

272 NAC Chapter 3- Carrier
Enforcement Division

NOTICE OF PUBLIC HEARING

NOTICE is hereby given that the Nebraska State Patrol will hold the following rulemaking hearings at the Nebraska State Patrol Headquarters, 1600 Nebraska Highway 2, Lincoln, Nebraska. The purpose of the proposed changes is to eliminate obsolete provisions and provisions that mirror statute(s), reduce regulatory burden, and to simplify and clarify the rules. There is no expected fiscal impact on state agencies, political subdivisions, or persons being regulated.

The purpose of these hearings is to take testimony and evidence concerning adoption of proposed changes to the following chapters of Title 272, which will be heard on the dates and times listed below:

Monday, February 1, 2021:

9:00 a.m.: Chapter 1 Rules of Practice and Procedure for Hearings in Contested Cases before the Patrol

10:00 a.m.: Chapter 2 Administration of the Security, Privacy, and Dissemination of the Criminal History Information Act

11:00 a.m.: Chapter 3 Carrier Enforcement Division

1:00 p.m.: Chapter 4 Operations

2:00 p.m.: Chapter 13 Severability

Wednesday February 3, 2021:

9:00 a.m.: Chapter 14 Amendment or Repeal

10:00 a.m.: Chapter 15 Effective Date and Repeal of Earlier Rules

11:00 a.m.: Chapter 16 Procedures for Negotiated Rulemaking

1:00 p.m.: Chapter 17- Petitioning for Rulemaking

2:00 p.m.: Chapter 18- Regulations and Procedures Governing Agency Declaratory Orders

3:00 p.m.: Chapter 23 - Missing Persons Information Clearinghouse

Friday, February 5, 2021:

9:00 a.m.: Chapter 19 - Sexual Offender Registration

Copies of the proposed regulations and the Fiscal Impact Statements shall be available for public inspection at the Office of the Secretary of State and on their website at: <https://sos.nebraska.gov/regulations/rules-and-regulations-division>

NOTE: Due to the current public health crisis, the agency will enforce any Directed Health Measure Order on the size of gatherings that is in effect at the time of the hearing. In order to encourage participation in this public hearing, a phone conference line will be set up for any member of the public to call in and provide comments. Interested persons may provide verbal comments by calling 1-888-820-1398; Participant code: 6366586#. Interested persons may provide written comments by mail or email no later than the day of the hearing to: NSP Legal Office, PO Box 94907, Lincoln, NE 68509-4907 or nsp.regulations@nebraska.gov. Any written comments will be part of the record and will be considered.

FISCAL IMPACT STATEMENT

Agency: Nebraska State Patrol	
Title: 272 NAC	Prepared by: Mark Boyer
Chapter: 3	Date prepared: January 14, 2020
Subject: Weighing of Pickup Trucks Towing Non-Recreational Vehicles	Telephone: 402-480-9312

Type of Fiscal Impact:

	State Agency	Political Sub.	Regulated Public
No Fiscal Impact	X	X	X
Increased Costs			
Decreased Costs			
Increased Revenue			
Decreased Revenue			
Indeterminable			

Description of Impact:

State Agency: There is no fiscal impact related to the proposed changes.

Political Subdivision: There is no fiscal impact related to the proposed changes.

Regulated Public: There is no fiscal impact related to the proposed changes.

Title 272 - NEBRASKA STATE PATROL

Chapter 3 - Carrier Enforcement Division

001 WEIGHING OF PICKUP TRUCKS WITH A FACTORY RATED
CAPACITY OF ONE TON OR LESS TOWING VEHICLES

001.01 Pickup trucks towing vehicles, except those vehicles classified as recreational vehicles by Neb. Rev. Stat. §71-4603(219), ~~Neb. Rev. Stat.~~ are not exempt from the provisions of Neb. Rev. Stat. §60-1308, ~~Neb. Rev. Stat.~~ and must are required to stop at open State weighing stations.

~~ANNOTATION~~

~~Title 272
Chapter 3
Section 001~~

~~Enabling legislation
§60-1301, Neb. Rev. Stat.~~