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February 7, 2006 LB 1007

Committee, and from the Education Committee. And two confirmation reports: one from Education, and a second report from General Affairs. That's all that I have, Mr. President. (Legislative Journal pages 564-567.)

SENATOR CUDABACK: Thank you, Mr. Clerk. We now go to the next agenda item, LB 1007. Mr. Clerk, please.

CLERK: LB 1007, introduced by Senator Baker. (Read title.) The bill was introduced on January 10 of this year, referred to the Transportation Committee. The bill was advanced to General File, Mr. President.

SENATOR CUDABACK: Senator Baker, you're recognized to open on LB 1007.

SENATOR BAKER: Thank you, Mr. President, members. LB 1007 the bill dealing with the hours of service issue for commercial driver's license holders. It...the past year, U.S. Department of Transportation, for the second time since 1939, changed those hours of service regulations. The first change was published on April 28, 2003, and they were vacated by the U.S. Court of Appeals in District of Columbia on July 16 of 2004. And if you recall...well, this is an annual bill that we...each year comes through the Transportation Committee. But Congress subsequently, after those were struck down, those new hours of service rules were struck down, they extended them through the Surface Transportation Extension Act, 2004, that said they would remain in effect until effective date of a new rule. Well, we have the new rules now. In response to this, Congress mandated in...or, federal Motor Carrier Safety Act published a final rule on August 25 of 2005, with an effective date of October 1 of 2005, revising those federal hours of service regulations. People have asked about, what does it It changes, basically, that the ten hours off duty may change? be split ... it used to be the ten hours of duty may be split into two periods of time, one not less than two hours, eight hours in a sleeper, so on. It changes so that commercial drivers using the sleeper berth provision must take at least eight consecutive hours in the sleeper berth, and then those other two hours either in the sleeper berth, off duty, or any combination of the