

LEGISLATURE OF NEBRASKA

ONE HUNDRED FIRST LEGISLATURE

SECOND SESSION

LEGISLATIVE BILL 773

Introduced by Wightman, 36; Carlson, 38; Harms, 48; Schilz, 47.

Read first time January 07, 2010

Committee: Transportation and Telecommunications

A BILL

1 FOR AN ACT relating to motor vehicles; to amend section
2 60-6,294.01, Reissue Revised Statutes of Nebraska,
3 sections 60-102, 60-123, 60-302, and 60-339, Revised
4 Statutes Cumulative Supplement, 2008, and sections 60-101
5 and 60-301, Revised Statutes Supplement, 2009; to exempt
6 manure-spreading implements from titling and registration
7 requirements and weight and load restrictions; to define
8 a term; to harmonize provisions; to repeal the original
9 sections; and to declare an emergency.
10 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 60-101, Revised Statutes Supplement,
2 2009, is amended to read:

3 60-101 Sections 60-101 to 60-197 and section 3 of
4 this act shall be known and may be cited as the Motor Vehicle
5 Certificate of Title Act.

6 Sec. 2. Section 60-102, Revised Statutes Cumulative
7 Supplement, 2008, is amended to read:

8 60-102 For purposes of the Motor Vehicle Certificate of
9 Title Act, unless the context otherwise requires, the definitions
10 found in sections 60-103 to 60-136.01 and section 3 of this act
11 shall be used.

12 Sec. 3. Manure-spreading implement means self-propelled
13 equipment, including specialized equipment mounted on a truck
14 chassis, which is designed and used exclusively to carry and apply
15 manure to agricultural soil and crops and which has a gross laden
16 weight of forty-eight thousand pounds or less.

17 Sec. 4. Section 60-123, Revised Statutes Cumulative
18 Supplement, 2008, is amended to read:

19 60-123 Motor vehicle means any vehicle propelled
20 by any power other than muscular power except (1) mopeds,
21 (2) farm tractors, (3) self-propelled equipment designed and
22 used exclusively to carry and apply fertilizer, chemicals, or
23 related products to agricultural soil and crops, agricultural
24 floater-spreader implements, manure-spreading implements, and other
25 implements of husbandry designed for and used primarily for tilling

1 the soil and harvesting crops or feeding livestock, (4) power
2 unit hay grinders or a combination which includes a power unit
3 and a hay grinder when operated without cargo, (5) vehicles which
4 run only on rails or tracks, (6) off-road designed vehicles,
5 including, but not limited to, golf carts, go-carts, riding
6 lawnmowers, garden tractors, all-terrain vehicles, snowmobiles
7 registered or exempt from registration under sections 60-3,207 to
8 60-3,219, and minibikes, (7) road and general-purpose construction
9 and maintenance machinery not designed or used primarily for the
10 transportation of persons or property, including, but not limited
11 to, ditchdigging apparatus, asphalt spreaders, bucket loaders,
12 leveling graders, earthmoving carryalls, power shovels, earthmoving
13 equipment, and crawler tractors, (8) self-propelled chairs used by
14 persons who are disabled, (9) electric personal assistive mobility
15 devices, and (10) low-speed vehicles.

16 Sec. 5. Section 60-301, Revised Statutes Supplement,
17 2009, is amended to read:

18 60-301 Sections 60-301 to 60-3,222 and section 7 of
19 this act shall be known and may be cited as the Motor Vehicle
20 Registration Act.

21 Sec. 6. Section 60-302, Revised Statutes Cumulative
22 Supplement, 2008, is amended to read:

23 60-302 For purposes of the Motor Vehicle Registration
24 Act, unless the context otherwise requires, the definitions found
25 in sections 60-303 to 60-360 and section 7 of this act shall be

1 used.

2 Sec. 7. Manure-spreading implement means self-propelled
3 equipment, including specialized equipment mounted on a truck
4 chassis, which is designed and used exclusively to carry and apply
5 manure to agricultural soil and crops and which has a gross laden
6 weight of forty-eight thousand pounds or less.

7 Sec. 8. Section 60-339, Revised Statutes Cumulative
8 Supplement, 2008, is amended to read:

9 60-339 Motor vehicle means any vehicle propelled
10 by any power other than muscular power except (1) mopeds,
11 (2) farm tractors, (3) self-propelled equipment designed and
12 used exclusively to carry and apply fertilizer, chemicals, or
13 related products to agricultural soil and crops, agricultural
14 floater-spreader implements, manure-spreading implements, and other
15 implements of husbandry designed for and used primarily for tilling
16 the soil and harvesting crops or feeding livestock, (4) power
17 unit hay grinders or a combination which includes a power unit
18 and a hay grinder when operated without cargo, (5) vehicles which
19 run only on rails or tracks, (6) off-road designed vehicles,
20 including, but not limited to, golf carts, go-carts, riding
21 lawnmowers, garden tractors, all-terrain vehicles, snowmobiles
22 registered or exempt from registration under sections 60-3,207 to
23 60-3,219, and minibikes, (7) road and general-purpose construction
24 and maintenance machinery not designed or used primarily for the
25 transportation of persons or property, including, but not limited

1 to, ditchdigging apparatus, asphalt spreaders, bucket loaders,
2 leveling graders, earthmoving carryalls, power shovels, earthmoving
3 equipment, and crawler tractors, (8) self-propelled chairs used by
4 persons who are disabled, (9) electric personal assistive mobility
5 devices, and (10) low-speed vehicles.

6 Sec. 9. Section 60-6,294.01, Reissue Revised Statutes of
7 Nebraska, is amended to read:

8 60-6,294.01 (1) The Legislature finds that highway and
9 roadway travel by agricultural floater-spreader implements and
10 manure-spreading implements is incidental to ~~their~~ the designed
11 purpose and use of such implements and that ~~their~~ the use of such
12 implements is essential to the agricultural industry of the State
13 of Nebraska.

14 ~~(2)~~ (2)(a) Agricultural floater-spreader implement means
15 self-propelled equipment which is designed and used exclusively
16 to carry and apply fertilizer, chemicals, or related products to
17 agricultural soil and crops and which has a gross laden weight of
18 forty-eight thousand pounds or less and is equipped with floatation
19 tires.

20 (b) Manure-spreading implement means self-propelled
21 equipment, including specialized equipment mounted on a truck
22 chassis, which is designed and used exclusively to carry and apply
23 manure to agricultural soil and crops and which has a gross laden
24 weight of forty-eight thousand pounds or less.

25 (3) Subsections (2) and (3) of section 60-6,294

1 shall not apply to agricultural floater-spreader implements or
2 manure-spreading implements. This exemption does not include travel
3 upon the National System of Interstate and Defense Highways.

4 (4) When operated upon any highway, an agricultural
5 floater-spreader implement shall not be operated at a speed in
6 excess of forty miles per hour.

7 Sec. 10. Original section 60-6,294.01, Reissue Revised
8 Statutes of Nebraska, sections 60-102, 60-123, 60-302, and 60-339,
9 Revised Statutes Cumulative Supplement, 2008, and sections 60-101
10 and 60-301, Revised Statutes Supplement, 2009, are repealed.

11 Sec. 11. Since an emergency exists, this act takes effect
12 when passed and approved according to law.