

LEGISLATIVE BILL 283

Approved by the Governor May 22, 1989

Introduced by Transportation Committee, Lamb, 43,
Chairperson; Beyer, 3; Schellpeper, 18;
Peterson, 21; Byars, 30; Rogers, 41

AN ACT relating to transportation; to amend sections 39-619.01, 39-6,138, 60-301, 60-305.01, 60-305.09, 60-330, and 60-334, Reissue Revised Statutes of Nebraska, 1943; to provide a penalty for unlawful acts relating to signs, traffic-control devices, and traffic-surveillance devices; to change requirements for auxiliary driving lamps; to define, redefine, and eliminate terms; to provide for registration of certain motor vehicles by nonresident owners; to change the fund to which certain payments are credited; to harmonize provisions; and to repeal the original sections.

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

Section 1. That section 39-619.01, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

39-619.01. (1) If any person shall willfully or maliciously shoot upon the public highway and injure, deface, damage, or destroy any signs, monuments, road markers, traffic-control ~~devices~~, ~~traffic-surveillance or surveillance devices~~, or other public notices lawfully placed upon ~~said~~ such highways, he ~~or she~~ shall be guilty of a Class III misdemeanor.

(2) No person shall willfully or maliciously injure, deface, alter, or knock down any sign, traffic-control device, or traffic-surveillance device.

(3) It shall be unlawful for any person other than a duly authorized representative of the Department of Roads or a county or municipality to remove any sign, traffic-control ~~device~~, or traffic-surveillance device placed along a public street, road, or highway for ~~traffic control~~ traffic-control, warning, or informational purposes by official action of the department or a county or municipality. It shall be unlawful for any person to possess ~~such~~ a sign or device which has been removed in violation of this subsection.

(4) ~~(3)~~ Any person violating subsection (2) or

(3) of this section shall be guilty of a Class II misdemeanor and shall be assessed liquidated damages in the amount of the value of the sign, traffic-control device, or traffic-surveillance device and the cost of replacing it.

Sec. 2. That section 39-6,138, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

39-6,138. (1) Every motor vehicle upon a highway within this state during the period from a half hour after sunset to a half hour before sunrise, and at any other time when there is not sufficient light to render clearly discernible persons or vehicles upon the highway at a distance of five hundred feet ahead, shall be equipped with lighted front and rear lamps as respectively required in this section for different classes of vehicles.

(2) Every motor vehicle, other than a motorcycle, road roller, road machinery, or farm tractor, shall be equipped with two or more headlamps, at the front of and on opposite sides of the motor vehicle, and with a lamp on the rear exhibiting a red light visible, under normal atmospheric conditions, from a distance of at least five hundred feet to the rear of such vehicle, which headlamps shall comply with the requirements and limitations set forth in sections 39-6,140 and 39-6,142.

(3) Every farm tractor upon a highway within this state during the period from a half hour after sunset to a half hour before sunrise, and at any other time when there is not sufficient light to render clearly discernible persons or vehicles upon the highway at a distance of five hundred feet ahead, shall be equipped with two or more headlamps, at the front or on opposite sides of the tractor, and with a lamp on the rear exhibiting a red light visible, under normal atmospheric conditions, from a distance of at least five hundred feet to the rear of such tractor, which headlamps shall comply with the requirements and limitations set forth in sections 39-6,140 and 39-6,142.

(4) Every motorcycle shall be equipped with at least one and not more than two headlamps and with a lamp on the rear exhibiting a red light visible, under normal atmospheric conditions, from a distance of at least five hundred feet to the rear of such motor vehicle, which headlamp or lamps shall comply with the requirements and limitations set forth in sections 39-6,140 and 39-6,142.

