

LEGISLATURE OF NEBRASKA  
ONE HUNDRED FOURTH LEGISLATURE  
FIRST SESSION

**LEGISLATIVE BILL 624**

Introduced by Larson, 40.

Read first time January 21, 2015

Committee: Transportation and Telecommunications

- 1 A BILL FOR AN ACT relating to the Nebraska Rules of the Road; to amend
- 2 section 60-6,301, Reissue Revised Statutes of Nebraska; to change
- 3 provisions relating to vehicle load requirements; and to repeal the
- 4 original section.
- 5 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 60-6,301, Reissue Revised Statutes of Nebraska,  
2 is amended to read:

3 60-6,301 When any motor vehicle, semitrailer, or trailer is operated  
4 upon the highways of this state carrying a load in excess of the maximum  
5 weight permitted by section 60-6,294, the load shall be reduced or  
6 shifted to within such maximum tolerance before being permitted to  
7 operate on any public highway of this state, except that:

8 (1) If any motor vehicle, semitrailer, or trailer exceeds the  
9 maximum load on only one axle, only one tandem axle, or only one group of  
10 axles when (a) the distance between the first and last axle of such group  
11 of axles is twelve feet or less, (b) the excess axle load is no more than  
12 five percent in excess of the maximum load for such axle, tandem axle, or  
13 group of axles permitted by such section, while the vehicle or  
14 combination of vehicles is within the maximum gross load, and (c) the  
15 load on such vehicle is such that it can be shifted or the configuration  
16 of the vehicle can be changed so that all axles, tandem axle, or groups  
17 of axles are within the maximum permissible limit for such axle, tandem  
18 axle, or group of axles, such shift or change of configuration may be  
19 made without penalty;

20 (2) Any motor vehicle, semitrailer, or trailer carrying ~~only~~ a load  
21 of livestock or any agricultural product or commodity may exceed the  
22 maximum load as permitted by such section on any ~~only~~ one axle, ~~only~~ one  
23 tandem axle, or ~~only one~~ group of axles ~~when the distance between the~~  
24 ~~first and last axle of the group of axles is six feet or less if the~~  
25 ~~excess load on the axle, tandem axle, or group of axles is caused by a~~  
26 ~~shifting of the weight of the livestock by the livestock and if the~~  
27 vehicle or combination of vehicles is within the maximum gross load as  
28 permitted by such section;

29 (3) With a permit issued by the Department of Roads or the Nebraska  
30 State Patrol, a truck with an enclosed body and a compacting mechanism,  
31 designed and used exclusively for the collection and transportation of

1 garbage or refuse, may exceed the maximum load as permitted by such  
2 section by no more than twenty percent on only one axle, only one tandem  
3 axle, or only one group of axles when the vehicle is laden with garbage  
4 or refuse if the vehicle is within the maximum gross load as permitted by  
5 such section. There shall be a permit fee of ten dollars per month or one  
6 hundred dollars per year. The permit may be issued for one or more months  
7 up to one year, and the term of applicability shall be stated on the  
8 permit;

9 (4) Any motor vehicle, semitrailer, or trailer carrying any kind of  
10 a load, including livestock, which exceeds the legal maximum gross load  
11 by five percent or less may proceed on its itinerary and unload the cargo  
12 carried thereon to the maximum legal gross weight at the first unloading  
13 facility on the itinerary where the cargo can be properly protected. All  
14 material so unloaded shall be cared for by the owner or operator of such  
15 vehicle at the risk of such owner or operator; and

16 (5) Any motor vehicle, semitrailer, or trailer carrying grain or  
17 other seasonally harvested products may operate from the field where such  
18 grain or products are harvested to storage, market, or stockpile in the  
19 field or from stockpile to market or factory up to seventy miles with a  
20 load that exceeds the maximum load permitted by section 60-6,294 by  
21 fifteen percent on ~~any tandem axle, group of axles, and~~ gross weight. Any  
22 truck with no more than a single rear axle carrying grain or other  
23 seasonally harvested products may operate from the field where such grain  
24 or products are harvested to storage, market, or stockpile in the field  
25 or from stockpile to market or factory up to seventy miles with a load  
26 that exceeds the maximum load permitted by section 60-6,294 by fifteen  
27 percent on ~~any single axle and~~ gross weight. The owner or a  
28 representative of the owner of the agricultural product shall furnish the  
29 driver of the loaded vehicle a signed statement of origin and  
30 destination.

31 Nothing in this section shall be construed to permit to be operated

1 on the National System of Interstate and Defense Highways any vehicle or  
2 combination of vehicles which exceeds any of the weight limitations  
3 applicable to such system as contained in section 60-6,294.

4 If the maximum legal gross weight or axle weight of any vehicle is  
5 exceeded by five percent or less and the arresting peace officer or  
6 carrier enforcement officer has reason to believe that such excessive  
7 weight is caused by snow, ice, or rain, the officer may issue a warning  
8 citation to the operator.

9 Sec. 2. Original section 60-6,301, Reissue Revised Statutes of  
10 Nebraska, is repealed.