

LEGISLATURE OF NEBRASKA  
ONE HUNDRED FOURTH LEGISLATURE  
SECOND SESSION

**LEGISLATIVE BILL 929**

FINAL READING

Introduced by Brasch, 16.

Read first time January 12, 2016

Committee: Transportation and Telecommunications

1 A BILL FOR AN ACT relating to transportation; to amend sections  
2 60-119.01, 60-628.01, and 75-392, Revised Statutes Cumulative  
3 Supplement, 2014, and sections 60-336.01, 60-386, 60-3,113.04,  
4 60-3,193.01, 60-462.01, 60-479.01, 60-4,147.02, 60-501, 75-363,  
5 75-364, 75-366, and 75-393, Revised Statutes Supplement, 2015; to  
6 adopt and update references to certain federal provisions relating  
7 to low-speed vehicles, handicapped or disabled parking permits, the  
8 International Registration Plan, operators' licenses, persons  
9 handling source documents, hazardous materials, motor carrier  
10 regulations and their enforcement, and the unified carrier  
11 registration plan and agreement; to repeal the original sections;  
12 and to declare an emergency.

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

1 Section 1. Section 60-119.01, Revised Statutes Cumulative  
2 Supplement, 2014, is amended to read:

3 60-119.01 Low-speed vehicle means a four-wheeled motor vehicle (1)  
4 whose speed attainable in one mile is more than twenty miles per hour and  
5 not more than twenty-five miles per hour on a paved, level surface, (2)  
6 whose gross vehicle weight rating is less than three thousand pounds, and  
7 (3) that complies with 49 C.F.R. part 571, as such part existed on  
8 January 1, 2016 ~~2011~~.

9 Sec. 2. Section 60-336.01, Revised Statutes Supplement, 2015, is  
10 amended to read:

11 60-336.01 Low-speed vehicle means a four-wheeled motor vehicle (1)  
12 whose speed attainable in one mile is more than twenty miles per hour and  
13 not more than twenty-five miles per hour on a paved, level surface, (2)  
14 whose gross vehicle weight rating is less than three thousand pounds, and  
15 (3) that complies with 49 C.F.R. part 571, as such part existed on  
16 January 1, 2016 ~~2015~~.

17 Sec. 3. Section 60-386, Revised Statutes Supplement, 2015, is  
18 amended to read:

19 60-386 (1) Each new application shall contain, in addition to other  
20 information as may be required by the department, the name and  
21 residential and mailing address of the applicant and a description of the  
22 motor vehicle or trailer, including the color, the manufacturer, the  
23 identification number, the United States Department of Transportation  
24 number if required by 49 C.F.R. 390.5 and 390.19, as such regulations  
25 existed on January 1, 2016 ~~2015~~, and the weight of the motor vehicle or  
26 trailer required by the Motor Vehicle Registration Act. With the  
27 application the applicant shall pay the proper registration fee and shall  
28 state whether the motor vehicle is propelled by alternative fuel and, if  
29 alternative fuel, the type of fuel. The application shall also contain a  
30 notification that bulk fuel purchasers may be subject to federal excise  
31 tax liability. The department shall include such notification in the

1 notices required by section 60-3,186.

2 (2) This subsection applies beginning on an implementation date  
3 designated by the director. The director shall designate an  
4 implementation date which is on or before January 1, 2020. In addition to  
5 the information required under subsection (1) of this section, the  
6 application for registration shall contain (a) the full legal name as  
7 defined in section 60-468.01 of each owner and (b)(i) the motor vehicle  
8 operator's license number or state identification card number of each  
9 owner, if applicable, and one or more of the identification elements as  
10 listed in section 60-484 of each owner, if applicable, and (ii) if any  
11 owner is a business entity, a nonprofit organization, an estate, a trust,  
12 or a church-controlled organization, its tax identification number.

