

LEGISLATURE OF NEBRASKA
ONE HUNDRED FIFTH LEGISLATURE
FIRST SESSION

LEGISLATIVE BILL 584

FINAL READING

Introduced by Friesen, 34.

Read first time January 18, 2017

Committee: Transportation and Telecommunications

1 A BILL FOR AN ACT relating to highways and bridges; to amend section
2 39-1811, Reissue Revised Statutes of Nebraska; to change provisions
3 relating to mowing of weeds as prescribed; to harmonize provisions;
4 and to repeal the original section.

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

1 Section 1. Section 39-1811, Reissue Revised Statutes of Nebraska, is
2 amended to read:

3 39-1811 (1) It shall be the duty of the landowners in this state to
4 mow all weeds that can be mowed with the ordinary farm mower to the
5 middle of all public roads and drainage ditches running along their lands
6 at least twice each year, namely, sometime in July for the first time and
7 sometime in September for the second time ~~before July 15, for the first~~
8 ~~time and sometime in August for the second time.~~

9 (2) This section shall not restrict landowners, a county, or a
10 township from management of (a) roadside vegetation on road shoulders or
11 of sight distances at intersections and entrances at any time of the year
12 or (b) snow control mowing as may be necessary.

13 (3) Except as provided in subsection (2) of this section, no person
14 employed by or under contract with a county or township to mow roadside
15 ditches shall do such mowing before July 1 of any year.

16 (4) (2) Whenever a landowner, referred to in subsections (1) and (5)
17 (3) of this section, neglects to mow the weeds as provided in this
18 section, it shall be the duty of the county board on complaint of any
19 resident of the county to cause the weeds to be mowed or otherwise
20 destroyed on neglected portions of roads or ditches complained of.

21 (5) (3) The county board shall cause to be ascertained and recorded
22 an accurate account of the cost of mowing or destroying such weeds, as
23 referred to in subsections (1) and (4) (2) of this section, in such
24 places, specifying, in such statement or account of costs, the
25 description of the land abutting upon each side of the highway where such
26 weeds were mowed or destroyed, and, if known, the name of the owner of
27 such abutting land. The board shall file such statement with the county
28 clerk, together with a description of the lands abutting on each side of
29 the road where such expenses were incurred, and the county board, at the
30 time of the annual tax levy made upon lands and property of the county,
31 may, if it desires, assess such cost upon such abutting land, giving such

1 landowner due notice of such proposed assessment and reasonable
2 opportunity to be heard concerning the proposed assessment before the
3 same is finally made.

4 Sec. 2. Original section 39-1811, Reissue Revised Statutes of
5 Nebraska, is repealed.