, 1991, (d) the  
8 National Highway System, (e) the Highway Beautification Control System as  
9 defined in section 39-201.01, and (f) scenic byways as defined in section  
10 39-201.01. The National Highway System is the system designated as such  
11 under the federal Intermodal Surface Transportation Efficiency Act. The  
12 maps shall be available at all times for public inspection at the offices  
13 of the Director of Transportation ~~Director State Engineer~~ and shall be  
14 filed with the Legislature of the State of Nebraska each biennium.

15 (2) Whenever the department has received a corridor location  
16 approval for a proposed state highway or proposed beltway to be located  
17 in any county or municipality, it shall prepare a map of such corridor  
18 sufficient to show the location of such corridor on each parcel of land  
19 to be traversed. If the county or municipality in which such corridor is  
20 located does not have a requirement for the review and approval of a  
21 preliminary subdivision plat or a requirement that a building permit be  
22 obtained prior to commencement of a structure, the department shall send  
23 notice of the approval of such corridor by certified mail to the owner of  
24 each parcel traversed by the corridor at the address shown for such owner  
25 on the county tax records. Such notice shall advise the owner of the  
26 requirement of sections 39-1311 to 39-1311.05 for preliminary subdivision  
27 plats and for building permits.

28 (3) For any beltway proposed under sections 39-1311 to 39-1311.05,  
29 the duties of the department shall be assumed by the county or  
30 municipality that received approval for the beltway project.

31 Sec. 17. Section 39-1314, Revised Statutes Cumulative Supplement,

1 2020, is amended to read:

2 39-1314 (1) No fragment or section of a route nor any route on the  
3 state highway system shall be abandoned without first offering to  
4 relinquish such fragment, section, or route to the political or  
5 governmental subdivisions or public corporations wherein any portion of  
6 the state highway system is to be abandoned.

7 (2) The department shall offer to relinquish such fragment, section,  
8 or route by written notification to such political or governmental  
9 subdivisions or public corporations of the department's offer to  
10 relinquish.

11 (3) Four months after sending the notice of offer to relinquish, the  
12 department may proceed to abandon such fragment, section, or route on the  
13 state highway system unless a petition from a notified political or  
14 governmental subdivision or public corporation has been filed with the  
15 department, prior to abandonment, setting forth that the political or  
16 governmental subdivision or public corporation desires to maintain such  
17 fragment, section, route, or portion thereof.

18 (4) After the filing of such petition, the department and political  
19 or governmental subdivision or public corporation may negotiate the terms  
20 or conditions of any relinquishment, including any reservation of rights  
21 by either party, except that any rights and conditions asserted by the  
22 department as existing at the time of right-of-way acquisition or  
23 stipulated to as a requirement for federal funding of project development  
24 and construction shall not be negotiable.

25 (5) The petition and a written memorandum of understanding executed  
26 by the department and the political or governmental subdivision or public  
27 corporation, together with a written instrument describing the proposed  
28 relinquishment, shall be filed as a public record in the department.

29 (6) The memorandum of understanding shall detail the reservation of  
30 rights made by either party, including any restrictions upon any future  
31 use of the fragment, section, or route to be relinquished, and shall also

1 state the right of the political or governmental subdivision or public  
2 corporation to petition the department to seek renegotiation of the terms  
3 and conditions of the relinquishment at a future date.

4 (7) Such written instrument shall bear the department seal and shall  
5 be dated and subscribed by the Director of Transportation ~~Director-State~~  
6 ~~Engineer~~ and state the terms or conditions, if any pursuant to the  
7 memorandum of understanding, upon which the relinquishment shall be  
8 qualified.

9 (8) Such written instrument shall be certified by the department and  
10 be recorded in the office of the register of deeds of the county where  
11 the portion of the state highway system is being relinquished. No fee  
12 shall be charged for such recording.

13 (9) After such recording, the fragment, section, route, or portion  
14 relinquished will be the responsibility of such political or governmental  
15 subdivision or public corporation, subject to any mutually agreed terms  
16 or conditions.

17 (10) At any time after the relinquishment, the political or  
18 governmental subdivision or public corporation may, upon a showing of a  
19 change in financial or other circumstances or for economic development  
20 purposes, petition the department to renegotiate the agreed terms or  
21 conditions of the relinquishment or revert to abandonment.

22 (11) If the department agrees to new terms or conditions, it shall  
23 file an amended memorandum of understanding executed by the department  
24 and the political or governmental subdivision or public corporation and  
25 certify and record an amended written instrument with the register of  
26 deeds.

27 Sec. 18. Section 39-1315, Reissue Revised Statutes of Nebraska, is  
28 amended to read:

29 39-1315 Before any fragment, section, or route on the state highway  
30 system shall be abandoned, the department shall place upon public record  
31 in the department a written instrument describing the proposed

1 abandonment. Such written instrument shall bear the department seal and  
2 shall be dated and subscribed by the Director of Transportation ~~Director-~~  
3 ~~State Engineer~~ and state upon what conditions, if any, the abandonment  
4 shall be qualified and particularly whether or not the title or right-of-  
5 way to any abandoned fragment or section shall be sold, revert to private  
6 ownership, or remain in the public. Such written instrument shall be  
7 certified by the department and be recorded in the office of the register  
8 of deeds of each county wherein any portion of the state highway system  
9 is being abandoned. No fee shall be charged for such recording. On such  
10 recording, the abandonment is complete.

11       Sec. 19. Section 39-1323.01, Revised Statutes Cumulative Supplement,  
12 2020, is amended to read:

13       39-1323.01 The Nebraska Department of Transportation, subject to the  
14 approval of the Governor, and the United States Department of  
15 Transportation if such department has a financial interest, is authorized  
16 to lease, rent, or permit for use, any area, or land and the buildings  
17 thereon, which area or land was acquired for highway purposes. The  
18 Director of Transportation ~~Director-State Engineer~~, for the Nebraska  
19 Department of Transportation, and in the name of the State of Nebraska,  
20 may execute all leases, permits, and other instruments necessary to  
21 accomplish the foregoing. Such instruments may contain any conditions,  
22 covenants, exceptions, and reservations which the department deems to be  
23 in the public interest, including, but not limited to, the provision that  
24 upon notice that such property is needed for highway purposes the use and  
25 occupancy thereof shall cease. If so leased, rented, or permitted to be  
26 used by a municipality, the property may be used for such governmental or  
27 proprietary purpose as the governing body of the municipality shall  
28 determine, and such governing body may let the property to bid by private  
29 operators for proprietary uses. All money received as rent shall be  
30 deposited in the state treasury and by the State Treasurer placed in the  
31 Highway Cash Fund, subject to reimbursement, if requested, to the United

1 States Department of Transportation for its proportionate financial  
2 contribution.

3 Sec. 20. Section 39-1326, Reissue Revised Statutes of Nebraska, is  
4 amended to read:

5 39-1326 The Director of Transportation ~~Director-State Engineer~~, for  
6 the department, and in the name of the State of Nebraska, may execute,  
7 acknowledge, seal, and deliver all deeds, bills of sale, and other  
8 instruments necessary and proper to carry out the sale and exchange of  
9 real property. Such deeds, bills of sale, and other instruments shall  
10 have affixed thereto the seal of the department. The deeds, bills of  
11 sale, and other instruments may contain any conditions, covenants,  
12 exceptions, and reservations which the department deems are in the public  
13 interest or may convey title in fee simple absolute. All money received  
14 from the sale of such property shall be deposited in the state treasury  
15 and credited to the Highway Cash Fund.

16 Sec. 21. Section 39-1334, Reissue Revised Statutes of Nebraska, is  
17 amended to read:

18 39-1334 The Director of Transportation ~~Director-State Engineer~~, for  
19 the department and in the name of the State of Nebraska, may prosecute to  
20 final determination any action, suit, or proceeding which in the  
21 director's ~~his~~ judgment is necessary for the preservation of public  
22 safety, the promotion of the general welfare, and to carry out the  
23 provisions of sections 39-1327 to 39-1336. In addition to any other  
24 available remedies, the director ~~Director-State Engineer~~ may secure an  
25 injunction or mandamus (1) to prevent any owner or occupier of property  
26 from constructing, using, or permitting to be used a private entrance or  
27 exit, approach road, facility, thing, or appurtenance upon or connected  
28 to a highway right-of-way without a written permit from the department  
29 when a permit is required, (2) to enforce compliance with the conditions  
30 of a permit issued by the department to a person for such construction,  
31 use, or right to permit such use, and (3) to enforce compliance with the

1 rules and regulations regarding such construction and uses prescribed by  
2 the department.

3 Sec. 22. Section 39-1349, Revised Statutes Cumulative Supplement,  
4 2020, is amended to read:

5 39-1349 (1) Except as provided in subsections (5) and (6) of this  
6 section, all contracts for the construction, reconstruction, improvement,  
7 maintenance, or repair of state highway system roads and bridges and  
8 their appurtenances shall be let by the department to the lowest  
9 responsible bidder. Bidders on such contracts must be prequalified to bid  
10 by the department except as provided in subsection (2) of section  
11 39-1351. The department may reject any or all bids and cause the work to  
12 be done as may be directed by the department.

