LEGISLATURE   OF   NEBRASKA

ONE   HUNDRED   FIRST   LEGISLATURE

FIRST   SESSION

# LEGISLATIVE BILL 527

Introduced by Fulton, 29.

Read first time January 21, 2009

Committee: Government, Military and Veterans Affairs

A   BILL

1    FOR AN ACT relating to state-owned motor vehicles; to amend section

2          81-1025, Reissue Revised Statutes of Nebraska; to require

3          the  installation  and  use  of  automatic  vehicle  location

4          system  devices  in  such  vehicles;  and  to  repeal  the

5          original  section.

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

 1          Section 1. Section 81-1025, Reissue Revised Statutes of

 2     Nebraska, is amended to read:

 3          81-1025 (1) Each operator of a state-owned motor vehicle,

 4     except a special-use vehicle as prescribed in section 81-1011 or a

 5     motor vehicle in which a state agency holds the title, shall report

 6     the points between which the motor vehicle traveled each time used,

 7     the odometer readings at such points, the time of arrival and

 8     departure, the necessity and purpose for such travel, the license

 9     number of such motor vehicle, and the department to which such

10     motor vehicle belongs. Beginning January 1, 2011, each state-owned

11     motor vehicle shall have installed in it an automatic vehicle

12     location system device which shall record and account for each item

13     required to be reported under this subsection.

14          (2)(a) Each operator of a special-use vehicle as

15     prescribed in section 81-1011 or a motor vehicle in which a

16     state agency holds the title shall follow the policy and use the

17     travel report form which shall be established by the director or

18     designated head of the state agency owning such vehicle. The form

19     shall include, but not be limited to, the name of the operator, the

20     license number of the vehicle, the total daily mileage or total

21     hours of daily operation, and any other information the director

22     or designated head deems relevant.

23          (b) State agencies leasing or renting motor vehicles

24     from the transportation services bureau pursuant to sections

25     81-1008.01 and 81-1010 shall be required to report motor vehicle

1    usage pursuant to subsection (1) of this section on travel forms

2    prescribed by the chief of the transportation services bureau.

3          (3) Such travel reports shall be transmitted at the end

4    of each month by every operator to the director or designated head

5    of the operator's state agency, and such reports, after review by

6    the director or designated head of the agency, shall be retained by

7    the agency except the travel reports on motor vehicles leased or

8    rented from the transportation services bureau. The travel reports

9    on motor vehicles leased or rented from the transportation services

10   bureau shall be transmitted to the chief of such bureau on or

11   before the seventh day of the month following such use of a motor

12   vehicle.

13         (4) Such travel reports shall thereafter be open to

14   public inspection for a period of two years, after which they

15   may be destroyed, except that when public inspection of a

16   particular record would be detrimental to the investigation of

17   a criminal case, such particular record shall be withheld from

18   public inspection upon written certificate to that effect by the

19   head of the law enforcement agency concerned. Beginning January 1,

20   2011, all records created in the use of state-owned motor vehicles

21   equipped with automatic vehicle location system devices shall be

22   maintained on a public web site administered by the Department of

23   Administrative Services.

24         (5) For purposes of this section, state agency shall

25   include an agency, department, board, bureau, or commission of the

1  state except the transportation services bureau.

2       (6) For purposes of this section, automatic vehicle

3  location system device shall mean any global positioning satellite

4  receiver capable of being installed in a state-owned vehicle

5  that allows for a communications link between the receiver and a

6  computer-operated tracking system.

7       Sec. 2. Original section 81-1025, Reissue Revised

8  Statutes of Nebraska, is repealed.