

LEGISLATURE OF NEBRASKA

ONE HUNDREDTH LEGISLATURE

FIRST SESSION

LEGISLATIVE BILL 307

Introduced by Stuthman, 22

Read first time January 11, 2007

Committee: Transportation and Telecommunications

A BILL

1 FOR AN ACT relating to all-terrain vehicles; to amend section
2 60-6,356, Reissue Revised Statutes of Nebraska; to
3 restrict operation of all-terrain vehicles as prescribed;
4 and to repeal the original section.

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

1 Section 1. Section 60-6,356, Reissue Revised Statutes of
2 Nebraska, is amended to read:

3 60-6,356 (1) Except as provided in subsections (2)
4 through (5) of this section, an all-terrain vehicle shall not
5 be operated on any highway of this state. The crossing of any
6 controlled-access highway shall not be permitted.

7 (2) The crossing of a highway shall be permitted only if:

8 (a) The crossing is made at an angle of approximately
9 ninety degrees to the direction of the highway and at a place where
10 no obstruction prevents a quick and safe crossing;

11 (b) The vehicle is brought to a complete stop before
12 crossing the shoulder or roadway of the highway;

13 (c) The operator yields the right-of-way to all oncoming
14 traffic that constitutes an immediate potential hazard;

15 (d) In crossing a divided highway, the crossing is made
16 only at an intersection of such highway with another highway; and

17 (e) Both the headlight and taillight of the vehicle are
18 on when the crossing is made.

19 (3) An all-terrain vehicle may be operated on a highway
20 outside the corporate limits of a municipality when such operation
21 occurs only between the hours of sunrise and sunset and such
22 operation is incidental to the vehicle's use for agricultural
23 purposes. Any person operating an all-terrain vehicle on a highway
24 shall have a valid Class O operator's license or a farm permit as
25 provided in section 60-4,126 and shall not operate such vehicle at

1 a speed in excess of thirty miles per hour. When operated on a
2 highway, the headlight and taillight of the vehicle shall be on
3 and the vehicle shall be equipped with a bicycle safety flag which
4 extends not less than five feet above ground attached to the rear
5 of such vehicle. The bicycle safety flag shall be triangular in
6 shape with an area of not less than thirty square inches and shall
7 be day-glow in color.

8 (4) All-terrain vehicles may be operated on highways in
9 parades which have been authorized by the State of Nebraska or
10 any department, board, commission, or political subdivision of the
11 state.

12 (5) All-terrain vehicles may be operated on highways
13 outside the corporate limits of any municipality by electric
14 utility personnel within the course of their employment in
15 accordance with the operation requirements of subsection (3) of
16 this section, except that the operation of the vehicle pursuant to
17 this subsection need not be incidental to the use of the vehicle
18 for agricultural purposes.

19 Sec. 2. Original section 60-6,356, Reissue Revised
20 Statutes of Nebraska, is repealed.