13 (2) Except as provided in subsection (3) of this section, if the  
14 contractor has furnished the department all required records and reports,  
15 the department shall pay to the contractor interest at a rate three  
16 percentage points above the average annual Federal Reserve composite  
17 prime lending rate for the previous calendar year rounded to the nearest  
18 one-tenth of one percent on the amount retained and on the final payment  
19 due the contractor beginning sixty days after the work under the contract  
20 has been completed as evidenced by the completion date established in the  
21 department's letter of tentative acceptance or, when tentative acceptance  
22 has not been issued, beginning sixty days after completion of the work  
23 and running until the date when payment is tendered to the contractor.

24 (3) Subsection (2) of this section shall not apply to contracts  
25 which provide for payment pursuant to a set schedule over a period of  
26 time that extends beyond the completion of construction.

27 (4) When the department is required by acts of Congress and rules  
28 and regulations made by an agent of the United States in pursuance of  
29 such acts to predetermine minimum wages to be paid laborers and mechanics  
30 employed on highway construction, the Director of Transportation  
31 ~~Director-State Engineer~~ shall cause minimum rates of wages for such

1 laborers and mechanics to be predetermined and set forth in contracts for  
2 such construction. The minimum rates shall be the scale of wages which  
3 the director ~~Director-State-Engineer~~ finds are paid and maintained by at  
4 least fifty percent of the contractors in performing highway work  
5 contracted with the department unless the director ~~Director-State~~  
6 ~~Engineer~~ further finds that such scale of wages so determined would  
7 unnecessarily increase the cost of such highway work to the state, in  
8 which event he or she shall reduce such determination to such scale of  
9 wages as he or she finds is required to avoid such unnecessary increase  
10 in the cost of such highway work.

11 (5) The department, in its sole discretion, may permit a city or  
12 county to let state or federally funded contracts for the construction,  
13 reconstruction, improvement, maintenance, or repair of state highways,  
14 bridges, and their appurtenances located within the jurisdictional  
15 boundaries of such city or county, to the lowest responsible bidder when  
16 the work to be let is primarily local in nature and the department  
17 determines that it is in the public interest that the contract be let by  
18 the city or the county. Bidders on such contracts must be prequalified to  
19 bid by the department except as provided in subsection (2) of section  
20 39-1351.

21 (6) The department, in its sole discretion, may permit a federal  
22 agency to let contracts for the construction, reconstruction,  
23 improvement, maintenance, or repair of state highways, bridges, and their  
24 appurtenances and may permit such federal agency to perform any and all  
25 other aspects of the project to which such contract relates, including,  
26 but not limited to, preliminary engineering, environmental clearance,  
27 final design, and construction engineering, when the department  
28 determines that it is in the public interest to do so. Bidders on such  
29 contracts must be prequalified to bid by the department except as  
30 provided in subsection (2) of section 39-1351.

31 Sec. 23. Section 39-1361, Reissue Revised Statutes of Nebraska, is

1 amended to read:

2 39-1361 No person, firm, or corporation may dig up, cross, or  
3 otherwise use any portion of the state highway system for laying or  
4 relaying pipelines, ditches, flumes, pipes, sewers, railways, or any  
5 other similar purpose without obtaining a written permit from the  
6 department and agreeing to comply with such reasonable regulations as the  
7 department shall prescribe. Such regulations may include provisions  
8 relevant to an existing portion of the state highway system and also may  
9 contemplate future or contingent problems by providing protection to the  
10 department from expense or damage arising in the reconstruction or  
11 relocation of a portion of the state highway system when such expense or  
12 damage would not have existed but for the activity authorized by the  
13 permit. No person, firm, or corporation shall construct or install any  
14 new pole line, any underground conduit, or any buried cable or erect any  
15 new guy wires upon any portion of the state highway right-of-way without  
16 obtaining a written consent or permit from the department. The department  
17 shall grant such written consent or permits to do any of the things  
18 mentioned in this section if the installation of such thing does not  
19 interfere with, or cause unreasonable hazards to, the use of the right-  
20 of-way for highway purposes. The person, firm, or corporation to whom, or  
21 in whose behalf, the permit is given shall pay the cost of placing the  
22 highway in as good condition as it was prior to being dug up, crossed, or  
23 used and shall, upon the request of the department, furnish the state  
24 with a cash deposit or certified check upon a solvent bank, or a surety  
25 bond in a guaranty company qualified to do business in Nebraska. The  
26 deposit, check, or bond shall be in the amount required by the department  
27 and shall be furnished on condition that the sum be forfeited to the  
28 state in the event that the conditions of the permit or regulations of  
29 the department are breached. A written permit to do any of the things  
30 mentioned in this section shall not be required for emergency maintenance  
31 or emergency repair work on existing facilities, but in such cases oral



1 consent shall be secured from the Director of Transportation ~~Director-~~  
2 ~~State Engineer~~ or the director's his authorized representative as soon as  
3 the exigencies of the situation allow.

4 Sec. 24. Section 39-1390, Revised Statutes Cumulative Supplement,  
5 2020, is amended to read:

6 39-1390 The State Recreation Road Fund is created. The money in the  
7 fund shall be transferred by the State Treasurer, on the first day of  
8 each month, to the department and shall be expended by the Director of  
9 Transportation ~~Director-State Engineer~~ with the approval of the Governor  
10 for construction and maintenance of dustless-surface roads to be  
11 designated as state recreation roads as provided in this section, except  
12 that (1) transfers may be made from the fund to the State Park Cash  
13 Revolving Fund at the direction of the Legislature through July 31, 2016,  
14 and (2) if the balance in the State Recreation Road Fund exceeds fourteen  
15 million dollars on the first day of each month, the State Treasurer shall  
16 transfer the amount greater than fourteen million dollars to the Game and  
17 Parks State Park Improvement and Maintenance Fund. Except as to roads  
18 under contract as of March 15, 1972, those roads, excluding state  
19 highways, giving direct and immediate access to or located within state  
20 parks, state recreation areas, or other recreational or historical areas,  
21 shall be eligible for designation as state recreation roads. Such  
22 eligibility shall be determined by the Game and Parks Commission and  
23 certified to the Director of Transportation ~~Director-State Engineer~~, who  
24 shall, after receiving such certification, be authorized to commence  
25 construction on such recreation roads as funds are available. In  
26 addition, those roads, excluding state highways, giving direct and  
27 immediate access to a state veteran cemetery are state recreation roads.  
28 After construction of such roads they shall be shown on the map provided  
29 by section 39-1311. Preference in construction shall be based on existing  
30 or potential traffic use by other than local residents. Unless the State  
31 Highway Commission otherwise recommends, such roads upon completion of

1 construction shall be incorporated into the state highway system. If such  
2 a road is not incorporated into the state highway system, the department  
3 and the county within which such road is located shall enter into a  
4 maintenance agreement establishing the responsibility for maintenance of  
5 the road, the maintenance standards to be met, and the responsibility for  
6 maintenance costs. Any money in the State Recreation Road Fund available  
7 for investment shall be invested by the state investment officer pursuant  
8 to the Nebraska Capital Expansion Act and the Nebraska State Funds  
9 Investment Act.

10 Sec. 25. Section 39-2106, Revised Statutes Supplement, 2021, is  
11 amended to read:

12 39-2106 (1) To assist in developing the functional classification  
13 system, there is hereby established the Board of Public Roads  
14 Classifications and Standards which shall consist of eleven members to be  
15 appointed by the Governor with the approval of the Legislature.

16 (2) Of the members of such board:

17 (a) Two shall be representatives of the Department of  
18 Transportation;

19 (b) Three shall be representatives of the counties. One of such  
20 members shall be a county highway superintendent licensed pursuant to the  
21 County Highway and City Street Superintendents Act and two of such  
22 members shall be county board members;

23 (c) Three shall be representatives of the municipalities. Each of  
24 such members shall be a city engineer, village engineer, public works  
25 director, city manager, city administrator, street commissioner, or city  
26 street superintendent licensed pursuant to the County Highway and City  
27 Street Superintendents Act; and

28 (d) Three shall be lay citizens, with one representing each of the  
29 three congressional districts of the state.

30 (3) The county members on the board shall represent the various  
31 classes of counties, as defined in section 23-1114.01, in the following

1 manner:

2 (a) One shall be a representative from either a Class 1 or Class 2  
3 county;

4 (b) One shall be a representative from either a Class 3 or Class 4  
5 county; and

6 (c) One shall be a representative from either a Class 5, Class 6, or  
7 Class 7 county.

8 (4) The municipal members of the board shall represent  
9 municipalities of the following sizes by population, as determined by the  
10 most recent federal decennial census or the most recent revised certified  
11 count by the United States Bureau of the Census:

12 (a) One shall be a representative from a municipality of less than  
13 two thousand five hundred inhabitants;

14 (b) One shall be a representative from a municipality of two  
15 thousand five hundred to fifty thousand inhabitants; and

16 (c) One shall be a representative from a municipality of over fifty  
17 thousand inhabitants.

18 (5) In making such appointments, the Governor shall consult with the  
19 Director of Transportation ~~Director State Engineer~~ and with the  
20 appropriate county and municipal officials and may consult with  
21 organizations representing such officials or representing counties or  
22 municipalities as may be appropriate.

