

## LEGISLATIVE BILL 244

Approved by the Governor May 26, 1983

Introduced by Warner, 25

AN ACT to amend section 39-6,177, Revised Statutes Supplement, 1982, relating to highways; to change provisions relating to authorized vehicle widths; to provide powers; to repeal the original section; and to declare an emergency.

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

Section 1. That section 39-6,177, Revised Statutes Supplement, 1982, be amended to read as follows:

39-6,177. (1) No vehicle which exceeds a total outside width of one hundred two inches, including any load but excluding designated safety devices, shall be permitted on any portion of the National System of Interstate and Defense Highways. The Director-State Engineer shall adopt rules and regulations, consistent with federal requirements, designating safety devices which shall be excluded in determining vehicle width.

(2) No vehicle shall exceed which exceeds a total outside width of one hundred two inches, including any load thereon; of eight feet but excluding designated safety devices, shall be permitted on any highway which is not a portion of the National System of Interstate and Defense Highways, except that such prohibition shall not apply to (1) a vehicle with a load of pulpwood in movement during daylight hours when such maximum width shall be one hundred inches and the load is bound with at least two separate iron chains or cables comprised of material not less than one half inch in thickness or diameter attached to the front and rear of the loading platform and frame of the vehicle so as to hold the load securely in place; (2) (a) farm equipment in temporary movement during daylight hours, or during hours of darkness when the clearance light requirements of section 39-6,127 are fully complied with, in the normal course of farm operations, (3) (b) combines eighteen feet or less in width, while in the normal course of farm operations and while being driven during daylight hours or during hours of darkness when the

clearance light requirements of section 39-6,127 are fully complied with, ~~(4)~~ (c) combines in excess of eighteen feet in width, while in the normal course of farm operations and while being driven during daylight hours for distances of twenty-five miles or less on highways and while preceded by a well-lighted pilot vehicle or flagperson, except that such combines may be driven on highways while in the normal course of farm operations for distances of twenty-five miles or less and while preceded by a well-lighted pilot vehicle or flagperson during hours of darkness when the clearance light requirements of section 39-6,127 are fully complied with, ~~(5)~~ (d) combines and vehicles used in transporting combines, and only when transporting combines, to be engaged in harvesting, while being transported into or through the state during daylight hours, when the total width including the width of the combine being transported does not exceed fifteen feet, except that vehicles used in transporting combines may, when necessary to the harvesting operation, travel unloaded for distances not to exceed twenty-five miles, while the combine to be transported is engaged in a harvesting operation, ~~(6)~~ (e) farm equipment dealers hauling, driving, delivering, or picking up farm equipment, including portable livestock buildings not exceeding fourteen feet in width, or implements of husbandry during daylight hours, ~~(7)~~ (f) alfalfa harvesting machinery in temporary movement during daylight hours and hours of darkness when ~~(a)~~ (i) the clearance light requirements of section 39-6,127 are fully complied with, ~~(b)~~ (ii) there is, on the front vehicle and above the line of the regular lights of such vehicle, a flashing, amber-colored light at least four inches in diameter and clearly visible to traffic approaching from any direction, and ~~(c)~~ (iii) there is a well-lighted pilot vehicle or flagperson at least three hundred feet in advance of such vehicles to give warning of the approach of over-width equipment, and such prohibition shall not apply to equipment of thirteen feet or less in width to be used in highway or other public construction or in agricultural land treatment in temporary movement during daylight hours on roads other than dustless-surfaced state highways and for necessary access to points on such highways, ~~(8)~~ (g) livestock forage vehicles loaded or unloaded that comply with subsection (2) of section 39-6,100, ~~PROVIDES~~; that no vehicle which shall exceed a total outside width, including any load thereon, of eight feet shall be permitted upon any portion of the National System of Interstate and Defense Highways, except intercity buses upon designated segments as hereinafter provided in this section; ~~(9)~~ (h) vehicles hauling baled livestock forage which, including the load thereon, may be twelve feet in

width, (10) (i) mobile homes or prefabricated livestock buildings not exceeding sixteen feet in width moving during daylight hours, or (j) a rubber tired crane with a fixed load when (a) (i) such vehicle will be transported on a state highway, excluding any portion of the National System of Interstate and Defense Highways, on a city street, or on a road within the corporate limits of a city, (b) (ii) the city in which the crane is intended to be transported has authorized a one-day permit for the transportation of the crane, specifying the route to be used and the hours during which the crane can be transported, except that no permit shall be issued by a city for travel on a state highway containing a bridge or structure which is structurally inadequate to carry the crane as determined by the Department of Roads, (c) (iii) such vehicle will be escorted by another vehicle or vehicles assigned by the city, (d) (iv) such vehicle's gross weight does not exceed eighty-five thousand pounds, if a four-axle crane, or sixty-seven thousand pounds, if a three-axle crane, and (e) (v) if a four-axle crane, the maximum weight on each set of tandem axles does not exceed forty-two thousand five hundred pounds, or if a three-axle crane, the maximum weight on the front axle does not exceed twenty-five thousand pounds and the total maximum weight on the rear tandem axles does not exceed forty-two thousand five hundred pounds. 7 (11) intercity buses which may be one hundred two inches in width plus additional width for safety devices when operated on certain highways designated by the Director-State Engineer for such operation; (12) buses operated by a city or village and engaged in the transportation of passengers which may be one hundred two inches in width plus an additional width for safety devices; or (13) mobile homes or prefabricated livestock buildings not exceeding sixteen feet in width moving during daylight hours.

(3) The Director-State Engineer, with respect to highways under his or her jurisdiction, may designate certain highways for the operation of such intercity buses upon the following conditions:

(a) Highways designated by the Director-State Engineer shall be limited to the National System of Interstate and Defense Highways and four-lane and six-lane highways; except that other highways that are not part of the National System of Interstate and Defense Highways may be so designated for the sole purpose of directly connecting disconnected segments of the National System of Interstate and Defense Highways and four-lane and six-lane highways; PROVIDED, that on two-lane highways so designated for connection each traffic lane shall not be less than ten feet in width; and



(b) No highways shall be so designated by the Director-State Engineer under the provisions of subdivision (13)(a) of this section prior to the time when intercity buses of such width are permitted on the National System of Interstate and Defense Highways highways upon which vehicles of no more than ninety-six inches in width may be permitted to travel. Highways so designated shall be limited to one or more of the following: (a) Highways with traffic lanes of ten feet or less; (b) highways upon which are located narrow bridges; and (c) highways which because of sight distance, surfacing, unusual curves, topographic conditions, or other unusual circumstances, would not, in the opinion of the Director-State Engineer, safely accommodate vehicles of more than ninety-six inches in width.

Sec. 2. That original section 39-6,177, Revised Statutes Supplement, 1982, is repealed.

Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.