

LEGISLATIVE BILL 91

Approved by the Governor June 11, 1997

Introduced by Robak, 22; Crosby, 29; Maurstad, 30; Schimek, 27; Withem, 14; Abboud, 12

AN ACT relating to motor vehicles; to amend sections 60-601, 60-605, and 60-682.01, Revised Statutes Supplement, 1996; to define a term; to provide penalties for speeding and overtaking and passing in a school crossing zone as prescribed; to harmonize provisions; to provide a duty for the Revisor of Statutes; to repeal the original sections; and to declare an emergency.

Be it enacted by the people of the State of Nebraska,

Section 1. Section 60-601, Revised Statutes Supplement, 1996, is amended to read:

60-601. Sections 60-601 to 60-6,374 and sections 3 and 5 of this act shall be known and may be cited as the Nebraska Rules of the Road.

Sec. 2. Section 60-605, Revised Statutes Supplement, 1996, is amended to read:

60-605. For purposes of the Nebraska Rules of the Road, the definitions found in sections 60-606 to 60-676 and section 3 of this act shall be used.

Sec. 3. School crossing zone means the area of a roadway designated to the public by the Department of Roads or any county, city, or village as a school crossing zone through the use of a sign or traffic control device as specified by the department or any county, city, or village in conformity with the manual but does not include any area of a freeway. A school crossing zone starts at the location of the first sign or traffic control device identifying the school crossing zone and continues until a sign or traffic control device indicates that the school crossing zone has ended.

Sec. 4. Section 60-682.01, Revised Statutes Supplement, 1996, is amended to read:

60-682.01. (1) Any person who operates a vehicle in violation of any maximum speed limit established for any highway or freeway is guilty of a traffic infraction and upon conviction shall be fined:

(a) Ten dollars for traveling one to five miles per hour over the authorized speed limit;

(b) Twenty-five dollars for six to ten miles per hour over the authorized speed limit;

(c) Seventy-five dollars for traveling eleven to fifteen miles per hour over the authorized speed limit;

(d) One hundred twenty-five dollars for traveling sixteen to twenty miles per hour over the authorized speed limit; and

(e) Two hundred dollars for traveling twenty-one miles per hour or more over the authorized speed limit.

(2) The fines prescribed in subsection (1) of this section shall be doubled if the violation occurs within a maintenance, repair, or construction zone established pursuant to section 60-6,188. For purposes of this subsection, maintenance, repair, or construction zone means (a) the portion of a highway identified by posted or moving signs as being under maintenance, repair, or construction or (b) the portion of a highway identified by maintenance, repair, or construction zone speed limit signs displayed pursuant to section 60-6,188. The maintenance, repair, or construction zone starts at the location of the first sign identifying the maintenance, repair, or construction zone and continues until a posted or moving sign indicates that the maintenance, repair, or construction zone has ended.

(3) The fines prescribed in subsection (1) of this section shall be doubled if the violation occurs within a school crossing zone as defined in section 3 of this act.

Sec. 5. It is unlawful for a person operating a motor vehicle to overtake and pass another vehicle in a school crossing zone in which the roadway has only one lane of traffic in each direction. Any person convicted of overtaking and passing another vehicle in a school crossing zone is guilty of a traffic infraction and shall be fined not more than two hundred dollars for the first offense and at least two hundred dollars but not more than four hundred dollars for a second or subsequent offense.

Sec. 6. The Revisor of Statutes shall assign section 5 of this act within sections 60-6,131 to 60-6,145.

Sec. 7. Original sections 60-601, 60-605, and 60-682.01, Revised

Statutes Supplement, 1996, are repealed.

Sec. 8. Since an emergency exists, this act takes effect when passed and approved according to law.