23 (6) At the expiration of the existing term, one member from the  
24 county representatives, the municipal representatives, and the lay  
25 citizens shall be appointed for a term of two years; and two members from  
26 the county representatives, the municipal representatives, and the lay  
27 citizens shall be appointed for terms of four years. One representative  
28 from the department shall be appointed for a two-year term and the other  
29 representative shall be appointed for a four-year term. Thereafter, all  
30 such appointments shall be for terms of four years each.

31 (7) Members of such board shall receive no compensation for their

1 services as such, except that the lay members shall receive the same  
2 compensation as members of the State Highway Commission, and all members  
3 shall be reimbursed for expenses incurred in the performance of their  
4 official duties as provided in sections 81-1174 to 81-1177. All expenses  
5 of such board shall be paid by the department.

6 Sec. 26. Section 39-2109, Revised Statutes Cumulative Supplement,  
7 2020, is amended to read:

8 39-2109 The Board of Public Roads Classifications and Standards  
9 shall develop and adopt the specific criteria for each functional  
10 classification set forth in sections 39-2103 and 39-2104, which criteria  
11 shall be consistent with the general criteria set forth in those  
12 sections. No such criteria shall be adopted until after public hearings  
13 have been held thereon at such times and places as to assure interested  
14 parties throughout the state an opportunity to be heard thereon.  
15 Following their adoption, the board shall provide an electronic copy of  
16 such criteria to the Secretary of State and the Clerk of the Legislature.  
17 The board shall also provide an electronic notification of such criteria  
18 to the appropriate representative of each county and each incorporated  
19 municipality and to the Director of Transportation ~~Director-State~~  
20 ~~Engineer~~.

21 Sec. 27. Section 39-2120, Revised Statutes Cumulative Supplement,  
22 2020, is amended to read:

23 39-2120 (1) The Board of Public Roads Classifications and Standards  
24 shall develop and schedule for implementation a certification form for  
25 annual filing pursuant to section 39-2121 by the Department of  
26 Transportation and each county and municipality. The certification form  
27 shall include:

28 (a) ~~(1)~~ A statement from the department and each county or  
29 municipality that it has developed, adopted, and included in its public  
30 records the plans, programs, or standards required by sections 39-2115 to  
31 39-2119;

1        (b) ~~(2)~~ A statement that the department and each county or  
2 municipality:

3        (i) ~~(a)~~ Meets the plans, programs, or standards of design,  
4 construction, and maintenance for its highways, roads, or streets;

5        (ii) ~~(b)~~ Expends all tax revenue for highway, road, or street  
6 purposes in accordance with approved plans, programs, or standards,  
7 including county and municipal tax revenue as well as highway-user  
8 revenue allocations;

9        (iii) ~~(c)~~ Uses a system of revenue and cost accounting which clearly  
10 includes a comparison of receipts and expenditures for approved budgets,  
11 plans, programs, and standards;

12        (iv) ~~(d)~~ Uses a system of budgeting which reflects uses and sources  
13 of funds in terms of plans, programs, or standards and accomplishments;

14        (v) ~~(e)~~ Uses an accounting system including an inventory of  
15 machinery, equipment, and supplies; and

16        (vi) ~~(f)~~ Uses an accounting system that tracks equipment operation  
17 costs; and

18        (c) ~~(3)~~ The information required under subsection (2) of section  
19 39-2510 or subsection (2) of section 39-2520, when applicable.

20        (2) The certification by the department shall be signed by the  
21 Director of Transportation ~~Director State Engineer~~. The certification by  
22 each county and municipality shall be signed by the board chairperson or  
23 mayor and shall include a copy of the resolution or ordinance of the  
24 governing body of the county or municipality authorizing the signing of  
25 the certification form.

26        Sec. 28. Section 39-2803, Reissue Revised Statutes of Nebraska, is  
27 amended to read:

28        39-2803 (1) The Transportation Infrastructure Bank Fund is created.  
29 The fund shall be administered by the department and shall be used for  
30 purposes of sections 39-2803 to 39-2807. Any money in the fund available  
31 for investment shall be invested by the state investment officer pursuant

1 to the Nebraska Capital Expansion Act and the Nebraska State Funds  
2 Investment Act. Investment earnings from investment of money in the fund  
3 shall be credited to the fund.

4 (2) The Transportation Infrastructure Bank Fund shall consist of  
5 money transferred from the Cash Reserve Fund pursuant to section 84-612  
6 and any other money as determined by the Legislature.

7 (3) It is the intent of the Legislature that additional fuel tax  
8 revenue generated by Laws 2015, LB610, shall be transferred from the  
9 Roads Operations Cash Fund to the Transportation Infrastructure Bank  
10 Fund. Transfers shall be initiated each fiscal year by the State  
11 Treasurer following certification of revenue receipts by the Director of  
12 Transportation ~~Director-State Engineer~~ from July 1, 2016, through June  
13 2033. Transferred funds shall be used for purposes of sections 39-2803 to  
14 39-2807.

15 Sec. 29. Section 49-617, Reissue Revised Statutes of Nebraska, is  
16 amended to read:

17 49-617 The Revisor of Statutes shall cause the statutes to be  
18 printed. The printer shall deliver all completed copies to the Supreme  
19 Court. These copies shall be held and disposed of by the court as  
20 follows: Sixty copies to the State Library to exchange for statutes of  
21 other states; five copies to the State Library to keep for daily use; not  
22 to exceed twenty-five copies to the Legislative Council for bill drafting  
23 and related services to the Legislature and executive state officers; as  
24 many copies to the Attorney General as he or she has attorneys on his or  
25 her staff; as many copies to the Commission on Public Advocacy as it has  
26 attorneys on its staff; up to sixteen copies to the State Court  
27 Administrator; thirteen copies to the Tax Commissioner; eight copies to  
28 the Nebraska Publications Clearinghouse; six copies to the Public Service  
29 Commission; four copies to the Secretary of State; three copies to the  
30 Tax Equalization and Review Commission; four copies to the Clerk of the  
31 Legislature for use in his or her office and three copies to be

1 maintained in the legislative chamber, one copy on each side of the  
2 chamber and one copy at the desk of the Clerk of the Legislature, under  
3 control of the sergeant at arms; three copies to the Department of Health  
4 and Human Services; two copies each to the Governor of the state, the  
5 Chief Justice and each judge of the Supreme Court, each judge of the  
6 Court of Appeals, the Clerk of the Supreme Court, the Reporter of the  
7 Supreme Court and Court of Appeals, the Commissioner of Labor, the  
8 Auditor of Public Accounts, and the Revisor of Statutes; one copy each to  
9 the Secretary of State of the United States, each Indian tribal court  
10 located in the State of Nebraska, the library of the Supreme Court of the  
11 United States, the Adjutant General, the Air National Guard, the  
12 Commissioner of Education, the State Treasurer, the Board of Educational  
13 Lands and Funds, the Director of Agriculture, the Director of  
14 Administrative Services, the Director of Economic Development, the  
15 director of the Nebraska Public Employees Retirement Systems, the  
16 Director of Transportation ~~Director State Engineer~~, the Director of  
17 Banking and Finance, the Director of Insurance, the Director of Motor  
18 Vehicles, the Director of Veterans' Affairs, the Director of Natural  
19 Resources, the Director of Correctional Services, the Nebraska Emergency  
20 Operating Center, each judge of the Nebraska Workers' Compensation Court,  
21 each commissioner of the Commission of Industrial Relations, the Nebraska  
22 Liquor Control Commission, the State Real Estate Commission, the  
23 secretary of the Game and Parks Commission, the Board of Pardons, each  
24 state institution under the Department of Health and Human Services, each  
25 state institution under the State Department of Education, the State  
26 Surveyor, the Nebraska State Patrol, the materiel division of the  
27 Department of Administrative Services, the personnel division of the  
28 Department of Administrative Services, the Nebraska Motor Vehicle  
29 Industry Licensing Board, the Board of Trustees of the Nebraska State  
30 Colleges, each of the Nebraska state colleges, each district judge of the  
31 State of Nebraska, each judge of the county court, each judge of a

1 separate juvenile court, the Lieutenant Governor, each United States  
2 Senator from Nebraska, each United States Representative from Nebraska,  
3 each clerk of the district court for the use of the district court, the  
4 clerk of the Nebraska Workers' Compensation Court, each clerk of the  
5 county court, each county attorney, each county public defender, each  
6 county law library, and the inmate library at all state penal and  
7 correctional institutions, and each member of the Legislature shall be  
8 entitled to two complete sets, and two complete sets of such volumes as  
9 are necessary to update previously issued volumes, but each member of the  
10 Legislature and each judge of any court referred to in this section shall  
11 be entitled, on request, to an additional complete set. Copies of the  
12 statutes distributed without charge, as listed in this section, shall be  
13 the property of the state or governmental subdivision of the state and  
14 not the personal property of the particular person receiving a copy.  
15 Distribution of statutes to the library of the College of Law of the  
16 University of Nebraska shall be as provided in sections 85-176 and  
17 85-177.

