

SECRETARY'S RECORD, PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Nebraska) Docket No. MT-0002/PI-235
Public Service Commission, on)
its own motion, seeking to)
investigate and implement) ORDER SCHEDULING HEARING
changes to motor carrier)
regulation resulting from the)
passage of LB 461 [2020].) Entered: November 4, 2020

BY THE COMMISSION:

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

On October 6, 2020, the Nebraska Public Service Commission ("Commission"), on its own motion, opened the above-captioned docket to investigate actions that may be required in response to the passage of LB 461, passed by the Nebraska Legislature and signed by the Governor during the 2020 Legislative session.

LB 461 amended several statutes, including the removal of motor carriers that solely provide passenger transportation services to railroad employees from the definition of regulated motor carrier and contract carrier. Effective January 1, 2021, those motor carriers are to be issued licenses before providing any transportation services in intrastate commerce.

Review of Commission records show that three carriers currently hold authority to provide transportation to railroad employees pursuant to a contract with a railroad carrier-Armadillo/Railcrew Express, Renzenberger Inc., and Professional Transportation, Inc. Pursuant to Neb. Rev. Stat. § 75-118.01, a hearing should be held to receive evidence and testimony from affected carriers and interested persons regarding the following:

1. Whether these carriers' authority should be retained by transferring such authority from each carrier's certificate or permit of authority and reissuing said authority to a license with such terms as specified by LB 461; or
2. Whether these carriers' authority should be considered null and void as of January 1, 2021 and such carriers should be required to file an application for a license to provide intrastate transportation services prior to the January 1, 2021 effective date.

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Based on the above, the Commission finds that hearing on this matter should be scheduled for **Wednesday, November 18, 2020** at **11:00 a.m.** in the Commission Hearing Room, 1200 N Street, Suite 300, Lincoln, Nebraska. To comply with Directed Health Measures, seating will be limited for public in-person attendance. Remote access to the hearing will be available via WebEx and telephone. Information for connecting may be accessed at the following link: <http://tiny.cc/PSCWebex> (case sensitive). To attend by phone, dial 415-655-0003, then enter 926 343 190 when prompted for the access code.

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 Nebraska Relay System at (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 hearing is scheduled on this matter for **Wednesday, November 18, 2020** at **11:00 a.m.** in the Commission Hearing Room, 1200 N Street, Suite 300, Lincoln, Nebraska and remotely as provided herein.

ENTERED AND MADE EFFECTIVE at Lincoln, Nebraska, this 4th day of November, 2020.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:


Chair

ATTEST:


Executive Director