(5) It shall be unlawful for any owner or

operator of any motor vehicle to operate such vehicle upon a highway unless (a) the condition of the lamps and electric circuit shall be is such as to give substantially normal light output, (b) the taillight shall show shows red directly to the rear, the glass therein shall be in the taillight is unbroken, the lamp shall be is securely fastened, and its the electric circuit shall be is free from grounds or shorts, (c) if equipped with spot lamps, the number shall be limited to not there is no more than one spot lamp except for law enforcement personnel, government employees, and public utility employees, (d) if equipped with auxiliary driving lamps, the number shall be limited to not there are no more than two auxiliary driving lamps, any such auxiliary lamps, if used, shall be are mounted on the front at a point not less than fifteen twelve inches nor more than forty-two inches above the level surface upon which the vehicle stands, and every such auxiliary lamp er lamps shall meet meets the statutory requirements for headlamps, (e) if equipped with any lighting device, other than headlamps, spot lamps, or auxiliary driving lamps, which projects a beam of light of an intensity greater than twenty-five candle power, such lighting device shall be is so directed that no part of the beam therefrom from the device will strike the level of the surface on which the vehicle stands at a distance of more than fifty feet from the vehicle, and (f) if equipped with side cowl or fender lamps, the number shall be limited to there are no more than two such lamps, and each such side cowl or fender lamp shall emit emits an amber or white light.

Sec. 3. That section 60-301, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

60-301. As used in Chapter 60, article 3, unless the context otherwise requires:

(1) Agricultural products shall mean field crops and horticultural, viticultural, forestry, nut, dairy, livestock, poultry, bee, and farm products, including sod grown on the land owned or rented by the farmer, and the byproducts derived from any of them;

(2) Apportionable vehicle shall mean any vehicle used in two or more jurisdictions that allocate or proportionally register vehicles and are used for the transportation of persons for hire or designed, used, or maintained primarily for the transportation of property, except that such term shall not include any recreational vehicle, vehicle displaying restricted plates, vehicle not required to be licensed as a commercial vehicle, bus

used in the transportation of chartered parties, or government-owned vehicle. Such vehicle shall either (a) have a gross vehicle weight in excess of twenty-six thousand pounds, (b) have three or more axles, regardless of weight, or (c) be used in combination when the weight of such combination exceeds twenty-six thousand pounds gross vehicle weight. Vehicles, or combinations thereof, having a gross vehicle weight of twenty-six thousand pounds or less and two-axle vehicles may be proportionally registered at the option of the registrant;

(3) Cabin trailer shall mean every vehicle without motive power designed for living quarters and for being drawn by a motor vehicle and not exceeding eight feet in width, forty feet in length, or thirteen and one-half feet in height;

(4) Commercial trailer shall mean any trailer or semi-trailer designed, used, or maintained for the transportation of persons or property for hire, compensation, or profit or designed, used, or maintained primarily for the transportation of property and shall not include farm trailers, fertilizer trailers, utility trailers, or cabin trailers;

(5) Commercial vehicle shall mean any motor vehicle used or maintained for the transportation of persons or property for hire, compensation, or profit or designed, used, or maintained primarily for the transportation of property and shall not include farm trucks;

(6) Farm trailer shall include any trailer or semitrailer used wholly and exclusively to carry a farmer's or rancher's own supplies, farm equipment, and household goods to or from the owner's farm or ranch, or used by the farmer or rancher to carry his or her own agricultural products, livestock, and produce to or from storage and market, and attached to a passenger car or farm-licensed vehicle, or used by a farmer or rancher to carry his or her own agricultural products, livestock, and produce to and from market, which trailers shall carry on their license plate, in addition to the registration number, the letter X, but farm trailer shall not include a trailer so used when attached to a farm tractor;

(7) (5) Farm trucks shall mean trucks, including combinations of trucks or truck-tractors and trailers or semitrailers, of farmers or ranchers, used wholly and exclusively to carry their own supplies, farm equipment, and household goods to or from the owner's farm or ranch, used by the farmer or rancher to carry

his or her own agricultural products, livestock, and produce, to or from storage or market, or used by farmers or ranchers in exchange of service in such hauling of such supplies or agricultural products, livestock, and produce, or used occasionally to carry camper units, which trucks shall carry on their license plates, in addition to the registration number, the designation farm and the words NOT FOR HIRE;