13 Sec. 4. Section 60-3,113.04, Revised Statutes Supplement, 2015, is  
14 amended to read:

15 60-3,113.04 (1) A handicapped or disabled parking permit shall be of  
16 a design, size, configuration, color, and construction and contain such  
17 information as specified in the regulations adopted by the United States  
18 Department of Transportation in 23 C.F.R. part 1235, UNIFORM SYSTEM FOR  
19 PARKING FOR PERSONS WITH DISABILITIES, as such regulations existed on  
20 January 1, 2016 ~~2015~~.

21 (2) No handicapped or disabled parking permit shall be issued to any  
22 person or for any motor vehicle if any permit has been issued to such  
23 person or for such motor vehicle and such permit has been suspended  
24 pursuant to section 18-1741.02. At the expiration of such suspension, a  
25 permit may be renewed in the manner provided for renewal in sections  
26 60-3,113.02, 60-3,113.03, and 60-3,113.05.

27 (3) A duplicate handicapped or disabled parking permit may be  
28 provided up to two times during any single permit period if a permit is  
29 destroyed, lost, or stolen. Such duplicate permit shall be issued as  
30 provided in section 60-3,113.02 or 60-3,113.03, whichever is applicable,  
31 except that a new certification by a physician, a physician assistant, or

1 an advanced practice registered nurse need not be provided. A duplicate  
2 permit shall be valid for the remainder of the period for which the  
3 original permit was issued. If a person has been issued two duplicate  
4 permits under this subsection and needs another permit, such person shall  
5 reapply for a new permit under section 60-3,113.02 or 60-3,113.03,  
6 whichever is applicable.

7 Sec. 5. Section 60-3,193.01, Revised Statutes Supplement, 2015, is  
8 amended to read:

9 60-3,193.01 For purposes of the Motor Vehicle Registration Act, the  
10 International Registration Plan is adopted and incorporated by reference  
11 as the plan existed on January 1, 2016 ~~2015~~.

12 Sec. 6. Section 60-462.01, Revised Statutes Supplement, 2015, is  
13 amended to read:

14 60-462.01 For purposes of the Motor Vehicle Operator's License Act,  
15 the following federal regulations are adopted as Nebraska law as they  
16 existed on January 1, 2016 ~~2015~~:

17 The parts, subparts, and sections of Title 49 of the Code of Federal  
18 Regulations, as referenced in the Motor Vehicle Operator's License Act.

19 Sec. 7. Section 60-479.01, Revised Statutes Supplement, 2015, is  
20 amended to read:

21 60-479.01 (1) All persons handling source documents or engaged in  
22 the issuance of new, renewed, or reissued operators' licenses or state  
23 identification cards shall have periodic fraudulent document recognition  
24 training.

25 (2) All persons and agents of the department involved in the  
26 recording of verified application information or verified operator's  
27 license and state identification card information, involved in the  
28 manufacture or production of licenses or cards, or who have the ability  
29 to affect information on such licenses or cards shall be subject to a  
30 criminal history record information check, including a check of prior  
31 employment references, and a lawful status check as required by 6 C.F.R.

1 part 37, as such part existed on January 1, ~~2016~~ 2015. Such persons and  
2 agents shall provide fingerprints which shall be submitted to the Federal  
3 Bureau of Investigation. The bureau shall use its records for the  
4 criminal history record information check.

5 (3) Upon receipt of a request pursuant to subsection (2) of this  
6 section, the Nebraska State Patrol shall undertake a search for criminal  
7 history record information relating to such applicant, including  
8 transmittal of the applicant's fingerprints to the Federal Bureau of  
9 Investigation for a national criminal history record information check.  
10 The criminal history record information check shall include information  
11 concerning the applicant from federal repositories of such information  
12 and repositories of such information in other states, if authorized by  
13 federal law. The Nebraska State Patrol shall issue a report to the  
14 employing public agency that shall include the criminal history record  
15 information concerning the applicant. The cost of any background check  
16 shall be borne by the employer of the person or agent.

