

E AND R AMENDMENTS TO LB 148

Introduced by Enrollment and Review Committee: McGill, 26,  
Chairperson

1           1. Strike the original sections and all amendments  
2 thereto and insert the following sections:

3           Section 1. Section 60-6,301, Reissue Revised Statutes of  
4 Nebraska, is amended to read:

5           60-6,301 When any motor vehicle, semitrailer, or trailer  
6 is operated upon the highways of this state carrying a load in  
7 excess of the maximum weight permitted by section 60-6,294, the  
8 load shall be reduced or shifted to within such maximum tolerance  
9 before being permitted to operate on any public highway of this  
10 state, except that:

11           (1) If any motor vehicle, semitrailer, or trailer exceeds  
12 the maximum load on only one axle, only one tandem axle, or only  
13 one group of axles when (a) the distance between the first and last  
14 axle of such group of axles is twelve feet or less, (b) the excess  
15 axle load is no more than five percent in excess of the maximum  
16 load for such axle, tandem axle, or group of axles permitted by  
17 such section, while the vehicle or combination of vehicles is  
18 within the maximum gross load, and (c) the load on such vehicle is  
19 such that it can be shifted or the configuration of the vehicle can  
20 be changed so that all axles, tandem axle, or groups of axles are  
21 within the maximum permissible limit for such axle, tandem axle, or  
22 group of axles, such shift or change of configuration may be made  
23 without penalty;

1           (2) Any motor vehicle, semitrailer, or trailer carrying  
2 only a load of livestock may exceed the maximum load as permitted  
3 by such section on only one axle, only one tandem axle, or only one  
4 group of axles when the distance between the first and last axle  
5 of the group of axles is six feet or less if the excess load on  
6 the axle, tandem axle, or group of axles is caused by a shifting  
7 of the weight of the livestock by the livestock and if the vehicle  
8 or combination of vehicles is within the maximum gross load as  
9 permitted by such section;

10           (3) With a permit issued by the Department of Roads  
11 or the Nebraska State Patrol, a truck with an enclosed body and  
12 a compacting mechanism, designed and used exclusively for the  
13 collection and transportation of garbage or refuse, may exceed the  
14 maximum load as permitted by such section by no more than twenty  
15 percent on only one axle, only one tandem axle, or only one group  
16 of axles when the vehicle is laden with garbage or refuse if the  
17 vehicle is within the maximum gross load as permitted by such  
18 section. There shall be a permit fee of ten dollars per month or  
19 one hundred dollars per year. The permit may be issued for one or  
20 more months up to one year, and the term of applicability shall be  
21 stated on the permit;

22           (4) Any motor vehicle, semitrailer, or trailer carrying  
23 any kind of a load, including livestock, which exceeds the legal  
24 maximum gross load by five percent or less may proceed on its  
25 itinerary and unload the cargo carried thereon to the maximum legal  
26 gross weight at the first unloading facility on the itinerary where  
27 the cargo can be properly protected. All material so unloaded shall

1 be cared for by the owner or operator of such vehicle at the risk  
2 of such owner or operator; and

3 (5) Any motor vehicle, semitrailer, or trailer carrying  
4 grain or other seasonally harvested products may operate from  
5 the field where such grain or products are harvested to storage,  
6 market, or stockpile in the field or from stockpile to market or  
7 factory up to seventy miles with a load that exceeds the maximum  
8 load permitted by section 60-6,294 by fifteen percent on any tandem  
9 axle, group of axles, and gross weight. Any truck with no more than  
10 a single rear axle carrying grain or other seasonally harvested  
11 products may operate from the field where such grain or products  
12 are harvested to storage, market, or stockpile in the field or  
13 from stockpile to market or factory up to seventy miles with a  
14 load that exceeds the maximum load permitted by section 60-6,294  
15 by fifteen percent on any single axle and gross weight. The owner  
16 or a representative of the owner of the agricultural product shall  
17 furnish the driver of the loaded vehicle a signed statement of  
18 origin and destination.

19 Nothing in this section shall be construed to permit  
20 to be operated on the National System of Interstate and Defense  
21 Highways any vehicle or combination of vehicles which exceeds any  
22 of the weight limitations applicable to such system as contained in  
23 section 60-6,294.

24 If the maximum legal gross weight or axle weight of any  
25 vehicle is exceeded by five percent or less and the arresting peace  
26 officer or carrier enforcement officer has reason to believe that  
27 such excessive weight is caused by snow, ice, or rain, the officer

1 may issue a warning citation to the operator.

2                   Sec. 2. Original section 60-6,301, Reissue Revised

3 Statutes of Nebraska, is repealed.