

LEGISLATURE OF NEBRASKA
ONE HUNDRED FIFTH LEGISLATURE
FIRST SESSION

LEGISLATIVE BILL 55

Introduced by Schumacher, 22.

Read first time January 05, 2017

Committee: Transportation and Telecommunications

- 1 A BILL FOR AN ACT relating to county roads maintenance; to amend section
- 2 39-1811, Reissue Revised Statutes of Nebraska; to change a provision
- 3 relating to the frequency of the mowing of weeds by landowners; and
- 4 to repeal the original section.
- 5 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 39-1811, Reissue Revised Statutes of Nebraska, is
2 amended to read:

3 39-1811 (1) It shall be the duty of the landowners in this state to
4 mow all weeds that can be mowed with the ordinary farm mower to the
5 middle of all public roads and drainage ditches running along their lands
6 at least three times ~~twice~~ each year, namely, before June 5 ~~July 15~~, for
7 the first time, before July 10, for the second time, and before sometime
8 ~~in~~ August 15, for the third ~~second~~ time.

9 (2) Whenever a landowner, referred to in subsections (1) and (3) of
10 this section, neglects to mow the weeds as provided in this section, it
11 shall be the duty of the county board on complaint of any resident of the
12 county to cause the weeds to be mowed or otherwise destroyed on neglected
13 portions of roads or ditches complained of.

14 (3) The county board shall cause to be ascertained and recorded an
15 accurate account of the cost of mowing or destroying such weeds, as
16 referred to in subsections (1) and (2) of this section, in such places,
17 specifying, in such statement or account of costs, the description of the
18 land abutting upon each side of the highway where such weeds were mowed
19 or destroyed, and, if known, the name of the owner of such abutting land.
20 The board shall file such statement with the county clerk, together with
21 a description of the lands abutting on each side of the road where such
22 expenses were incurred, and the county board, at the time of the annual
23 tax levy made upon lands and property of the county, may, if it desires,
24 assess such cost upon such abutting land, giving such landowner due
25 notice of such proposed assessment and reasonable opportunity to be heard
26 concerning the proposed assessment before the same is finally made.

27 Sec. 2. Original section 39-1811, Reissue Revised Statutes of
28 Nebraska, is repealed.