17 (4) Any person convicted of any disqualifying offense as provided in  
18 6 C.F.R. part 37, as such part existed on January 1, ~~2016~~ 2015, shall not  
19 be involved in the recording of verified application information or  
20 verified operator's license and state identification card information,  
21 involved in the manufacture or production of licenses or cards, or  
22 involved in any capacity in which such person would have the ability to  
23 affect information on such licenses or cards. Any employee or prospective  
24 employee of the department shall be provided notice that he or she will  
25 undergo such criminal history record information check prior to  
26 employment or prior to any involvement with the issuance of operators'  
27 licenses or state identification cards.

28 Sec. 8. Section 60-4,147.02, Revised Statutes Supplement, 2015, is  
29 amended to read:

30 60-4,147.02 No endorsement authorizing the driver to operate a  
31 commercial motor vehicle transporting hazardous materials shall be

1 issued, renewed, or transferred by the Department of Motor Vehicles  
2 unless the endorsement is issued, renewed, or transferred in conformance  
3 with the requirements of section 1012 of the federal Uniting and  
4 Strengthening America by Providing Appropriate Tools Required to  
5 Intercept and Obstruct Terrorism Act of 2001, USA PATRIOT Act, 49 U.S.C.  
6 5103a, including all amendments and federal regulations adopted pursuant  
7 thereto as of January 1, 2016 ~~2015~~, for the issuance of licenses to  
8 operate commercial motor vehicles transporting hazardous materials.

9 Sec. 9. Section 60-501, Revised Statutes Supplement, 2015, is  
10 amended to read:

11 60-501 For purposes of the Motor Vehicle Safety Responsibility Act,  
12 unless the context otherwise requires:

13 (1) Department means Department of Motor Vehicles;

14 (2) Golf car vehicle means a vehicle that has at least four wheels,  
15 has a maximum level ground speed of less than twenty miles per hour, has  
16 a maximum payload capacity of one thousand two hundred pounds, has a  
17 maximum gross vehicle weight of two thousand five hundred pounds, has a  
18 maximum passenger capacity of not more than four persons, and is designed  
19 and manufactured for operation on a golf course for sporting and  
20 recreational purposes;

21 (3) Judgment means any judgment which shall have become final by the  
22 expiration of the time within which an appeal might have been perfected  
23 without being appealed, or by final affirmation on appeal, rendered by a  
24 court of competent jurisdiction of any state or of the United States, (a)  
25 upon a cause of action arising out of the ownership, maintenance, or use  
26 of any motor vehicle for damages, including damages for care and loss of  
27 services, because of bodily injury to or death of any person or for  
28 damages because of injury to or destruction of property, including the  
29 loss of use thereof, or (b) upon a cause of action on an agreement of  
30 settlement for such damages;

31 (4) License means any license issued to any person under the laws of

1 this state pertaining to operation of a motor vehicle within this state;

2 (5) Low-speed vehicle means a four-wheeled motor vehicle (a) whose  
3 speed attainable in one mile is more than twenty miles per hour and not  
4 more than twenty-five miles per hour on a paved, level surface, (b) whose  
5 gross vehicle weight rating is less than three thousand pounds, and (c)  
6 that complies with 49 C.F.R. part 571, as such part existed on January 1,  
7 2016 ~~2011~~;

8 (6) Minitruck means a foreign-manufactured import vehicle or  
9 domestic-manufactured vehicle which (a) is powered by an internal  
10 combustion engine with a piston or rotor displacement of one thousand  
11 five hundred cubic centimeters or less, (b) is sixty-seven inches or less  
12 in width, (c) has a dry weight of four thousand two hundred pounds or  
13 less, (d) travels on four or more tires, (e) has a top speed of  
14 approximately fifty-five miles per hour, (f) is equipped with a bed or  
15 compartment for hauling, (g) has an enclosed passenger cab, (h) is  
16 equipped with headlights, taillights, turnsignals, windshield wipers, a  
17 rearview mirror, and an occupant protection system, and (i) has a four-  
18 speed, five-speed, or automatic transmission;

