

LEGISLATURE OF NEBRASKA

ONE HUNDRED SECOND LEGISLATURE

FIRST SESSION

LEGISLATIVE BILL 250

Introduced by Transportation and Telecommunications Committee:
Fischer, 43, Chairperson; Campbell, 25; Dubas, 34;
Hadley, 37; Janssen, 15; Lautenbaugh, 18; Price, 3.

Read first time January 11, 2011

Committee: Transportation and Telecommunications

A BILL

1 FOR AN ACT relating to motor carriers; to amend section 75-303,
2 Reissue Revised Statutes of Nebraska; to exempt limousine
3 service from regulation; to repeal the original section;
4 and to declare an emergency.
5 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 75-303, Reissue Revised Statutes of
2 Nebraska, is amended to read:

3 75-303 Sections 75-301 to 75-322 shall apply to
4 transportation by a motor carrier or the transportation of passengers
5 and household goods by a regulated motor carrier for hire in
6 intrastate commerce except for the following:

7 (1) A motor carrier for hire in the transportation of
8 school children and teachers to and from school;

9 (2) A motor carrier for hire operated in connection with
10 a part of a streetcar system;

11 (3) An ambulance, ambulance owner, hearse, or automobile
12 used exclusively as an incident to conducting a funeral;

13 (4) A motor carrier exempt by subdivision (1) of this
14 section which hauls for hire (a) persons of a religious, fraternal,
15 educational, or charitable organization, (b) pupils of a school to
16 athletic events, (c) players of American Legion baseball teams when
17 the point of origin or termination is within five miles of the
18 domicile of the carrier, and (d) the elderly as defined in section
19 13-1203 and their spouses and dependents under a contract with a
20 municipality or county authorized in section 13-1208;

21 (5) A motor carrier operated by a city and engaged in the
22 transportation of passengers, and such exempt operations shall be no
23 broader than those authorized in intrastate commerce at the time the
24 city or other political subdivision assumed ownership of the
25 operation;

1 (6) A motor vehicle owned and operated by a nonprofit
2 organization which is exempt from payment of federal income taxes, as
3 provided by section 501(c)(4), Internal Revenue Code, transporting
4 solely persons over age sixty, persons who are spouses and dependents
5 of persons over age sixty, and handicapped persons;

6 (7) A motor carrier engaged in the transportation of
7 passengers operated by a transit authority created under and acting
8 pursuant to the laws of the State of Nebraska;

9 (8) A motor carrier operated by a municipality or county,
10 as authorized in section 13-1208, in the transportation of elderly
11 persons;

12 (9) A motor vehicle having a seating capacity of twenty
13 or less which is operated by a governmental subdivision or a
14 qualified public-purpose organization as defined in section 13-1203
15 engaged in the transportation of passengers in the state;

16 (10) A motor vehicle owned and operated by a nonprofit
17 entity organized for the purpose of furnishing electric service; ~~and~~

18 (11) A motor carrier engaged in escort services and under
19 contract with the Department of Health and Human Services or with any
20 agency organized under the Nebraska Community Aging Services Act;
21 and -

22 (12) A motor carrier providing limousine service.

23 Sec. 2. Original section 75-303, Reissue Revised Statutes
24 of Nebraska, is repealed.

25 Sec. 3. Since an emergency exists, this act takes effect

1 when passed and approved according to law.