18 Sec. 30. Section 60-6,103, Reissue Revised Statutes of Nebraska, is  
19 amended to read:

20 60-6,103 Any surviving driver or pedestrian sixteen years of age or  
21 older who is involved in a motor vehicle accident in which a person is  
22 killed shall be requested, if he or she has not otherwise been directed  
23 by a peace officer to submit to a chemical test under section 60-6,197,  
24 to submit to a chemical test of blood, urine, or breath as the peace  
25 officer directs for the purpose of determining the amount of alcohol or  
26 drugs in his or her body fluid. The results of such test shall be  
27 reported in writing to the Director of Transportation ~~Director-State~~  
28 ~~Engineer~~ who shall tabulate such results on a monthly basis. Such  
29 information, including the identity of such driver or pedestrian and any  
30 such amount of alcohol or drugs, shall be public information and may be  
31 released or disclosed as provided by the Department of Transportation.



1 The provisions of sections 60-6,199, 60-6,200, and 60-6,202 shall, when  
2 applicable, apply to the tests provided for in this section.

3 Sec. 31. Section 60-6,167, Reissue Revised Statutes of Nebraska, is  
4 amended to read:

5 60-6,167 (1) Except as otherwise provided in this section, any  
6 vehicle stopped or parked upon a two-way roadway where parking is  
7 permitted shall be so stopped or parked with the right-hand wheels  
8 parallel to and within twelve inches of the right-hand curb or edge of  
9 such roadway. No vehicle shall be parked upon a roadway when there is a  
10 shoulder adjacent to the roadway which is available for parking.

11 (2) Except when otherwise provided by a local authority, every  
12 vehicle stopped or parked upon a one-way roadway shall be so stopped or  
13 parked parallel to the curb or edge of such roadway, in the direction of  
14 authorized traffic movement, with its right-hand wheels within twelve  
15 inches of the right-hand curb or edge of the roadway or its left-hand  
16 wheels within twelve inches of the left-hand curb or edge of such  
17 roadway.

18 (3) A local authority may permit angle or center parking on any  
19 roadway, except that angle or center parking shall not be permitted on  
20 any federal-aid highway or on any part of the state highway system unless  
21 the Director of Transportation ~~Director-State Engineer~~ has determined  
22 that such roadway is of sufficient width to permit angle or center  
23 parking without interfering with the free movement of traffic.

24 (4) The Department of Transportation or a local authority may  
25 prohibit or restrict stopping, standing, or parking on highways under its  
26 respective jurisdiction outside the corporate limits of any city or  
27 village and erect and maintain proper and adequate signs thereon. No  
28 person shall stop, stand, or park any vehicle in violation of the  
29 restrictions stated on such signs.

30 Sec. 32. Section 60-6,188, Reissue Revised Statutes of Nebraska, is  
31 amended to read:

1           60-6,188 (1) The maximum speed limit through any maintenance,  
2 repair, or construction zone on the state highway system shall be thirty-  
3 five miles per hour in rural areas and twenty-five miles per hour in  
4 urban areas.

5           (2) Such speed limits shall take effect only after appropriate signs  
6 giving notice of the speed limit are erected or displayed in a  
7 conspicuous place in advance of the area where the maintenance, repair,  
8 or construction activity is or will be taking place. Such signs shall  
9 conform to the manual and shall be regulatory signs imposing a legal  
10 obligation and restriction on all traffic proceeding into the  
11 maintenance, construction, or repair zone. The signs may be displayed  
12 upon a fixed, variable, or movable stand. While maintenance,  
13 construction, or repair is being performed, the signs may be mounted upon  
14 moving Department of Transportation vehicles displaying such signs well  
15 in advance of the maintenance zone.

16           (3) The Director of Transportation ~~Director-State Engineer~~ may  
17 increase the speed limit through any highway maintenance, repair, or  
18 construction zone in increments of five miles per hour if the speed set  
19 does not exceed the maximum speed limits established in sections  
20 60-6,186, 60-6,187, 60-6,189, 60-6,190, 60-6,305, and 60-6,313. The  
21 director ~~Director-State Engineer~~ may delegate the authority to raise  
22 speed limits through any maintenance, repair, or construction zone to any  
23 department employee in a supervisory capacity or may delegate such  
24 authority to a county, municipal, or local engineer who has the duty to  
25 maintain the state highway system in such jurisdiction if the maintenance  
26 is performed on behalf of the department by contract with the local  
27 authority. Such increased speed limit through a maintenance, repair, or  
28 construction zone shall be effective when the director ~~Director-State~~  
29 ~~Engineer~~ or any officer to whom authority has been delegated gives a  
30 written order for such increase and signs posting such speed limit are  
31 erected or displayed.

1           (4) The Department of Transportation shall post signs in  
2 maintenance, repair, or construction zones which inform motorists that  
3 the fine for exceeding the posted speed limit in such zones is doubled.

4           Sec. 33. Section 60-6,190, Reissue Revised Statutes of Nebraska, is  
5 amended to read:

6           60-6,190 (1) Whenever the Department of Transportation determines,  
7 upon the basis of an engineering and traffic investigation, that any  
8 maximum speed limit is greater or less than is reasonable or safe under  
9 the conditions found to exist at any intersection, place, or part of the  
10 state highway system outside of the corporate limits of cities and  
11 villages as well as inside the corporate limits of cities and villages on  
12 freeways which are part of the state highway system, it may determine and  
13 set a reasonable and safe maximum speed limit for such intersection,  
14 place, or part of such highway which shall be the lawful speed limit when  
15 appropriate signs giving notice thereof are erected at such intersection,  
16 place, or part of the highway, except that the maximum rural and freeway  
17 limits shall not be exceeded. Such a maximum speed limit may be set to be  
18 effective at all times or at such times as are indicated upon such signs.

19           (2) The speed limits set by the department shall not be a  
20 departmental rule, regulation, or order subject to the statutory  
21 procedures for such rules, regulations, or orders but shall be an  
22 authorization over the signature of the Director of Transportation  
23 ~~Director State Engineer~~ and shall be maintained on permanent file at the  
24 headquarters of the department. Certified copies of such authorizations  
25 shall be available from the department at a reasonable cost for  
26 duplication. Any change to such an authorization shall be made by a new  
27 authorization which cancels the previous authorization and establishes  
28 the new limit, but the new limit shall not become effective until signs  
29 showing the new limit are erected as provided in subsection (1) of this  
30 section.

31           (3) On county highways which are not part of the state highway

1 system or within the limits of any state institution or any area under  
2 control of the Game and Parks Commission or a natural resources district  
3 and which are outside of the corporate limits of cities and villages,  
4 county boards shall have the same power and duty to alter the maximum  
5 speed limits as the department if the change is based on an engineering  
6 and traffic investigation comparable to that made by the department. The  
7 limit outside of a business or residential district shall not be  
8 decreased to less than thirty-five miles per hour.

9 (4) On all highways within their corporate limits, except on state-  
10 maintained freeways which are part of the state highway system,  
11 incorporated cities and villages shall have the same power and duty to  
12 alter the maximum speed limits as the department if the change is based  
13 on engineering and traffic investigation, except that no imposition of  
14 speed limits on highways which are part of the state highway system in  
15 cities and villages under forty thousand inhabitants as determined by the  
16 most recent federal decennial census or the most recent revised certified  
17 count by the United States Bureau of the Census shall be effective  
18 without the approval of the department.

19 (5) The director of any state institution, the Game and Parks  
20 Commission, or a natural resources district, with regard to highways  
21 which are not a part of the state highway system, which are within the  
22 limits of such institution or area under Game and Parks Commission or  
23 natural resources district control, and which are outside the limits of  
24 any incorporated city or village, shall have the same power and duty to  
25 alter the maximum speed limits as the department if the change is based  
26 on an engineering and traffic investigation comparable to that made by  
27 the department.

28 (6) Not more than six such speed limits shall be set per mile along  
29 a highway, except in the case of reduced limits at intersections. The  
30 difference between adjacent speed limits along a highway shall not be  
31 reduced by more than twenty miles per hour, and there shall be no limit

1 on the difference between adjacent speed limits for increasing speed  
2 limits along a highway.

3 (7) When the department or a local authority determines by an  
4 investigation that certain vehicles in addition to those specified in  
5 sections 60-6,187, 60-6,305, and 60-6,313 cannot with safety travel at  
6 the speeds provided in sections 60-6,186, 60-6,187, 60-6,189, 60-6,305,  
7 and 60-6,313 or set pursuant to this section or section 60-6,188 or  
8 60-6,189, the department or local authority may restrict the speed limit  
9 for such vehicles on highways under its respective jurisdiction and post  
10 proper and adequate signs.

11 Sec. 34. Section 60-6,288, Reissue Revised Statutes of Nebraska, is  
12 amended to read:

13 60-6,288 (1) No vehicle which exceeds a total outside width of one  
14 hundred two inches, including any load but excluding designated safety  
15 devices, shall be permitted on any portion of the National System of  
16 Interstate and Defense Highways. The Director of Transportation ~~Director-~~  
17 ~~State Engineer~~ shall adopt and promulgate rules and regulations,  
18 consistent with federal requirements, designating safety devices which  
19 shall be excluded in determining vehicle width.