19 (7) Motor vehicle means any self-propelled vehicle which is designed  
20 for use upon a highway, including trailers designed for use with such  
21 vehicles, minitrucks, and low-speed vehicles. Motor vehicle does not  
22 include (a) mopeds as defined in section 60-637, (b) traction engines,  
23 (c) road rollers, (d) farm tractors, (e) tractor cranes, (f) power  
24 shovels, (g) well drillers, (h) every vehicle which is propelled by  
25 electric power obtained from overhead wires but not operated upon rails,  
26 (i) electric personal assistive mobility devices as defined in section  
27 60-618.02, (j) off-road designed vehicles, including, but not limited to,  
28 golf car vehicles, go-carts, riding lawnmowers, garden tractors, all-  
29 terrain vehicles and utility-type vehicles as defined in section  
30 60-6,355, minibikes as defined in section 60-636, and snowmobiles as  
31 defined in section 60-663, and (k) bicycles as defined in section 60-611;

1           (8) Nonresident means every person who is not a resident of this  
2 state;

3           (9) Nonresident's operating privilege means the privilege conferred  
4 upon a nonresident by the laws of this state pertaining to the operation  
5 by him or her of a motor vehicle or the use of a motor vehicle owned by  
6 him or her in this state;

7           (10) Operator means every person who is in actual physical control  
8 of a motor vehicle;

9           (11) Owner means a person who holds the legal title of a motor  
10 vehicle, or in the event (a) a motor vehicle is the subject of an  
11 agreement for the conditional sale or lease thereof with the right of  
12 purchase upon performance of the conditions stated in the agreement and  
13 with an immediate right of possession vested in the conditional vendee or  
14 lessee or (b) a mortgagor of a vehicle is entitled to possession, then  
15 such conditional vendee or lessee or mortgagor shall be deemed the owner  
16 for the purposes of the act;

17           (12) Person means every natural person, firm, partnership, limited  
18 liability company, association, or corporation;

19           (13) Proof of financial responsibility means evidence of ability to  
20 respond in damages for liability, on account of accidents occurring  
21 subsequent to the effective date of such proof, arising out of the  
22 ownership, maintenance, or use of a motor vehicle, (a) in the amount of  
23 twenty-five thousand dollars because of bodily injury to or death of one  
24 person in any one accident, (b) subject to such limit for one person, in  
25 the amount of fifty thousand dollars because of bodily injury to or death  
26 of two or more persons in any one accident, and (c) in the amount of  
27 twenty-five thousand dollars because of injury to or destruction of  
28 property of others in any one accident;

29           (14) Registration means registration certificate or certificates and  
30 registration plates issued under the laws of this state pertaining to the  
31 registration of motor vehicles;



1 (15) State means any state, territory, or possession of the United  
2 States, the District of Columbia, or any province of the Dominion of  
3 Canada; and

4 (16) The forfeiture of bail, not vacated, or of collateral deposited  
5 to secure an appearance for trial shall be regarded as equivalent to  
6 conviction of the offense charged.

7 Sec. 10. Section 60-628.01, Revised Statutes Cumulative Supplement,  
8 2014, is amended to read:

9 60-628.01 Low-speed vehicle means a four-wheeled motor vehicle (1)  
10 whose speed attainable in one mile is more than twenty miles per hour and  
11 not more than twenty-five miles per hour on a paved, level surface, (2)  
12 whose gross vehicle weight rating is less than three thousand pounds, and  
13 (3) that complies with 49 C.F.R. part 571, as such part existed on  
14 January 1, 2016 ~~2011~~.

15 Sec. 11. Section 75-363, Revised Statutes Supplement, 2015, is  
16 amended to read:

17 75-363 (1) The parts, subparts, and sections of Title 49 of the Code  
18 of Federal Regulations listed below, as modified in this section, or any  
19 other parts, subparts, and sections referred to by such parts, subparts,  
20 and sections, in existence and effective as of January 1, 2016 ~~2015~~, are  
21 adopted as Nebraska law.

