

LEGISLATURE OF NEBRASKA
ONE HUNDRED THIRD LEGISLATURE
FIRST SESSION
LEGISLATIVE BILL 398

Introduced by Brasch, 16.

Read first time January 18, 2013

Committee: Transportation and Telecommunications

A BILL

1 FOR AN ACT relating to the Nebraska Rules of the Road; to amend
2 section 60-6,300, Reissue Revised Statutes of Nebraska;
3 to change provisions and penalties relating to certain
4 excessively loaded vehicles; and to repeal the original
5 section.
6 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 60-6,300, Reissue Revised Statutes of
2 Nebraska, is amended to read:

3 60-6,300 (1) It shall be unlawful to operate upon the
4 public highways of this state any truck, truck-tractor, or trailer
5 that weighs in excess of the gross weight for which the registration
6 fee on such vehicle has been paid plus one thousand pounds, but this
7 section shall not apply to any truck, truck-tractor, or trailer being
8 operated under a special permit issued pursuant to section 60-6,298
9 if the vehicle is properly registered pursuant to such section.

10 ~~Any owner of such a vehicle who permits operation of the~~
11 ~~vehicle in violation of this section~~ (2)(a) Any person operating any
12 truck, truck-tractor, or trailer in violation of this section, shall
13 be guilty of a traffic infraction and shall, upon conviction, be
14 fined twenty-five dollars for each one thousand pounds or fraction
15 thereof in excess of the weight allowed to be carried under this
16 section with tolerance.

17 (b) In lieu of issuing a citation to an operator under
18 subdivision (2)(a) of this section, the Superintendent of Law
19 Enforcement and Public Safety may assess the owner of the vehicle a
20 civil penalty for each violation of this section in an amount equal
21 to twenty-five dollars for each one thousand pounds or fraction
22 thereof in excess of the gross weight for which the registration fee
23 on such vehicle has been paid plus one thousand pounds. The
24 superintendent shall issue an order imposing a penalty under this
25 subdivision in the same manner as an order issued under section

1 75-369.04 and any rules and regulations adopted and promulgated under
2 section 75-368 and any applicable federal rules and regulations.

3 Sec. 2. Original section 60-6,300, Reissue Revised
4 Statutes of Nebraska, is repealed.