

LEGISLATURE OF NEBRASKA  
ONE HUNDRED THIRD LEGISLATURE  
SECOND SESSION  
**LEGISLATIVE BILL 756**

Introduced by Smith, 14.

Read first time January 09, 2014

Committee: Transportation and Telecommunications

A BILL

1 FOR AN ACT relating to bicycles; to amend sections 60-611 and 60-638,  
2 Reissue Revised Statutes of Nebraska, and sections  
3 60-123, 60-339, and 60-471, Revised Statutes Cumulative  
4 Supplement, 2012; to redefine terms; and to repeal the  
5 original sections.  
6 Be it enacted by the people of the State of Nebraska,

1           Section 1. Section 60-123, Revised Statutes Cumulative  
2 Supplement, 2012, is amended to read:

3           60-123 Motor vehicle means any vehicle propelled by any  
4 power other than muscular power. Motor vehicle does not include (1)  
5 bicycles or mopeds, (2) farm tractors, (3) self-propelled equipment  
6 designed and used exclusively to carry and apply fertilizer,  
7 chemicals, or related products to agricultural soil and crops,  
8 agricultural floater-spreader implements, and other implements of  
9 husbandry designed for and used primarily for tilling the soil and  
10 harvesting crops or feeding livestock, (4) power unit hay grinders or  
11 a combination which includes a power unit and a hay grinder when  
12 operated without cargo, (5) vehicles which run only on rails or  
13 tracks, (6) off-road designed vehicles not authorized by law for use  
14 on a highway, including, but not limited to, golf car vehicles, go-  
15 carts, riding lawnmowers, garden tractors, all-terrain vehicles,  
16 utility-type vehicles, snowmobiles registered or exempt from  
17 registration under sections 60-3,207 to 60-3,219, and minibikes, (7)  
18 road and general-purpose construction and maintenance machinery not  
19 designed or used primarily for the transportation of persons or  
20 property, including, but not limited to, ditchdigging apparatus,  
21 asphalt spreaders, bucket loaders, leveling graders, earthmoving  
22 carryalls, power shovels, earthmoving equipment, and crawler  
23 tractors, (8) self-propelled chairs used by persons who are disabled,  
24 and (9) electric personal assistive mobility devices.

25           Sec. 2. Section 60-339, Revised Statutes Cumulative

1 Supplement, 2012, is amended to read:

2           60-339 Motor vehicle means any vehicle propelled by any  
3 power other than muscular power. Motor vehicle does not include (1)  
4 bicycles or mopeds, (2) farm tractors, (3) self-propelled equipment  
5 designed and used exclusively to carry and apply fertilizer,  
6 chemicals, or related products to agricultural soil and crops,  
7 agricultural floater-spreader implements, and other implements of  
8 husbandry designed for and used primarily for tilling the soil and  
9 harvesting crops or feeding livestock, (4) power unit hay grinders or  
10 a combination which includes a power unit and a hay grinder when  
11 operated without cargo, (5) vehicles which run only on rails or  
12 tracks, (6) off-road designed vehicles not authorized by law for use  
13 on a highway, including, but not limited to, golf car vehicles, go-  
14 carts, riding lawnmowers, garden tractors, all-terrain vehicles,  
15 utility-type vehicles, snowmobiles registered or exempt from  
16 registration under sections 60-3,207 to 60-3,219, and minibikes, (7)  
17 road and general-purpose construction and maintenance machinery not  
18 designed or used primarily for the transportation of persons or  
19 property, including, but not limited to, ditchdigging apparatus,  
20 asphalt spreaders, bucket loaders, leveling graders, earthmoving  
21 carryalls, power shovels, earthmoving equipment, and crawler  
22 tractors, (8) self-propelled chairs used by persons who are disabled,  
23 and (9) electric personal assistive mobility devices.

24           Sec. 3. Section 60-471, Revised Statutes Cumulative  
25 Supplement, 2012, is amended to read:

1                   60-471 Motor vehicle means all vehicles propelled by any  
2 power other than muscular power. Motor vehicle does not include (1)  
3 bicycles, (2) self-propelled chairs used by persons who are disabled,  
4 ~~(2)-(3)~~ farm tractors, ~~(3)-(4)~~ farm tractors used occasionally  
5 outside general farm usage, ~~(4)-(5)~~ road rollers, ~~(5)-(6)~~ vehicles  
6 which run only on rails or tracks, ~~(6)-(7)~~ electric personal  
7 assistive mobility devices as defined in section 60-618.02, and ~~(7)~~  
8 (8) off-road designed vehicles not authorized by law for use on a  
9 highway, including, but not limited to, go-carts, riding lawn mowers,  
10 garden tractors, all-terrain vehicles and utility-type vehicles as  
11 defined in section 60-6,355, minibikes as defined in section 60-636,  
12 and snowmobiles as defined in section 60-663.

13                   Sec. 4. Section 60-611, Reissue Revised Statutes of  
14 Nebraska, is amended to read:

15                   60-611 Bicycle shall mean (1) every device propelled  
16 solely by human power, upon which any person may ride, and having two  
17 tandem wheels either of which is more than fourteen inches in  
18 diameter or (2) a device with two or three wheels, fully operative  
19 pedals for propulsion by human power, and an electric motor with a  
20 capacity not exceeding seven hundred fifty watts which produces no  
21 more than one brake horsepower and is capable of propelling the  
22 bicycle at a maximum design speed of no more than twenty miles per  
23 hour on level ground. -

24                   Sec. 5. Section 60-638, Reissue Revised Statutes of  
25 Nebraska, is amended to read:

1                   60-638 Motor vehicle shall mean every self-propelled land  
2 vehicle, not operated upon rails, except bicycles, mopeds, self-  
3 propelled chairs used by persons who are disabled, and electric  
4 personal assistive mobility devices.

5                   Sec. 6. Original sections 60-611 and 60-638, Reissue  
6 Revised Statutes of Nebraska, and sections 60-123, 60-339, and  
7 60-471, Revised Statutes Cumulative Supplement, 2012, are repealed.