22 (2) Except as otherwise provided in this section, the regulations  
23 shall be applicable to:

24 (a) All motor carriers, drivers, and vehicles to which the federal  
25 regulations apply; and

26 (b) All motor carriers transporting persons or property in  
27 intrastate commerce to include:

28 (i) All vehicles of such motor carriers with a gross vehicle weight  
29 rating, gross combination weight rating, gross vehicle weight, or gross  
30 combination weight over ten thousand pounds;

31 (ii) All vehicles of such motor carriers designed or used to

1 transport more than eight passengers, including the driver, for  
2 compensation, or designed or used to transport more than fifteen  
3 passengers, including the driver, and not used to transport passengers  
4 for compensation;

5 (iii) All vehicles of such motor carriers transporting hazardous  
6 materials required to be placarded pursuant to section 75-364; and

7 (iv) All drivers of such motor carriers if the drivers are operating  
8 a commercial motor vehicle as defined in section 60-465 which requires a  
9 commercial driver's license.

10 (3) The Legislature hereby adopts, as modified in this section, the  
11 following parts of Title 49 of the Code of Federal Regulations:

12 (a) Part 382 - CONTROLLED SUBSTANCES AND ALCOHOL USE AND TESTING;

13 (b) Part 385 - SAFETY FITNESS PROCEDURES;

14 (c) Part 386 - RULES OF PRACTICE FOR MOTOR CARRIER, INTERMODAL  
15 EQUIPMENT PROVIDER, BROKER, FREIGHT FORWARDER, AND HAZARDOUS MATERIALS  
16 PROCEEDINGS;

17 (d) Part 387 - MINIMUM LEVELS OF FINANCIAL RESPONSIBILITY FOR MOTOR  
18 CARRIERS;

19 (e) Part 390 - FEDERAL MOTOR CARRIER SAFETY REGULATIONS; GENERAL;

20 (f) Part 391 - QUALIFICATIONS OF DRIVERS AND LONGER COMBINATION  
21 VEHICLE (LCV) DRIVER INSTRUCTORS;

22 (g) Part 392 - DRIVING OF COMMERCIAL MOTOR VEHICLES;

23 (h) Part 393 - PARTS AND ACCESSORIES NECESSARY FOR SAFE OPERATION;

24 (i) Part 395 - HOURS OF SERVICE OF DRIVERS;

25 (j) Part 396 - INSPECTION, REPAIR, AND MAINTENANCE;

26 (k) Part 397 - TRANSPORTATION OF HAZARDOUS MATERIALS; DRIVING AND  
27 PARKING RULES; and

28 (l) Part 398 - TRANSPORTATION OF MIGRANT WORKERS.

29 (4) The provisions of subpart E - Physical Qualifications And  
30 Examinations of 49 C.F.R. part 391 - QUALIFICATIONS OF DRIVERS AND LONGER  
31 COMBINATION VEHICLE (LCV) DRIVER INSTRUCTORS shall not apply to any

1 driver subject to this section who: (a) Operates a commercial motor  
2 vehicle exclusively in intrastate commerce; and (b) holds, or has held, a  
3 commercial driver's license issued by this state prior to July 30, 1996.

4 (5) The regulations adopted in subsection (3) of this section shall  
5 not apply to farm trucks registered pursuant to section 60-3,146 with a  
6 gross weight of sixteen tons or less. The following parts and sections of  
7 49 C.F.R. chapter III shall not apply to drivers of farm trucks  
8 registered pursuant to section 60-3,146 and operated solely in intrastate  
9 commerce:

10 (a) All of part 391;

11 (b) Section 395.8 of part 395; and

12 (c) Section 396.11 of part 396.

13 (6) The following parts and subparts of 49 C.F.R. chapter III shall  
14 not apply to the operation of covered farm vehicles:

15 (a) Part 382 - CONTROLLED SUBSTANCES AND ALCOHOL USE AND TESTING;

16 (b) Part 391, subpart E - Physical Qualifications and Examinations;

17 (c) Part 395 - HOURS OF SERVICE OF DRIVERS; and

18 (d) Part 396 - INSPECTION, REPAIR, AND MAINTENANCE.