20 (2) No vehicle which exceeds a total outside width of one hundred  
21 two inches, including any load but excluding designated safety devices,  
22 shall be permitted on any highway which is not a portion of the National  
23 System of Interstate and Defense Highways, except that such prohibition  
24 shall not apply to:

25 (a) Farm equipment in temporary movement, during daylight hours or  
26 during hours of darkness when the clearance light requirements of section  
27 60-6,235 are fully complied with, in the normal course of farm  
28 operations;

29 (b) Combines eighteen feet or less in width, while in the normal  
30 course of farm operations and while being driven during daylight hours or  
31 during hours of darkness when the clearance light requirements of section

1 60-6,235 are fully complied with;

2 (c) Combines in excess of eighteen feet in width, while in the  
3 normal course of farm operations, while being driven during daylight  
4 hours for distances of twenty-five miles or less on highways and while  
5 preceded by a well-lighted pilot vehicle or flagperson, except that such  
6 combines may be driven on highways while in the normal course of farm  
7 operations for distances of twenty-five miles or less and while preceded  
8 by a well-lighted pilot vehicle or flagperson during hours of darkness  
9 when the clearance light requirements of section 60-6,235 are fully  
10 complied with;

11 (d) Combines and vehicles used in transporting combines or other  
12 implements of husbandry, and only when transporting combines or other  
13 implements of husbandry, to be engaged in harvesting or other  
14 agricultural work, while being transported into or through the state  
15 during daylight hours, when the total width including the width of the  
16 combine or other implement of husbandry being transported does not exceed  
17 fifteen feet, except that vehicles used in transporting combines or other  
18 implements of husbandry may, when necessary to the harvesting operation  
19 or other agricultural work, travel unloaded for distances not to exceed  
20 twenty-five miles, while the combine or other implement of husbandry to  
21 be transported is engaged in a harvesting operation or other agricultural  
22 work;

23 (e) Farm equipment dealers or their representatives as authorized  
24 under section 60-6,382 driving, delivering, or picking up farm equipment,  
25 including portable livestock buildings not exceeding fourteen feet in  
26 width, or implements of husbandry during daylight hours;

27 (f) Livestock forage vehicles loaded or unloaded that comply with  
28 subsection (2) of section 60-6,305;

29 (g) During daylight hours only, vehicles en route to pick up,  
30 delivering, or returning unloaded from delivery of baled livestock forage  
31 which, including the load if any, may be twelve feet in width;

1 (h) Mobile homes or prefabricated livestock buildings not exceeding  
2 sixteen feet in width and with an outside tire width dimension not  
3 exceeding one hundred twenty inches moving during daylight hours;

4 (i) Self-propelled specialized mobile equipment with a fixed load  
5 when:

6 (i) The self-propelled specialized mobile equipment will be  
7 transported on a state highway, excluding any portion of the National  
8 System of Interstate and Defense Highways, on a city street, or on a road  
9 within the corporate limits of a city;

10 (ii) The city in which the self-propelled specialized mobile  
11 equipment is intended to be transported has authorized a permit pursuant  
12 to section 60-6,298 for the transportation of the self-propelled  
13 specialized mobile equipment, specifying the route to be used and the  
14 hours during which the self-propelled specialized mobile equipment can be  
15 transported, except that no permit shall be issued by a city for travel  
16 on a state highway containing a bridge or structure which is structurally  
17 inadequate to carry the self-propelled specialized mobile equipment as  
18 determined by the Department of Transportation;

19 (iii) The self-propelled specialized mobile equipment's gross weight  
20 does not exceed ninety-four thousand pounds if the self-propelled  
21 specialized mobile equipment has four axles or seventy-two thousand  
22 pounds if the self-propelled specialized mobile equipment has three  
23 axles; and

24 (iv) If the self-propelled specialized mobile equipment has four  
25 axles, the maximum weight on each set of tandem axles does not exceed  
26 forty-seven thousand pounds, or if the self-propelled specialized mobile  
27 equipment has three axles, the maximum weight on the front axle does not  
28 exceed twenty-five thousand pounds and the total maximum weight on the  
29 rear tandem axles does not exceed forty-seven thousand pounds;

30 (j) Vehicles which have been issued a permit pursuant to section  
31 60-6,299; or

1 (k) A motor home or travel trailer, as those terms are defined in  
2 section 71-4603, which may exceed one hundred and two inches if such  
3 excess width is attributable to an appurtenance that extends no more than  
4 six inches beyond the body of the vehicle. For purposes of this  
5 subdivision, the term appurtenance includes (i) an awning and its support  
6 hardware and (ii) any appendage that is intended to be an integral part  
7 of a motor home or travel trailer and that is installed by the  
8 manufacturer or dealer. The term appurtenance does not include any item  
9 that is temporarily affixed or attached to the exterior of the motor home  
10 or travel trailer for purposes of transporting the vehicular unit from  
11 one location to another. Appurtenances shall not be considered in  
12 calculating the gross trailer area as defined in section 71-4603.

13 (3) The Director of Transportation ~~Director-State Engineer~~, with  
14 respect to highways under his or her jurisdiction, may designate certain  
15 highways upon which vehicles of no more than ninety-six inches in width  
16 may be permitted to travel. Highways so designated shall be limited to  
17 one or more of the following:

- 18 (a) Highways with traffic lanes of ten feet or less;  
19 (b) Highways upon which are located narrow bridges; and  
20 (c) Highways which because of sight distance, surfacing, unusual  
21 curves, topographic conditions, or other unusual circumstances would not  
22 in the opinion of the director ~~Director-State Engineer~~ safely accommodate  
23 vehicles of more than ninety-six inches in width.

24 Sec. 35. Section 60-6,292, Reissue Revised Statutes of Nebraska, is  
25 amended to read:

26 60-6,292 (1) The Department of Transportation may issue permits for  
27 the use of extra-long vehicle combinations. Such permits shall allow the  
28 extra-long vehicle combinations to operate only on the National System of  
29 Interstate and Defense Highways and only if such vehicles are empty and  
30 are being delivered for the manufacturer or retailer, except that a  
31 highway located not more than six miles from the National System of



1 Interstate and Defense Highways may also be designated in such permits if  
2 it is determined by the Director of Transportation ~~Director State~~  
3 ~~Engineer~~ that such designation is necessary for the permitholder to have  
4 access to the National System of Interstate and Defense Highways. An  
5 annual permit for such use may be issued to each qualified carrier  
6 company or individual. The carrier company or individual shall maintain a  
7 copy of such annual permit in each truck-tractor operating as a part of  
8 an extra-long vehicle combination. The fee for such permit shall be two  
9 hundred fifty dollars per year.

10 (2) The permit shall allow operation of the following extra-long  
11 vehicle combinations of not more than three cargo units and not fewer  
12 than six axles nor more than nine axles:

13 (a) A truck-tractor, a semitrailer, and two trailers having an  
14 overall combination length of not more than one hundred five feet.  
15 Semitrailers and trailers shall be of approximately equal lengths;

16 (b) A truck-tractor, semitrailer, and single trailer having an  
17 overall length of not more than one hundred five feet. Semitrailers and  
18 trailers shall be of approximately equal lengths; and

19 (c) A truck-tractor, semitrailer, or single trailer, one trailer of  
20 which is not more than forty-eight feet long, the other trailer of which  
21 is not more than twenty-eight feet long nor less than twenty-six feet  
22 long, and the entire combination of which is not more than ninety-five  
23 feet long. The shorter trailer shall be operated as the rear trailer.

24 For purposes of this subsection, a semitrailer used with a converter  
25 dolly shall be considered a trailer.

26 (3) The department shall adopt and promulgate rules and regulations  
27 governing the issuance of the permits, including, but not limited to,  
28 selection of carriers, driver qualifications, equipment selection, hours  
29 of operations, weather conditions, road conditions, and safety  
30 considerations.

31 (4) Any person who violates this section shall be guilty of a Class

1 IV misdemeanor.

2 Sec. 36. Section 60-6,294, Reissue Revised Statutes of Nebraska, is  
3 amended to read:

4 60-6,294 (1) Every vehicle, whether operated singly or in a  
5 combination of vehicles, and every combination of vehicles shall comply  
6 with subsections (2) and (3) of this section except as provided in  
7 sections 60-6,294.01, 60-6,297, and 60-6,383. The limitations imposed by  
8 this section shall be supplemental to all other provisions imposing  
9 limitations upon the size and weight of vehicles.

10 (2) No wheel of a vehicle or trailer equipped with pneumatic or  
11 solid rubber tires shall carry a gross load in excess of ten thousand  
12 pounds on any highway nor shall any axle carry a gross load in excess of  
13 twenty thousand pounds on any highway. An axle load shall be defined as  
14 the total load transmitted to the highway by all wheels the centers of  
15 which may be included between two parallel transverse vertical planes  
16 forty inches apart extending across the full width of the vehicle.

17 (3) No group of two or more consecutive axles shall carry a load in  
18 pounds in excess of the value given in the following table corresponding  
19 to the distance in feet between the extreme axles of the group, measured  
20 longitudinally to the nearest foot, except that the maximum load carried  
21 on any group of two or more axles shall not exceed eighty thousand pounds  
22 on the National System of Interstate and Defense Highways unless the  
23 Director of Transportation ~~Director State Engineer~~ pursuant to section  
24 60-6,295 authorizes a greater weight.