(8) (6) Fertilizer trailer shall mean any trailer, including gooseneck applicators or trailers, designed and used exclusively to carry or apply agricultural fertilizer or agricultural chemicals and having a gross weight including load thereon of twenty thousand pounds or less, which trailers shall carry on their license plate, in addition to the registration number, the letter X;

(9) (7) Film vehicle shall mean any rented or leased passenger car used exclusively by nonresident production companies temporarily on location in Nebraska producing a feature film, television commercial, documentary, or industrial or educational videotape production;

(10) (8) Fleet shall include one or more apportionable vehicles;

(11) (9) Highways shall include public streets, roads, turnpikes, parks, parkways, drives, alleys, and other public ways used for the passage of road vehicles;

(12) (10) In-state miles shall mean total miles operated (a) in the State of Nebraska during the preceding year by the motor vehicle or vehicles registered and licensed for fleet operation and (b) in noncontracting reciprocity states by vehicles that are base-plated in Nebraska;

(13) (11) Local commercial truck shall mean a truck and combinations of trucks, truck-tractors, or trailers, or semitrailers having a gross weight of twenty-five tons or more and operated solely within an incorporated city or village, or within ten miles of the corporate limits, where they are owned, operated, and registered, which trucks shall carry on their license plates, in addition to the registration number, the letters LC designation of local truck;

(12) Local trucks shall mean trucks having a gross weight of less than twenty-five tons and operated wholly and exclusively within an incorporated city or village, or within ten miles of the corporate limits, where they are owned, operated, and registered, which trucks shall carry on their license plates, in addition

to the registration number, designation of local plate;

(14) ~~(13)~~ Minibike shall mean a two-wheel motor vehicle which has a total wheel and tire diameter of less than fourteen inches or an engine-rated capacity of less than forty-five cubic centimeters displacement;

(15) ~~(14)~~ Moped shall mean a bicycle with fully operative pedals for propulsion by human power, an automatic transmission, and a motor with a cylinder capacity not exceeding fifty cubic centimeters, which produces no more than two brake horsepower and is capable of propelling the bicycle at a maximum design speed of no more than thirty miles per hour on level ground;

(16) ~~(15)~~ Motor vehicles shall include all vehicles propelled by any power other than muscular power, except (a) mopeds, (b) farm tractors, (c) self-propelled equipment designed and used exclusively to carry and apply fertilizer, chemicals, or related products to agricultural soil and crops and other implements of husbandry designed for and used primarily for tilling the soil and harvesting crops or feeding livestock, (d) vehicles which run only on rails or tracks, (e) off-road designed vehicles, including, but not limited to, golf carts, go-carts, riding lawnmowers, garden tractors, all-terrain vehicles as defined in section 60-2801, snowmobiles, and minibikes, and (f) road and general-purpose construction and maintenance machinery not designed or used primarily for the transportation of persons or property, including, but not limited to, ditchdigging apparatus, asphalt spreaders, bucket loaders, leveling graders, earthmoving carryalls, power shovels, earthmoving equipment, crawler tractors, and self-propelled invalid chairs;

(17) ~~(16)~~ Motorcycle shall mean every motor vehicle, except a tractor or an all-terrain vehicle as defined in section 60-2801, having a seat or saddle for use of the rider and designed to travel on not more than three wheels in contact with the ground;

(18) ~~(17)~~ Noncontracting reciprocity state shall mean any state which is not a party to any type of contracting agreement between the State of Nebraska and one or more other jurisdictions for registration purposes on commercial vehicles and, as a condition to operate on the highways of that state, (a) does not require any type of vehicle registration or allocation of vehicles for registration purposes or (b) does not impose any charges based on miles operated, other than those that might be assessed against fuel consumed in that state, on any vehicles which are part of a

Nebraska-based fleet;