19 (7) Part 393 - PARTS AND ACCESSORIES NECESSARY FOR SAFE OPERATION  
20 and Part 396 - INSPECTION, REPAIR, AND MAINTENANCE shall not apply to  
21 fertilizer and agricultural chemical application and distribution  
22 equipment transported in units with a capacity of three thousand five  
23 hundred gallons or less.

24 (8) For purposes of this section, intrastate motor carriers shall  
25 not include any motor carrier or driver excepted from 49 C.F.R. chapter  
26 III by section 390.3(f) of part 390.

27 (9)(a) Part 395 - HOURS OF SERVICE OF DRIVERS shall apply to motor  
28 carriers and drivers who engage in intrastate commerce as defined in  
29 section 75-362, except that no motor carrier who engages in intrastate  
30 commerce shall permit or require any driver used by it to drive nor shall  
31 any driver drive:

1 (i) More than twelve hours following eight consecutive hours off  
2 duty; or

3 (ii) For any period after having been on duty sixteen hours  
4 following eight consecutive hours off duty.

5 (b) No motor carrier who engages in intrastate commerce shall permit  
6 or require a driver of a commercial motor vehicle, regardless of the  
7 number of motor carriers using the driver's services, to drive, nor shall  
8 any driver of a commercial motor vehicle drive, for any period after:

9 (i) Having been on duty seventy hours in any seven consecutive days  
10 if the employing motor carrier does not operate every day of the week; or

11 (ii) Having been on duty eighty hours in any period of eight  
12 consecutive days if the employing motor carrier operates motor vehicles  
13 every day of the week.

14 (10) Part 395 - HOURS OF SERVICE OF DRIVERS, as adopted in  
15 subsections (3) and (9) of this section, shall not apply to drivers  
16 transporting agricultural commodities or farm supplies for agricultural  
17 purposes during planting and harvesting season when:

18 (a) The transportation of such agricultural commodities is from the  
19 source of the commodities to a location within a one-hundred-fifty-air-  
20 mile radius of the source of the commodities;

21 (b) The transportation of such farm supplies is from a wholesale or  
22 retail distribution point of the farm supplies to a farm or other  
23 location where the farm supplies are intended to be used which is within  
24 a one-hundred-fifty-air-mile radius of the wholesale or retail  
25 distribution point; or

26 (c) The transportation of such farm supplies is from a wholesale  
27 distribution point of the farm supplies to a retail distribution point of  
28 the farm supplies which is within a one-hundred-fifty-air-mile radius of  
29 the wholesale distribution point.

30 (11) 49 C.F.R. 390.21 - Marking of self-propelled CMVs and  
31 intermodal equipment ~~MARKING OF SELF-PROPELLED CMVS AND INTERMODAL~~

1 EQUIPMENT shall not apply to farm trucks and farm truck-tractors  
2 registered pursuant to section 60-3,146 and operated solely in intrastate  
3 commerce.

4 (12) 49 C.F.R. 392.9a - Operating authority Authority shall not  
5 apply to Nebraska motor carriers operating commercial motor vehicles  
6 solely in intrastate commerce.

7 (13) No motor carrier shall permit or require a driver of a  
8 commercial motor vehicle to violate, and no driver of a commercial motor  
9 vehicle shall violate, any out-of-service order.

10 Sec. 12. Section 75-364, Revised Statutes Supplement, 2015, is  
11 amended to read:

12 75-364 The parts, subparts, and sections of Title 49 of the Code of  
13 Federal Regulations listed below, or any other parts, subparts, and  
14 sections referred to by such parts, subparts, and sections, in existence  
15 and effective as of January 1, 2016 ~~2015~~, are adopted as part of Nebraska  
16 law and shall be applicable to all motor carriers whether engaged in  
17 interstate or intrastate commerce, drivers of such motor carriers, and  
18 vehicles of such motor carriers:

19 (1) Part 107 - HAZARDOUS MATERIALS PROGRAM PROCEDURES, subpart F-  
20 Registration of Cargo Tank and Cargo Tank Motor Vehicle Manufacturers,  
21 Assemblers, Repairers, Inspectors, Testers, and Design Certifying  
22 Engineers;