25	Distance in feet							Maximum load in pounds carried
26	between the							on any group of two or more
27	extremes of							consecutive axles
28	any group of							
29	two or more							
30	consecutive	Two	Three	Four	Five	Six	Seven	
31	axles	Axles	Axles	Axles	Axles	Axles	Axles	

1	4	34,000				
2	5	34,000				
3	6	34,000				
4	7	34,000				
5	8	34,000	42,000			
6	9	39,000	42,500			
7	10	40,000	43,500			
8	11		44,000			
9	12		45,000	50,000		
10	13		45,500	50,500		
11	14		46,500	51,500		
12	15		47,000	52,000		
13	16		48,000	52,500	58,000	
14	17		48,500	53,500	58,500	
15	18		49,500	54,000	59,000	
16	19		50,000	54,500	60,000	
17	20		51,000	55,500	60,500	
18	21		51,500	56,000	61,000	
19	22		52,500	56,500	61,500	
20	23		53,000	57,500	62,500	
21	24		54,000	58,000	63,000	
22	25		54,500	58,500	63,500	69,000
23	26		55,500	59,500	64,000	69,500
24	27		56,000	60,000	65,000	70,000
25	28		57,000	60,500	65,500	71,000
26	29		57,500	61,500	66,000	71,500
27	30		58,500	62,000	66,500	72,000
28	31		59,000	62,500	67,500	72,500
29	32		60,000	63,500	68,000	73,000
30	33			64,000	68,500	74,000

1	34	64,500	69,000	74,500	
2	35	65,500	70,000	75,000	
3	36	66,000	70,500	75,500	
4	37	66,500	71,000	76,000	81,500
5	38	67,500	72,000	77,000	82,000
6	39	68,000	72,500	77,500	82,500
7	40	68,500	73,000	78,000	83,500
8	41	69,500	73,500	78,500	84,000
9	42	70,000	74,000	79,000	84,500
10	43	70,500	75,000	80,000	85,000
11	44	71,500	75,500	80,500	85,500
12	45	72,000	76,000	81,000	86,000
13	46	72,500	76,500	81,500	87,000
14	47	73,500	77,500	82,000	87,500
15	48	74,000	78,000	83,000	88,000
16	49	74,500	78,500	83,500	88,500
17	50	75,500	79,000	84,000	89,000
18	51	76,000	80,000	84,500	89,500
19	52	76,500	80,500	85,000	90,500
20	53	77,500	81,000	86,000	91,000
21	54	78,000	81,500	86,500	91,500
22	55	78,500	82,500	87,000	92,000
23	56	79,500	83,000	87,500	92,500
24	57	80,000	83,500	88,000	93,000
25	58		84,000	89,000	94,000
26	59		85,000	89,500	94,500
27	60		85,500	90,000	95,000

28 (4) The distance between axles shall be measured to the nearest  
 29 foot. When a fraction is exactly one-half foot, the next larger whole  
 30 number shall be used, except that:

1 (a) Any group of three axles shall be restricted to a maximum load  
2 of thirty-four thousand pounds unless the distance between the extremes  
3 of the first and third axles is at least ninety-six inches in fact; and

4 (b) The maximum gross load on any group of two axles, the distance  
5 between the extremes of which is more than eight feet but less than eight  
6 feet six inches, shall be thirty-eight thousand pounds.

7 (5) The limitations of subsections (2) through (4) of this section  
8 shall apply as stated to all main, rural, and intercity highways but  
9 shall not be construed as inhibiting heavier axle loads in metropolitan  
10 areas, except on the National System of Interstate and Defense Highways,  
11 if such loads are not prohibited by city ordinance.

12 (6) The weight limitations of wheel and axle loads as defined in  
13 subsections (2) through (4) of this section shall be restricted to the  
14 extent deemed necessary by the Department of Transportation for a  
15 reasonable period when road subgrades or pavements are weak or are  
16 materially weakened by climatic conditions.

17 (7) Two consecutive sets of tandem axles may carry a gross load of  
18 thirty-four thousand pounds each when the overall distance between the  
19 first and last axles of such consecutive sets of tandem axles is thirty-  
20 six, thirty-seven, or thirty-eight feet except as provided in section  
21 60-6,297. Such vehicles shall be subject to section 60-6,301.

22 (8) If any vehicle crosses a bridge with a total gross load in  
23 excess of the posted capacity of such bridge and as a result of such  
24 crossing any damage results to the bridge, the owner of such vehicle  
25 shall be responsible for all of such damage.

26 (9) Vehicles equipped with a greater number of axles than provided  
27 in the table in subsection (3) of this section shall be legal if they do  
28 not exceed the maximum load upon any wheel or axle, the maximum load upon  
29 any group of two or more consecutive axles, and the total gross weight,  
30 or any of such weights as provided in subsections (2) and (3) of this  
31 section.

1           (10) Subsections (1) through (9) of this section shall not apply to  
2 a vehicle which has been issued a permit pursuant to section 60-6,299,  
3 self-propelled specialized mobile equipment with a fixed load when the  
4 requirements of subdivision (2)(i) of section 60-6,288 are met, or an  
5 emergency vehicle when the requirements of subdivision (1)(a)(v) of  
6 section 60-6,298 are met.

7           (11) Any two consecutive axles the centers of which are more than  
8 forty inches and not more than ninety-six inches apart, measured to the  
9 nearest inch between any two adjacent axles in the series, shall be  
10 defined as tandem axles, and the gross weight transmitted to the road  
11 surface through such series shall not exceed thirty-four thousand pounds.  
12 No axle of the series shall exceed the maximum weight permitted under  
13 this section for a single axle.

14           (12) Dummy axles shall be disregarded in determining the lawful  
15 weight of a vehicle or vehicle combination for operation on the highway.  
16 Dummy axle shall mean an axle attached to a vehicle or vehicle  
17 combination in a manner so that it does not articulate or substantially  
18 equalize the load and does not carry at least the lesser of eight  
19 thousand pounds or eight percent of the gross weight of the vehicle or  
20 vehicle combination.

21           (13) The maximum gross weight limit and the axle weight limit for  
22 any vehicle or combination of vehicles equipped with idle reduction  
23 technology may be increased by an amount necessary to compensate for the  
24 additional weight of the idle reduction technology as provided in 23  
25 U.S.C. 127(a)(12), as such section existed on October 1, 2012. The  
26 additional amount of weight allowed by this subsection shall not exceed  
27 five hundred fifty pounds and shall not be construed to be in addition to  
28 the five-percent-in-excess-of-maximum-load provision of subdivision (1)  
29 of section 60-6,301.

30           (14)(a) The maximum gross weight for any vehicle or combination of  
31 vehicles (i) operated on the National System of Interstate and Defense

1 Highways, including adjoining portions of the state highway system for  
2 reasonable access to terminals and facilities for food, fuel, repairs,  
3 and rest, as designated by the Department of Transportation, and (ii)  
4 powered (A) by an engine fueled primarily by natural gas or (B) primarily  
5 by means of electric battery power, may exceed the gross weight  
6 limitations provided in subsections (2), (3), (4), (7), (9), and (11) of  
7 this section in an amount that:

8 (b)(i) Is up to a maximum of two thousand pounds; and

9 (ii) Does not exceed eighty-two thousand pounds.

10 (15) For purposes of this subsection, emergency vehicle means a  
11 vehicle designed to be used under emergency conditions to transport  
12 personnel and equipment and to support the suppression of fires and  
13 mitigation of other hazardous situations. An emergency vehicle may exceed  
14 the gross load limitations provided in subsections (2), (3), (4), (7),  
15 (9), and (11) of this section on the National System of Interstate and  
16 Defense Highways, including adjoining portions of the state highway  
17 system for reasonable access to terminals and facilities for food, fuel,  
18 repairs, and rest, as designated by the Department of Transportation, up  
19 to a gross vehicle weight of eighty-six thousand pounds, and that does  
20 not exceed:

21 (a) Twenty-four thousand pounds on a single steering axle;

22 (b) Thirty-three thousand five hundred pounds on a single drive  
23 axle;

24 (c) Sixty-two thousand pounds on a tandem axle; or

25 (d) Fifty-two thousand pounds on a tandem rear drive steer axle.

26 Sec. 37. Section 60-6,295, Reissue Revised Statutes of Nebraska, is  
27 amended to read:

28 60-6,295 Upon finding that no loss to the state of federal highway-  
29 user funds would result therefrom, the Director of Transportation  
30 ~~Director-State Engineer~~ may authorize the carrying on the National System  
31 of Interstate and Defense Highways of the weights set forth in the table

1 of weights in section 60-6,294 or such part thereof as would result in no  
2 loss to the state of such funds.

3 Sec. 38. Section 66-4,100, Reissue Revised Statutes of Nebraska, is  
4 amended to read:

5 66-4,100 (1) The Highway Cash Fund and the Roads Operations Cash  
6 Fund are hereby created. If bonds are issued pursuant to subsection (2)  
7 of section 39-2223, the balance of the share of the Highway Trust Fund  
8 allocated to the Department of Transportation and deposited into the  
9 Highway Restoration and Improvement Bond Fund as provided in subsection  
10 (6) of section 39-2215 and the balance of the money deposited in the  
11 Highway Restoration and Improvement Bond Fund as provided in section  
12 39-2215.01 shall be transferred by the State Treasurer, on or before the  
13 last day of each month, to the Highway Cash Fund. If no bonds are issued  
14 pursuant to subsection (2) of section 39-2223, the share of the Highway  
15 Trust Fund allocated to the Department of Transportation shall be  
16 transferred by the State Treasurer on or before the last day of each  
17 month to the Highway Cash Fund.

