

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Commission, on) RULE and REGULATION NO. 189
its own motion, seeking to amend)
Title 291, Chapter 14, Recreational)
Vehicles Rules and Regulations, to) ORDER OPENING DOCKET,
adopt rules in accordance with) RELEASING PROPOSED RULES,
Nebraska Legislative Bill 751) SEEKING COMMENT, AND SETTING
[2012].) HEARING
)
) Entered: November 7, 2012

BY THE COMMISSION:

O P I N I O N A N D F I N D I N G S

The Commission, on its own motion, hereby opens this proceeding to amend Title 291, Chapter 14, Recreational Vehicles Rules and Regulations, to adopt rules in accordance with Nebraska Legislative Bill 751 passed by the Nebraska Legislature in 2012. Under the provisions of LB 751, the Legislature changed the definition of fifth-wheel trailer, park trailer and travel trailer to increase the allowable length of such trailers from 400 square feet to 430 square feet.

The Commission proposes to amend Title 291, Chapter 14, Recreational Vehicles Rules and Regulations as seen in the attached Appendix, incorporated herein by this reference.

Comments on the proposed amendments shall be filed by interested parties on or before **3:00 p.m., December 7, 2012**. Parties filing comments should file one original and five (5) paper copies and one (1) electronic copy emailed in Word to lisa.polivka@nebraska.gov and nichole.mulcahy@nebraska.gov.

The Commission finds that this matter should be set for hearing on **Tuesday, December 11, 2012, at 11:00 a.m.** in the Commission Hearing Room, 300 The Atrium, 1200 N Street, Lincoln, Nebraska.

If auxiliary aids or reasonable accommodations are needed for attendance at the meeting, please call the Commission at (402) 471-3101. For people with hearing/speech impairments, please call the Commission at (402) 471-0213 (TDD) or the Nebraska Relay System at (800) 833-7352 (TDD) or (800) 833-0920 (Voice). Advance notice of at least seven days is needed when requesting an interpreter.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that this rulemaking amending Title 291, Chapter 14, Recreational Vehicles Rules and Regulations to adopt rules in accordance with Nebraska Legislative Bill 751 [2012], be, and it is hereby, open for public comment.

IT IS FURTHER ORDERED that interested parties file comments on or before **3:00 p.m., December 7, 2012.** Parties filing comments should file one original and five (5) paper copies and one (1) electronic copy emailed in Word format to lisa.polivka@nebraska.gov and nichole.mulcahy@nebraska.gov.

IT IS FURTHER ORDERED that this matter be set for hearing on, **Tuesday, December 11, 2012, at 11:00 a.m.** in the Commission Hearing Room, 300 The Atrium, 1200 N Street, Lincoln, Nebraska.

MADE AND ENTERED at Lincoln, Nebraska, this 7th day of November, 2012.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chairman

ATTEST:

Executive Director

APPENDIX

1. Make the following revisions to Title 291, Chapter 14, Sections 001.02J, 001.02R, and 001.02Y.

001.02J Fifth-wheel trailer shall mean a unit mounted on wheels, designed to provide temporary living quarters for recreational, camping, or travel use, of such size or weight as not to require a special highway movement permit, of gross trailer area not to exceed four hundred thirty square feet in the set-up mode, and designed to be towed by a motorized vehicle that contains a towing mechanism that is mounted above or forward of the tow vehicle's rear axle;

001.02R Park Trailer shall mean a vehicular unit which meets the following criteria:

001.02R1 Built on a single chassis mounted on wheels;

001.02R2 Designed to provide seasonal or temporary living quarters which may be connected to utilities necessary for operation of installed fixtures and appliances;

001.02R3 Constructed to permit setup by persons without special skills using only hand tools which may include lifting, pulling, and supporting devices; and

001.02R4 Having a gross trailer area not exceeding four hundred thirty square feet when in the setup mode-;

001.02Y Travel Trailer shall mean a vehicular unit, mounted on wheels, designed to provide temporary living quarters for recreational, camping, or travel use of such size or weight as not to require special highway movement permits when towed by a motorized vehicle and of gross trailer area less than four hundred thirty square feet;

IT IS FURTHER ORDERED that interested parties file comments on or before **3:00 p.m., December 7, 2012**. Parties filing comments should file one original and five (5) paper copies and one (1) electronic copy emailed in Word format to lisa.polivka@nebraska.gov and nichole.mulcahy@nebraska.gov.

IT IS FURTHER ORDERED that this matter be set for hearing on, **Tuesday, December 11, 2012, at 11:00 a.m.** in the Commission Hearing Room, 300 The Atrium, 1200 N Street, Lincoln, Nebraska.

MADE AND ENTERED at Lincoln, Nebraska, this 7th day of November, 2012.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Tim Schram
Aune Boyce
David V. Vep

//s//Rod Johnson
//s//Frank Landis

Chairman

Rod Johnson

ATTEST:

Executive Director

Shirley S. B. J.