23 (2) Part 107 - HAZARDOUS MATERIALS PROGRAM PROCEDURES, subpart G-  
24 Registration of Persons Who Offer or Transport Hazardous Materials;

25 (3) Part 171 - GENERAL INFORMATION, REGULATIONS, AND DEFINITIONS;

26 (4) Part 172 - HAZARDOUS MATERIALS TABLE, SPECIAL PROVISIONS,  
27 HAZARDOUS MATERIALS COMMUNICATIONS, EMERGENCY RESPONSE INFORMATION,  
28 TRAINING REQUIREMENTS, AND SECURITY PLANS;

29 (5) Part 173 - SHIPPERS - GENERAL REQUIREMENTS FOR SHIPMENTS AND  
30 PACKAGINGS;

31 (6) Part 177 - CARRIAGE BY PUBLIC HIGHWAY;

1 (7) Part 178 - SPECIFICATIONS FOR PACKAGINGS; and

2 (8) Part 180 - CONTINUING QUALIFICATION AND MAINTENANCE OF  
3 PACKAGINGS.

4 Sec. 13. Section 75-366, Revised Statutes Supplement, 2015, is  
5 amended to read:

6 75-366 For the purpose of enforcing Chapter 75, article 3, any  
7 officer of the Nebraska State Patrol may, upon demand, inspect the  
8 accounts, records, and equipment of any motor carrier or shipper. Any  
9 officer of the Nebraska State Patrol shall have the authority to enforce  
10 the federal motor carrier safety regulations, as such regulations existed  
11 on January 1, 2016 ~~2015~~, and federal hazardous materials regulations, as  
12 such regulations existed on January 1, 2016 ~~2015~~, and is authorized to  
13 enter upon, inspect, and examine any and all lands, buildings, and  
14 equipment of any motor carrier, any shipper, and any other person subject  
15 to the federal Interstate Commerce Act, the federal Department of  
16 Transportation Act, and other related federal laws and to inspect and  
17 copy any and all accounts, books, records, memoranda, correspondence, and  
18 other documents of a motor carrier, a shipper, and any other person  
19 subject to Chapter 75, article 3, for the purposes of enforcing Chapter  
20 75, article 3. To promote uniformity of enforcement, the carrier  
21 enforcement division of the Nebraska State Patrol shall cooperate and  
22 consult with the Public Service Commission and the Division of Motor  
23 Carrier Services.

24 Sec. 14. Section 75-392, Revised Statutes Cumulative Supplement,  
25 2014, is amended to read:

26 75-392 For purposes of sections 75-392 to 75-399:

27 (1) Director means the Director of Motor Vehicles;

28 (2) Division means the Division of Motor Carrier Services of the  
29 Department of Motor Vehicles; and

30 (3) Unified carrier registration plan and agreement means the plan  
31 and agreement established and authorized pursuant to 49 U.S.C. 14504a, as

1 such section existed on January 1, 2016 ~~2014~~.

2 Sec. 15. Section 75-393, Revised Statutes Supplement, 2015, is  
3 amended to read:

4 75-393 The director may participate in the unified carrier  
5 registration plan and agreement pursuant to the Unified Carrier  
6 Registration Act of 2005, 49 U.S.C. 13908, as the act existed on January  
7 1, 2016 ~~2015~~, and may file on behalf of this state the plan required by  
8 such plan and agreement for enforcement of the act in this state.

9 Sec. 16. Original sections 60-119.01, 60-628.01, and 75-392,  
10 Revised Statutes Cumulative Supplement, 2014, and sections 60-336.01,  
11 60-386, 60-3,113.04, 60-3,193.01, 60-462.01, 60-479.01, 60-4,147.02,  
12 60-501, 75-363, 75-364, 75-366, and 75-393, Revised Statutes Supplement,  
13 2015, are repealed.

14 Sec. 17. Since an emergency exists, this act takes effect when  
15 passed and approved according to law.