18 (2) The Legislature may direct the State Treasurer to transfer funds  
19 from the Highway Cash Fund to the Roads Operations Cash Fund. Both funds  
20 shall be expended by the department (a) ~~(1)~~ for acquiring real estate,  
21 road materials, equipment, and supplies to be used in the construction,  
22 reconstruction, improvement, and maintenance of state highways, (b) ~~(2)~~  
23 for the construction, reconstruction, improvement, and maintenance of  
24 state highways, including grading, drainage, structures, surfacing,  
25 roadside development, landscaping, and other incidentals necessary for  
26 proper completion and protection of state highways as the department  
27 shall, after investigation, find and determine shall be for the best  
28 interests of the highway system of the state, either independent of or in  
29 conjunction with federal-aid money for highway purposes, (c) ~~(3)~~ for the  
30 share of the department of the cost of maintenance of state aid bridges,  
31 (d) ~~(4)~~ for planning studies in conjunction with federal highway funds



1 for the purpose of analyzing traffic problems and financial conditions  
2 and problems relating to state, county, township, municipal, federal, and  
3 all other roads in the state and for incidental costs in connection with  
4 the federal-aid grade crossing program for roads not on state highways,  
5 (e) ~~(5)~~ for tests and research by the department or proportionate costs  
6 of membership, tests, and research of highway organizations when  
7 participated in by the highway departments of other states, (f) ~~(6)~~ for  
8 the payment of expenses and costs of the Board of Examiners for County  
9 Highway and City Street Superintendents as set forth in section 39-2310,  
10 (g) ~~(7)~~ for support of the public transportation assistance program  
11 established under section 13-1209 and the intercity bus system assistance  
12 program established under section 13-1213, and (h) ~~(8)~~ for purchasing  
13 from political or governmental subdivisions or public corporations,  
14 pursuant to section 39-1307, any federal-aid transportation funds  
15 available to such entities.

16 (3) Any money in the Highway Cash Fund and the Roads Operations Cash  
17 Fund not needed for current operations of the department shall, as  
18 directed by the Director of Transportation ~~Director-State Engineer~~ to the  
19 State Treasurer, be invested by the state investment officer pursuant to  
20 the Nebraska Capital Expansion Act and the Nebraska State Funds  
21 Investment Act, subject to approval by the board of each investment. All  
22 income received as a result of such investment shall be placed in the  
23 Highway Cash Fund.

24 (4) Transfers may be made from the Roads Operations Cash Fund to the  
25 General Fund at the direction of the Legislature through June 30, 2019.  
26 The State Treasurer shall transfer seven million five hundred thousand  
27 dollars from the Roads Operations Cash Fund to the General Fund on or  
28 before June 30, 2018, on such date as directed by the budget  
29 administrator of the budget division of the Department of Administrative  
30 Services. The State Treasurer shall transfer seven million five hundred  
31 thousand dollars from the Roads Operations Cash Fund to the General Fund

1 on or after July 1, 2018, but on or before June 30, 2019, on such date as  
2 directed by the budget administrator of the budget division of the  
3 Department of Administrative Services.

4 Sec. 39. Section 66-4,144, Reissue Revised Statutes of Nebraska, is  
5 amended to read:

6 66-4,144 (1) In order to insure that an adequate balance in the  
7 Highway Restoration and Improvement Bond Fund is maintained to meet the  
8 debt service requirements of bonds to be issued by the commission under  
9 subsection (2) of section 39-2223, the Director of Transportation  
10 ~~Director-State Engineer~~ shall certify to the department the excise tax  
11 rate to be imposed by sections 66-4,140 and 66-6,108 for each year during  
12 which such bonds are outstanding necessary to provide in each such year  
13 money equal in amount to not less than one hundred twenty-five percent of  
14 such year's bond principal and interest payment requirements. The  
15 department shall adjust the rate as certified by the director ~~Director-~~  
16 ~~State Engineer~~. Such rate shall be in addition to the rate of excise tax  
17 set pursuant to subsection (2) of this section. Each such rate shall be  
18 effective from July 1 of a stated year through June 30 of the succeeding  
19 year or during such other period not longer than one year as the director  
20 ~~Director-State Engineer~~ certifies to be consistent with the principal and  
21 interest requirements of such bonds. Such excise tax rates set pursuant  
22 to this subsection may be increased, but such excise tax rates shall not  
23 be subject to reduction or elimination unless the director ~~Director-State~~  
24 ~~Engineer~~ has received from the State Highway Commission notice of reduced  
25 principal and interest requirements for such bonds, in which event the  
26 director ~~Director-State Engineer~~ shall certify the new rate or rates to  
27 the department. The new rate or rates, if any, shall become effective on  
28 the first day of the following semiannual period.

29 (2) In order to insure that there is maintained an adequate Highway  
30 Cash Fund balance to meet expenditures from such fund as appropriated by  
31 the Legislature, by June 15 or five days after the adjournment of the

1 regular legislative session each year, whichever is later, the Director  
2 of Transportation ~~Director-State Engineer~~ shall certify to the department  
3 the excise tax rate to be imposed by sections 66-4,140 and 66-6,108. The  
4 department shall adjust the rate as certified by the director ~~Director-~~  
5 ~~State Engineer~~ to be effective from July 1 through June 30 of the  
6 succeeding year. The rate of excise tax for a given July 1 through June  
7 30 period set pursuant to this subsection shall be in addition to and  
8 independent of the rate or rates of excise tax set pursuant to subsection  
9 (1) of this section for such period. The director ~~Director-State Engineer~~  
10 shall determine the cash and investment balances of the Highway Cash Fund  
11 at the beginning of each fiscal year under consideration and the  
12 estimated receipts to the Highway Cash Fund from each source which  
13 provides at least one million dollars annually to such fund. The rate of  
14 excise tax shall be an amount sufficient to meet the appropriations made  
15 from the Highway Cash Fund by the Legislature. Such rate shall be set in  
16 increments of one-tenth of one percent.

17 (3) The Department of Transportation shall provide to the  
18 Legislative Fiscal Analyst an electronic copy of the information that is  
19 submitted to the Department of Revenue and used to set or adjust the  
20 excise tax rate.

21 (4) If the actual receipts received to date added to any projections  
22 or modified projections of deposits to the Highway Cash Fund for the  
23 current fiscal year are less than ninety-nine percent or greater than one  
24 hundred two percent of the appropriation for the current fiscal year, the  
25 Director of Transportation ~~Director-State Engineer~~ shall certify to the  
26 department the adjustment in rate necessary to meet the appropriations  
27 made from the Highway Cash Fund by the Legislature. The department shall  
28 adjust the rate as certified by the director ~~Director-State Engineer~~ to  
29 be effective on the first day of the following semiannual period.

30 (5) Nothing in this section shall be construed to abrogate the  
31 duties of the Department of Transportation or attempt to change any

1 highway improvement program schedule.

2 Sec. 40. Section 71-3526, Reissue Revised Statutes of Nebraska, is  
3 amended to read:

4 71-3526 The Radiation Transportation Emergency Response Cash Fund is  
5 created. The fund shall consist of fees credited pursuant to section  
6 71-3525. The fund shall be used for the purposes stated in such section.  
7 The Director of Transportation ~~Director State Engineer~~, the  
8 Superintendent of Law Enforcement and Public Safety, the chief executive  
9 officer of the department, the Adjutant General as director of the  
10 Nebraska Emergency Management Agency, and the executive director of the  
11 Public Service Commission, or their designees, shall meet at least  
12 annually to recommend changes in the fees charged and allocation of the  
13 fees collected among participating agencies based upon their respective  
14 costs in carrying out such section. Any money in the fund available for  
15 investment shall be invested by the state investment officer pursuant to  
16 the Nebraska Capital Expansion Act and the Nebraska State Funds  
17 Investment Act.