(19) ~~(18)~~ Owner shall mean a person, firm, or corporation which holds a legal title of a vehicle. In the event (a) a vehicle is the subject of an agreement for the conditional sale thereof with the right of purchase upon performance of the conditions stated in the agreement and with an immediate right of possession vested in the conditional vendee, (b) while a vehicle is subject to a lease of thirty days or more with an immediate right of possession vested in the lessee, or (c) a mortgagor of a vehicle is entitled to possession, then such conditional vendee, lessee, or mortgagor shall be deemed the owner for the purpose of Chapter 60, article 3. For such purpose, there are hereby adopted and incorporated by reference the provisions of Article XI, International Registration Plan, adopted by the American Association of Motor Vehicle Administrators, as revised November 1976;

(20) ~~(19)~~ Passenger car shall mean a motor vehicle designed and used to carry ten passengers or less and not used for hire;

(21) ~~(20)~~ Self-propelled mobile home shall mean a vehicle with motive power designed for living quarters;

(22) ~~(21)~~ Semitrailer shall mean every vehicle without motive power designed for carrying persons or property and for being drawn by a motor vehicle and so constructed that some part of its weight and that of its load rests upon or is carried by the towing vehicle;

(23) ~~(22)~~ Total fleet miles shall mean the total number of miles operated in all jurisdictions during the preceding year by the vehicles in such fleet during such year;

(24) ~~(23)~~ Trailer shall include every vehicle without ~~motor~~ motive power designed for carrying persons or property and being pulled by a motor vehicle and so constructed that no part of its weight rests upon the towing vehicle;

(25) ~~(24)~~ Transporter shall mean every person lawfully engaged in the business of transporting vehicles, not his or her own, solely for delivery thereof, (a) by driving singly, (b) by driving in combinations by the towbar, fullmount, or saddlemount methods or any combinations thereof, or (c) when a truck or tractor draws a semitrailer or tows a trailer;

(26) ~~(25)~~ Truck-tractor shall mean every motor vehicle designed and used primarily for drawing other vehicles and not so constructed as to carry a load other than a part of the weight of the vehicle and load being

drawn;

(27) ~~(26)~~ Trucks shall include motor vehicles equipped or used for the transportation of property;

(28) ~~(27)~~ Utility trailer shall mean a trailer having a gross weight, including load thereon, of nine thousand pounds or less attached to a motor vehicle and used wholly and exclusively to carry miscellaneous items of personal property, which trailers shall carry on their license plate, in addition to the registration number, the letter X; and

(29) ~~(28)~~ Vehicle shall mean every device in, upon, or by which any person or property is or may be transported or drawn upon a public highway, excepting devices moved solely by human power or used exclusively upon stationary rails or tracks.

Sec. 4. That section 60-305.01, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

60-305.01. (1) A nonresident owner, except as provided in subsection (2) of this section, owning any foreign vehicle which has been properly registered in the state, country, or other place of which the owner is a resident, and which at all times, when operated in this state, has displayed upon it the number plate or plates issued for such vehicle in the place of residence of such owner, may operate or permit the operation of such vehicle within the state without registering such vehicle or paying any fees to this state.

(2) Any nonresident owner gainfully employed or present in the State of Nebraska, operating a passenger car in this state, ~~must~~ shall register such car in the same manner as a Nebraska resident, after thirty days of continuous employment or presence in this state, unless the state of his or her legal residence grants immunity from such fees requirements to residents of ~~our~~ this state operating a passenger car in that state. Any nonresident owner whose passenger car is operated in this state for thirty or more continuous days shall register such car in the same manner as a Nebraska resident unless the state of his or her legal residence grants immunity from such requirements to residents of this state operating a passenger car in that state.

