



**Hundredth Legislature - First Session - 2007  
Committee Statement  
LB 358**

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**Hearing Date:** February 5, 2007  
**Committee On:** Transportation and Telecommunications

**Introducer(s):** (Hudkins, 21)  
**Title:** Change provisions relating to interstate motor carriers

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**Roll Call Vote – Final Committee Action:**

- Advanced to General File
  - X Advanced to General File with Amendments
  - Indefinitely Postponed
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**Vote Results:**

7	Yes	Senators Hudkins, Louden , Aguilar, Schimek, Mines, Fischer, Stuthman
	No	
	Present, not voting	
1	Absent	Senator Pedersen

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**Proponents:**

Senator Carol Hudkins, Introducer  
Beverly Neth  
Mike Hybl

**Representing:**

District #21  
Department of Motor Vehicles  
Nebraska Trucking Association

**Opponents:**

**Representing:**

**Neutral:**

Jerry Vap

**Representing:**

Nebraska Public Service Commission

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**Summary of purpose and/or changes:**

LB 358 authorizes the director of the DMV to commence Nebraska’s participation in the Unified Carrier Registration plan and agreement, and to designate a date to begin enforcement of such law in this state. The department has rule and regulation authority.

On and after the date designated by the director, no foreign or domestic motor carrier, private carrier, leasing company, broker, or freight forwarder shall operate any motor vehicle on Nebraska highways without first registering with the unified carrier registration plan and paying all applicable fees. If the organization has its principal place of business in Nebraska, then it shall register in Nebraska. Any foreign or domestic motor carrier that maintains an office in

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Nebraska but has its principal place of business in another jurisdiction that does not participate in the UCR program can also register and pay the required fees in Nebraska. Fees are remitted to the General Fund.

After January 1, 2007, the single state registration system (SSRS) and the previous registration system for common, contract, and private carriers (Bingo Card program) terminates.

If an entity violates this act, it is guilty of a Class IV misdemeanor. Each day of the violation constitutes a separate offense. This system does not apply to transporters of waste or recyclable materials, engaged exclusively in intrastate commerce.

**Explanation of amendments, if any:**

The committee amendment, AM214, changes the scope of the Public Service Commission's authority over intrastate motor carriers to exclude private carriers. The amendment changes § 75-302 so that a certificated intrastate motor carrier that is required to comply with the commission's rules and regulations does not include a private carrier.

The amendment also repeals §§ 75-307.01, 75-307.02, and 75-307.03. These three statutes deal with a registration fee, credential issuance, and safety compliance audits for intrastate private carriers. The commission has not enforced these sections for quite some time. They are duplicative in nature, and have become obsolete.

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**Senator Deb Fischer, Chairperson**