

AMENDMENTS TO LB972

(Amendments to E&R amendments, ER132)

Introduced by Clouse, 37.

1 1. Insert the following new section:

2 **Sec. 66.** Section 60-6,356, Revised Statutes Supplement, 2025, is
3 amended to read:

4 60-6,356 (1) An all-terrain vehicle or a utility-type vehicle shall
5 not be operated on any controlled-access highway with more than two
6 marked traffic lanes. The crossing of any controlled-access highway with
7 more than two marked traffic lanes shall not be permitted except as
8 provided in subsections (9) and (10) of this section. Subsections (2),
9 (3), and (5) through (8) of this section authorize and apply to operation
10 of an all-terrain vehicle or a utility-type vehicle only on a highway
11 other than a controlled-access highway with more than two marked traffic
12 lanes.

13 (2) An all-terrain vehicle or a utility-type vehicle may be operated
14 in accordance with the operating requirements of subsection (3) of this
15 section:

16 (a) Outside the corporate limits of a city, village, or
17 unincorporated village if incidental to the vehicle's use for
18 agricultural purposes;

19 (b) Within the corporate limits of a city or village if authorized
20 by the city or village by ordinance adopted in accordance with this
21 section; or

22 (c) Within an unincorporated village if authorized by the county
23 board of the county in which the unincorporated village is located by
24 resolution in accordance with this section.

25 (3)(a) An all-terrain vehicle or a utility-type vehicle may be
26 operated as authorized in subsection (2) of this section when such

1 operation occurs:

2 (i) Between the hours of sunrise and sunset; ~~or~~

3 (ii) Between the hours of sunset and sunrise for purposes of snow
4 removal within the corporate limits of a city or village or within an
5 unincorporated village; or -

6 (iii) Between the hours of sunset and sunrise within the corporate
7 limits of a city or village or within an unincorporated village if:

8 (A) The headlight for the all-terrain vehicle or utility-type
9 vehicle displays a white light and:

10 (I) For multiple beam headlights, the upper beam sufficiently
11 illuminates any person, vehicle, or substantial object at a distance of
12 at least one hundred feet in front of the all-terrain vehicle or utility-
13 type vehicle, and the lowermost beam sufficiently illuminates any person,
14 vehicle, or substantial object at a distance of at least fifty feet in
15 front of the all-terrain vehicle or utility-type vehicle; and

16 (II) For single beam headlights, the headlight sufficiently
17 illuminates any person, vehicle, or substantial object at a distance of
18 at least one hundred feet in front of the all-terrain vehicle or utility-
19 type vehicle, and the high intensity portion of the light does not
20 project higher than the level of the center of the headlight; and

21 (B) The taillight for the all-terrain vehicle or utility-type
22 vehicle displays a red light that is plainly visible from a distance of
23 five hundred feet behind the all-terrain vehicle or utility-type vehicle.

24 (b) Any person operating an all-terrain vehicle or a utility-type
25 vehicle as authorized in subsection (2) of this section shall:

26 (i) Have a valid Class 0 operator's license or a farm permit as
27 provided in section 60-4,126;

28 (ii) Have liability insurance coverage for the all-terrain vehicle
29 or a utility-type vehicle while operating such all-terrain vehicle or
30 utility-type vehicle on a highway; and

31 (iii) Not operate the all-terrain or utility-type vehicle at a speed

1 in excess of thirty miles per hour.

2 (c) The person operating an all-terrain vehicle or a utility-type
3 vehicle shall provide proof of such insurance coverage to any peace
4 officer requesting such proof within five days of such a request.

5 (d) When operating an all-terrain vehicle or a utility-type vehicle
6 as authorized in subsection (2) of this section, the headlight and
7 taillight of the vehicle shall be on and the vehicle shall be equipped
8 with a bicycle safety flag which extends not less than five feet above
9 ground attached to the rear of such vehicle. The bicycle safety flag
10 shall be triangular in shape with an area of not less than thirty square
11 inches and shall be day-glow in color.

12 (4) All-terrain vehicles and utility-type vehicles may be operated
13 without complying with subsection (3) of this section on highways in
14 parades which have been authorized by the State of Nebraska or any
15 department, board, commission, or political subdivision of the state.

16 (5) The crossing of a highway other than a controlled-access highway
17 with more than two marked traffic lanes shall be permitted by an all-
18 terrain vehicle or a utility-type vehicle without complying with
19 subsection (3) of this section only if:

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

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

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

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

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

31 (6) All-terrain vehicles and utility-type vehicles may be operated

1 outside the corporate limits of any municipality by electric utility
2 personnel within the course of their employment in accordance with the
3 operation requirements of subsection (3) of this section, except that the
4 operation of the vehicle pursuant to this subsection need not be limited
5 to the hours between sunrise and sunset.

6 (7) A city or village may adopt an ordinance authorizing the
7 operation of all-terrain vehicles and utility-type vehicles within the
8 corporate limits of the city or village if the operation is in accordance
9 with subsection (3) of this section. The city or village may place other
10 restrictions on the operation of all-terrain vehicles and utility-type
11 vehicles within its corporate limits.

12 (8) A county board may adopt a resolution authorizing the operation
13 of all-terrain vehicles and utility-type vehicles within any
14 unincorporated village within the county if the operation is in
15 accordance with subsection (3) of this section. The county may place
16 other restrictions on the operation of all-terrain vehicles and utility-
17 type vehicles within the unincorporated village.

18 (9) Except as provided in subsection (10) of this section, the
19 crossing of a controlled-access highway with more than two marked traffic
20 lanes shall be permitted by a utility-type vehicle if the operation is in
21 accordance with the operation requirements of subsection (3) of this
22 section and if the following requirements are met:

23 (a) The crossing is made at an intersection that:

24 (i) Is controlled by a traffic control signal; or

25 (ii) For any intersection located outside the corporate limits of a
26 city or village, is controlled by stop signs;

27 (b) The crossing at such intersection is made in compliance with the
28 traffic control signal or stop signs; and

29 (c) The crossing at such intersection is specifically authorized as
30 follows:

31 (i) If such intersection is located within the corporate limits of a

1 city or village, by ordinance of such city or village;

2 (ii) If such intersection is located within an unincorporated
3 village, by resolution of the county board of the county in which such
4 unincorporated village is located; or

5 (iii) If such intersection is located outside the corporate limits
6 of a city or village and outside any unincorporated village, by
7 resolution of the county board of the county in which such intersection
8 is located.

9 (10) When the use of the all-terrain vehicle or utility-type vehicle
10 is for an agricultural purpose, the crossing of a controlled-access
11 highway with more than two marked traffic lanes shall be permitted if
12 such vehicle is operated in accordance with subsection (3) of this
13 section.

14 2. Renumber the remaining sections and correct internal references
15 accordingly.

16 3. Correct the operative date and repealer sections so that the
17 section added by this amendment becomes operative three calendar months
18 after the adjournment of this legislative session.