Sec. 5. That section 60-305.09, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

60-305.09. (1) Any owner engaged in operating a fleet of apportionable vehicles in this state in interstate commerce may, in lieu of registration of such

vehicles under the general provisions of sections 60-301 to 60-344, register and license such fleet for operation in this state by filing a sworn statement with the Department of Motor Vehicles. The statement shall be in such form and contain such information as the department shall require, declaring the total mileage operated by such vehicles in all states and in this state during the preceding year and describing and identifying each such vehicle to be operated in this state during the ensuing license year. The application shall be accompanied by payment of the registration fee determined as provided in this section. Upon receipt of such statement, the department shall determine the total fee payment which shall be equal to the amount obtained by applying the proportion of in-state fleet miles to total fleet miles, as reported in such states, to a fee of thirty-two dollars per ton based upon gross vehicle weight of the empty weights of a truck or truck-tractor and the empty weights of any trailer, semitrailer, or combination thereof with which it is to be operated in combination at any one time, plus the weight of the maximum load to be carried thereon at any one time, and shall notify the applicant of the amount of any additional payment required to be made. Mileage operated in noncontracting reciprocity states by vehicles based in Nebraska shall be applied to the portion of the formula for determining the Nebraska in-state fleet miles.

Temporary authority which shall permit the operation of a fleet or an addition to a fleet in this state while the application is being processed may be issued upon application to the department if necessary to complete processing of the application.

Upon completion of such processing and receipt of the appropriate fees, the department shall issue to the applicant a sufficient number of distinctive registration certificates and such other evidence of registration for display on the vehicle as the department determines appropriate for each of the vehicles of his or her fleet, identifying it as a part of an interstate fleet proportionately registered. All fees received as provided in this section shall be credited to the International Registration Plan Distributive Fund, which fund is hereby created. Such fund shall be disbursed to carry out the provisions of the International Registration Plan. Any money in the fund available for investment shall be invested by the state investment officer pursuant to sections 72-1237 to 72-1269 72-1276.

The vehicles so registered shall be exempt

from all further registration and license fees under sections 60-301 to 60-344 for movement or operation in the State of Nebraska. The proportional registration and licensing provision of this section shall apply to vehicles added to such fleets and operated in this state during the license year.

The right of applicants to proportional registration under this section shall be subject to the terms and conditions of any reciprocity agreement, contract, or consent made by the Department of Motor Vehicles.

When a nonresident fleet owner has registered his or her vehicles on an apportionment basis, his or her vehicles shall be considered as fully registered for both interstate and intrastate commerce when the state of base registration for such fleet accords the same consideration for fleets with a base registration in Nebraska. Each vehicle of a fleet registered by a resident of Nebraska on an apportionment basis shall be considered as fully registered for both interstate and intrastate commerce.

(2) Mileage proportions for interstate fleets not operated in this state during the preceding year shall be determined by the department upon the sworn application of the applicant on forms to be supplied by the department which shall show the operations of the preceding year in other states and estimated operations in Nebraska or, if no operations were conducted the previous year, a full statement of the proposed method of operation.

(3) Any owner complying with and being granted proportional registration shall preserve the records on which the application is made for a period of three years following the current registration year. Upon request of the department, the owner shall make such records available to the department at its office for audit as to accuracy of computation and payments or pay the costs of an audit at the home office of the owner by a duly appointed representative of the department if the office where the records are maintained is not within the State of Nebraska. The department may enter into agreements with agencies of other states administering motor vehicle registration laws for joint audits of any such owner. All payments received to cover the costs of an audit shall be paid by the department into the state treasury and the State Treasurer shall credit such payments to the General Fund Interstate Registration Operations Cash Fund. No deficiency shall be assessed nor any claim for credit allowed for any license

registration year for which records on which the application was made are no longer required to be maintained.

