

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: March 16, 2021

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 transportation of household goods from the definition of regulated motor carrier and contract carrier. Effective July 1, 2021, those motor carriers are to be issued licenses before providing any transportation services in intrastate commerce. On December 15, 2020, the Commission entered an Order in this docket to provide a method of transferring the authorities held by railroad employee transportation carriers from certificates or permits of authority to a license.¹ The Commission must now consider what process will be most appropriate for certificated and permitted household goods movers.

Review of Commission records show that 58 carriers currently hold authority to provide transportation of household goods, and four carriers have pending applications. 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

¹ Docket MT-0002 PI-235 *In the Matter of the Nebraska Public Service Commission, on its own motion, seeking to investigate and implement changes to motor carrier regulation resulting from the passage of LB 461 [2020], Order to Prescribe Process for Transition of Railroad Employee Carriers to Licensees*, Entered December 15, 2020.

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2. Whether these carriers' authority should be considered null and void as of July 1, 2021 and such carriers should be required to file an application for a license to provide intrastate transportation services prior to the July 1, 2021 effective date.

Based on the above, the Commission finds that hearing on this matter should be scheduled for **Wednesday, April 14, 2021**. To comply with Directed Health Measures and in accordance with the Governor's Executive Order 21-02, this hearing will be held 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 408-418-9388, then enter 146 273 5624 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, April 14, 2021** at **1:30 p.m.** remotely as provided herein.

ENTERED AND MADE EFFECTIVE at Lincoln, Nebraska, this 16th day of March, 2021.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Rock Johnson
Crystal Broadus
Mary Kadden
Tim Schram

Don Watson
Chair

ATTEST:

Michael S. Hyatt
Executive Director