

# **One Hundred Ninth Legislature - First Session - 2025**

## **Introducer's Statement of Intent**

**LB227**

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**Chairperson: Senator Mike Moser**

**Committee: Transportation and Telecommunications**

**Date of Hearing: March 03, 2025**

The following constitutes the reasons for this bill and the purposes which are sought to be accomplished thereby:

This bill would revise who has the burden of proof when transportation carriers apply with the Nebraska Public Service Commission to operate as common carrier. Currently, carriers applying to operate as a common carrier (as defined in Neb. Rev. Stat. §75-302(6)) have the burden to demonstrate that they are fit, willing, and able to provide the service and show public convenience and necessity.

This bill would also revise the standards for applicants seeking to operate as a contract carrier (as defined in Neb. Rev. Stat. §75-302(7)) when the contract would be for non-emergency medical transportation (NEMT) services. Currently, all applicants for contract carrier authority must show that the proposed service will be consistent with the public interest under Neb. Rev. Stat. §75-311(2), but contract carriers for NEMT services must also show public convenience and necessity regarding that service (such a showing is otherwise only required of common carrier applicants). This bill would remove the additional showing of public convenience and necessity for contract carriers seeking to provide NEMT services. The bill retains the requirement that the Commission consult with the Director of Medicaid and Long-Term Care of the Division of Medicaid and Long-Term Care or their designee when determining NEMT applications.

**Principal Introducer:** \_\_\_\_\_

**Senator Wendy DeBoer**