18 Sec. 41. Section 81-102, Revised Statutes Cumulative Supplement,  
19 2020, is amended to read:

20 81-102 The Governor shall appoint heads for the various agencies  
21 listed in section 81-101, subject to confirmation by a majority vote of  
22 the members elected to the Legislature. Such appointments shall be  
23 submitted to the Legislature within sixty calendar days following the  
24 first Thursday after the first Tuesday in each odd-numbered year. The  
25 officers shall be designated as follows: (1) The Director of Agriculture  
26 for the Department of Agriculture; (2) the Commissioner of Labor for the  
27 Department of Labor; (3) the Director of Transportation ~~Director State~~  
28 ~~Engineer~~ for the Department of Transportation; (4) the Director of  
29 Natural Resources for the Department of Natural Resources; (5) the  
30 Director of Banking and Finance for the Department of Banking and  
31 Finance; (6) the Director of Insurance for the Department of Insurance;

1 (7) the Director of Motor Vehicles for the Department of Motor Vehicles;  
2 (8) the Director of Administrative Services for the Department of  
3 Administrative Services; (9) the Director of Correctional Services for  
4 the Department of Correctional Services; (10) the Director of Economic  
5 Development for the Department of Economic Development; (11) the  
6 Superintendent of Law Enforcement and Public Safety for the Nebraska  
7 State Patrol; (12) the Property Tax Administrator as the chief  
8 administrative officer of the property assessment division of the  
9 Department of Revenue; and (13) the chief executive officer for the  
10 Department of Health and Human Services. Whoever shall be so nominated by  
11 the Governor and shall fail to receive the number of votes requisite for  
12 confirmation, shall not be subject to nomination or appointment for this  
13 or any other appointive state office requiring confirmation by the  
14 Legislature during the period for which his or her appointment was  
15 sought. In case of a vacancy in any of such offices during the recess of  
16 the Legislature, the Governor shall make a temporary appointment until  
17 the next meeting of the Legislature, when he or she shall nominate some  
18 person to fill such office. Any person so nominated who is confirmed by  
19 the Legislature, shall hold his or her office during the remainder of the  
20 term if a specific term has been provided by law, otherwise during the  
21 pleasure of the Governor subject to the provisions of this section;  
22 except any such officers may be removed by the Governor pursuant to  
23 Article IV of the Constitution of Nebraska.

24 Sec. 42. Section 81-701.01, Revised Statutes Cumulative Supplement,  
25 2020, is amended to read:

26 81-701.01 The Director of Transportation ~~Director State Engineer~~  
27 shall have full control, management, supervision, administration, and  
28 direction of the Department of Transportation. All powers and duties  
29 lawfully conferred upon the department shall be exercised under the  
30 direction of the director ~~Director State Engineer~~.

31 Sec. 43. Section 81-701.02, Revised Statutes Cumulative Supplement,

1 2020, is amended to read:

2 81-701.02 The Director of Transportation ~~Director State Engineer~~,  
3 for the Department of Transportation, shall:

4 (1) Have charge of the records of the department;

5 (2) Cause accurate and complete books of account to be kept;

6 (3) Supervise the signing of vouchers and orders for supplies,  
7 materials, and any other expenditures;

8 (4) Contract for consulting services;

9 (5) Employ all engineers, assistants, clerks, agents, and other  
10 employees required for the proper transaction of the business of the  
11 office or of the department and fix their titles, determine their duties  
12 and compensation, and discharge them in his or her discretion; and

13 (6) Sign and execute or supervise the signing and executing of all  
14 documents and papers, including contracts and agreements for highway  
15 construction and the purchase of machinery, materials, and supplies.

16 Sec. 44. Section 81-701.04, Revised Statutes Cumulative Supplement,  
17 2020, is amended to read:

18 81-701.04 There shall be paid to the Department of Transportation in  
19 advance for the services of the department, or any officer or employee  
20 thereof by the party demanding or necessitating the service, the  
21 following fees: For typing a transcript or copy of any instrument  
22 recorded or filed in any office of the department, fifteen cents for each  
23 one hundred words; for blueprint copy of any map or drawing, or  
24 photostatic copy of any record, a reasonable sum to be fixed by the  
25 department in an amount estimated to cover the actual cost of preparing  
26 such a reproduction; for other copies of drawing, two dollars per hour  
27 for the time actually employed; and for certificate and seal, one dollar.

28 The Director of Transportation ~~Director State Engineer~~ shall keep a  
29 record of all fees received. Such fees shall be currently deposited with  
30 the State Treasurer by the director ~~Director State Engineer~~ for the use  
31 of the Highway Cash Fund and the director ~~Director State Engineer~~ shall

1 take his or her receipt therefor and file the same with the records of  
2 his or her office.

3 Sec. 45. Section 81-15,210, Revised Statutes Cumulative Supplement,  
4 2020, is amended to read:

5 81-15,210 (1) The director of the Nebraska Emergency Management  
6 Agency shall serve as the State Administrator of the Nebraska Emergency  
7 Planning and Community Right to Know Act. The State Emergency Response  
8 Commission is created and shall be a part of the Nebraska Emergency  
9 Management Agency for administrative purposes. The membership of the  
10 commission shall include the Director of Environment and Energy or his or  
11 her designee, the Director of Transportation ~~Director State Engineer~~ or  
12 his or her designee, the Superintendent of Law Enforcement and Public  
13 Safety or his or her designee, the State Fire Marshal or his or her  
14 designee, the director of the Nebraska Emergency Management Agency or his  
15 or her designee, the chief executive officer of the Department of Health  
16 and Human Services or his or her designee, two elected officials or  
17 employees of municipal or county government, and one citizen member to  
18 represent each of the following interest groups: Firefighters, local  
19 emergency management, public or community health, environmental  
20 protection, labor, school district, small business, agricultural  
21 business, chemical industry, highway transportation, and rail  
22 transportation. The Governor shall appoint the municipal or county  
23 government officials or employees and the citizen members with the  
24 approval of the Legislature. The appointments shall be made to represent  
25 the three congressional districts as equally as possible.

26 (2) The members appointed by the Governor shall be appointed for  
27 terms of four years, except that of the first citizen members appointed,  
28 three members shall serve for one-year terms, three members shall serve  
29 for two-year terms, and two members shall serve for three-year terms, as  
30 designated at the time of appointment.

31 (3) A vacancy on the commission shall exist in the event of the

1 death, disability, or resignation of a member. Any member appointed to  
2 fill a vacancy occurring prior to the expiration of the term for which  
3 his or her predecessor was appointed shall be appointed by the Governor  
4 for the remainder of such term.

5 Sec. 46. Section 84-203, Reissue Revised Statutes of Nebraska, is  
6 amended to read:

7 84-203 The Attorney General is authorized to appear for the state  
8 and prosecute and defend, in any court or before any officer, board or  
9 tribunal, any cause or matter, civil or criminal, in which the state may  
10 be a party or interested. If the Director of Transportation ~~Director-~~  
11 ~~State Engineer~~ shall have drawn any plans or specifications for the  
12 construction of bridges or other public structures for any county in this  
13 state, and such plans shall have been adopted by any such county and bids  
14 let thereon, and the same constructed by any person, corporation or  
15 association, and suit is brought against such county, person, corporation  
16 or association for damages on account of the infringement of any alleged  
17 United States patent, in any court, state or federal, it shall be the  
18 duty of the Attorney General to intervene in said suit in behalf of the  
19 state and defend it, or, if intervention cannot be had, then the Attorney  
20 General shall take charge of the suit for such county, person,  
21 corporation or association, and defend it, or the Attorney General he may  
22 employ counsel to do so, and the fee of such counsel and other expenses  
23 shall be paid from appropriations made to the office of the Attorney  
24 General.

25 Sec. 47. Section 86-570, Revised Statutes Cumulative Supplement,  
26 2020, is amended to read:

27 86-570 (1) The Geographic Information Systems Council is hereby  
28 created and shall consist of:

29 (a) The Chief Information Officer or his or her designee, the chief  
30 executive officer or designee of the Department of Health and Human  
31 Services, and the director or designee of the Department of Environment



1 and Energy, the Conservation and Survey Division of the University of  
2 Nebraska, the Department of Natural Resources, and the Governor's Policy  
3 Research Office;

4 (b) The Director of Transportation ~~Director-State Engineer~~ or  
5 designee;

6 (c) The State Surveyor or designee;

7 (d) The Clerk of the Legislature or designee;

8 (e) The secretary of the Game and Parks Commission or designee;

9 (f) The Property Tax Administrator or designee;

10 (g) One representative of federal agencies appointed by the  
11 Governor;

12 (h) One representative of the natural resources districts nominated  
13 by the Nebraska Association of Resources Districts and appointed by the  
14 Governor;

15 (i) One representative of the public power districts appointed by  
16 the Governor;

17 (j) Two representatives of the counties nominated by the Nebraska  
18 Association of County Officials and appointed by the Governor;

19 (k) One representative of the municipalities nominated by the League  
20 of Nebraska Municipalities and appointed by the Governor;

21 (l) Two members at large appointed by the Governor; and

22 (m) Such other members as nominated by the Nebraska Information  
23 Technology Commission and appointed by the Governor.

24 (2) The appointed members shall serve terms as determined by the  
25 Nebraska Information Technology Commission.

26 (3) The members shall be reimbursed for expenses as provided in  
27 sections 81-1174 to 81-1177.

28 Sec. 48. Original sections 23-314, 23-320, 39-818, 39-819, 39-821,  
29 39-1309.01, 39-1315, 39-1326, 39-1334, 39-1361, 39-2803, 49-617,  
30 60-6,103, 60-6,167, 60-6,188, 60-6,190, 60-6,288, 60-6,292, 60-6,294,  
31 60-6,295, 66-4,100, 66-4,144, 71-3526, and 84-203, Reissue Revised

1 Statutes of Nebraska, sections 3-103, 3-104, 13-1203, 39-221, 39-822,  
2 39-891, 39-1101, 39-1110, 39-1301, 39-1311, 39-1314, 39-1323.01, 39-1349,  
3 39-1390, 39-2109, 39-2120, 81-102, 81-701.01, 81-701.02, 81-701.04,  
4 81-15,210, and 86-570, Revised Statutes Cumulative Supplement, 2020, and  
5 section 39-2106, Revised Statutes Supplement, 2021, are repealed.