(4) If it is claimed by the Department of Motor Vehicles that the owner should have paid a greater amount of fee under sections 60-301, 60-305.03, 60-305.09, and 60-305.10 than was paid, the department shall notify the owner of the additional amount claimed to be due. The owner may accept such claim and pay the amount due, or he or she may dispute the claim and submit to the department any information which he or she may have in support of his or her position. If the dispute cannot otherwise be resolved within the department, the entire matter shall be submitted to the director for his or her final departmental determination thereof. The director shall incorporate his or her determination into a written order. Such order may be appealed to the district court in the manner provided in section 60-420, except that the bond shall be filed with the clerk of the district court and shall be a surety bond or a cash bond equal to the amount claimed to be due plus two hundred dollars as security for costs that might be assessed against the owner. A certified copy of the director's order shall be filed in lieu of a transcript. Upon expiration of the time for perfecting an appeal, if no appeal is taken, or upon final judicial determination, if an appeal is taken, the department shall deny the owner the right to further registration for a fleet license until the amount finally determined to be due, together with any costs assessed against the owner, has been paid. ~~This subsection shall apply to all disputes which have not been processed to final determination as of September 2, 1977.~~

(5) Every applicant who shall license any vehicles under sections 60-301, 60-305.03, 60-305.09, and 60-305.10 shall have his or her registration certificates issued only after all fees are paid and, if applicable, proof has been furnished of payment, in the form prescribed by the Director of Motor Vehicles as directed by the United States Secretary of the Treasury, of the federal heavy vehicle use tax imposed by the Internal Revenue Code, 26 U.S.C. 4481.

(6) In the event of the transfer of ownership of any registered motor vehicle or in the case of loss of possession because of fire or theft or because the motor vehicle was wrecked, junked, or dismantled, its registration shall expire, except that the registered owner, if he or she applies to the department after such transfer or loss of possession and accompanies the

application with the fee of one dollar and fifty cents, may have assigned to another motor vehicle the registration identification of the motor vehicle so transferred or lost. If the assigned motor vehicle has a greater gross weight than the transferred or lost motor vehicle, the owner of the assigned motor vehicle shall additionally pay only the registration fee for the increased gross weight for the remaining months of the registration year based on the factors determined by the department in the original fleet application.

(7) Whenever a Nebraska-based fleet owner files an application with the department to delete a registered motor vehicle from a fleet of registered motor vehicles because of (a) the transfer of ownership or (b) the loss of possession due to fire or theft or because the motor vehicle was wrecked, junked, or dismantled, the registered owner may, by returning the registration certificate or certificates and such other evidence of registration used by the department or, if such certificate or certificates or such other evidence of registration is unavailable, then by making an affidavit to the department of such transfer or loss, receive a refund of the registration fee based upon the number of unexpired months remaining in the registration year. When such motor vehicle is transferred or lost within the same month as acquired, no refund shall be allowed for such month. Such refund may be in the form of a credit against any registration fees that have been incurred or are, at the time of the refund, being incurred by the registered motor vehicle owner.

(8) Whenever a Nebraska-based fleet owner files an application with the department to delete a registered motor vehicle from a fleet of registered motor vehicles because the vehicle is disabled and has been removed from service, the registered owner may, by returning the registration certificate or certificates and such other evidence of registration used by the department or, in the case of the unavailability of such certificate or certificates or such other evidence of registration, then by making an affidavit to the department of such disablement and removal from service, receive a credit for that portion of the registration fee deposited in the Highway Trust Fund based upon the number of unexpired months remaining in the registration year. When such motor vehicle is removed from service within the same month in which it was registered, no credit shall be allowed for such month. Such credit may be applied against registration fees for new or replacement vehicles incurred within one year after

cancellation of registration of the motor vehicle for which the credit was allowed. When any such vehicle is reregistered within the same registration year in which its registration has been canceled, the fee shall be that portion of the registration fee provided to be deposited in the Highway Trust Fund for the remainder of the registration year.

(9) In case of addition to the registered fleet during the registration year, the owner engaged in operating the fleet shall pay the proportionate registration fee from the date of the application for the remaining balance of the registration year.

(10) In lieu of registration under subsections (1) to (9) of this section, the title holder of record may apply to the department for special registration, to be known as an unladen-weight registration, for any commercial vehicle or combination of vehicles. Such registration shall be valid only for a period of thirty days and shall give no authority to operate the vehicle except when empty. The fee for such registration shall be twenty dollars for each vehicle, which fee shall be remitted to the State Treasurer for deposit in the Highway Trust Fund. The issuance of such permits shall be governed by subsection (1) of section 60-305.03.

(11) In lieu of registration under subsections (1) to (9) of this section, a trip permit for any nonresident truck, truck-tractor, bus, or truck or truck-tractor combination shall be purchased. Such permit shall be valid for (a) a single trip across or through Nebraska and (b) not longer than seventy-two hours. The fee for such permit shall be twenty-five dollars for each vehicle or combination of vehicles. Such permit shall be available at weighing stations operated by the carrier enforcement division and at various vendor stations as determined appropriate by the carrier enforcement division. The carrier enforcement division shall act as an agent for the Department of Motor Vehicles in collecting such fees and shall remit all such fees collected to the State Treasurer who shall place such money in the Highway Cash Fund. Trip permits shall be obtained at the first available location whether that is a weighing station or a vendor station. The vendor stations shall be entitled to collect and retain an additional fee of ten percent of the fee collected pursuant to this subsection as reimbursement for the clerical work of issuing the permits.

Sec. 6. That section 60-330, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

60-330. The registration fee on local and ~~local commercial~~ trucks shall be based on the gross vehicle weight as defined in section 60-331, and local and ~~local commercial~~ trucks shall be registered at a fee of thirty percent of the commercial registration fee, except that (1) no local or ~~local commercial~~ truck shall be registered for a fee of less than eighteen dollars, (2) the registration fee for each pickup truck with a factory-rated capacity of one ton or less shall be eighteen dollars, and (3) commercial pickup trucks with a gross load of over three tons shall be registered for the fee provided for commercial trucks. For the registration of farm trucks, except for trucks or combinations of trucks or truck-tractors and trailers or semitrailers having a gross vehicle weight exceeding sixteen tons, the registration fee shall be eighteen dollars for up to and including five tons gross vehicle weight, and in excess of five tons the fee shall be twenty-two dollars. For a truck or a combination of a truck or truck-tractor and trailer or semitrailer weighing in excess of sixteen tons registered as a farm truck, except as provided in sections 60-331.04 and 60-332, the registration fee shall be based upon the gross vehicle weight as defined in section 60-331. The registration fee on such trucks weighing in excess of sixteen tons shall be at the following rates: For a gross weight in excess of sixteen tons up to and including twenty tons, forty dollars plus five dollars for each ton of gross weight over seventeen tons, and for gross weight exceeding twenty tons, sixty-five dollars plus ten dollars for each ton of gross weight over twenty tons. Such a combination of a truck-tractor and trailer or semitrailer shall not be used in exchange of services. Pole and cable reel trailers owned and operated exclusively by public utility companies shall be licensed at a fee based on two dollars for each one-thousand-pound load to be hauled or any fraction thereof, and such load shall not exceed sixteen thousand pounds.

Sec. 7. That section 60-334, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

60-334. For registration purposes, a tractor and semitrailer unit and a commercial trailer shall be considered as separate units. The registration fee of the tractor shall be the fee provided for trucks and truck-tractors. Each semitrailer and each commercial trailer shall be registered upon the payment of a fee of one dollar. The Department of Motor Vehicles shall

provide an appropriate license plate or, where when appropriate, renewal tab to identify such semitrailers. If ~~PROVIDED~~, that if any truck or truck-tractor, operated under the classification designated as local, farm, ~~local commercial~~ or A, or with plates issued under section 60-311.14, shall be is operated outside of the limits of its respective classification, it shall thereupon come under the classification of commercial trucks.

Sec. 8. That original sections 39-619.01, 39-6,138, 60-301, 60-305.01, 60-305.09, 60-330, and 60-334, Reissue Revised Statutes of Nebraska, 1943, are repealed.