

LEGISLATURE OF NEBRASKA
ONE HUNDRED NINTH LEGISLATURE
FIRST SESSION

LEGISLATIVE BILL 444

Introduced by Dungan, 26.

Read first time January 21, 2025

Committee:

- 1 A BILL FOR AN ACT relating to transportation; to amend section 75-307,
- 2 Revised Statutes Cumulative Supplement, 2024; to require certain
- 3 minimum uninsured and underinsured insurance coverage per occupant
- 4 for certain certificated intrastate motor carriers, certain motor
- 5 carriers transporting household goods, and any motor carrier
- 6 transporting employees of a railroad carrier; and to repeal the
- 7 original section.
- 8 Be it enacted by the people of the State of Nebraska,

1 **Section 1.** Section 75-307, Revised Statutes Cumulative Supplement,
2 2024, is amended to read:

3 75-307 (1) Certificated intrastate motor carriers, including common
4 and contract carriers, any motor carrier transporting household goods
5 under a license issued pursuant to section 75-304.03, and any motor
6 carrier transporting employees of a railroad carrier under a license
7 issued pursuant to section 75-304.04 shall comply with reasonable rules
8 and regulations prescribed by the commission governing the filing with
9 the commission, the approval of the filings, and the maintenance of proof
10 at such carrier's principal place of business of surety bonds, policies
11 of insurance, qualifications as a self-insurer, or other securities or
12 agreements, in such reasonable amount as required by the commission,
13 conditioned to pay, within the amount of such surety bonds, policies of
14 insurance, qualifications as a self-insurer, or other securities or
15 agreements, any final judgment recovered against such motor carrier for
16 bodily injuries to or the death of any person resulting from the
17 negligent operation, maintenance, or use of motor vehicles under such
18 certificate, permit, or license or for loss or damage to property of
19 others. No certificate or permit shall be issued to a common or contract
20 carrier, no license shall be issued to a motor carrier transporting
21 household goods under section 75-304.03 or employees of a railroad
22 carrier under section 75-304.04, nor shall such certificate, permit, or
23 license remain in force unless such carrier complies with this section
24 and the rules and regulations prescribed by the commission pursuant to
25 this section.

26 (2) The commission may, in its discretion and under its rules and
27 regulations, require any certificated carrier, any motor carrier
28 transporting household goods under a license issued pursuant to section
29 75-304.03, and any motor carrier transporting employees of a railroad
30 carrier under a license issued pursuant to section 75-304.04 to file a
31 surety bond, policies of insurance, qualifications as a self-insurer, or

1 other securities or agreements, in a sum to be determined by the
2 commission, to be conditioned upon such carrier making compensation to
3 shippers or consignees for all property belonging to shippers or
4 consignees and coming into the possession of such carrier in connection
5 with its transportation service. Any carrier which may be required by law
6 to compensate a shipper or consignee for any loss, damage, or default for
7 which a connecting motor common carrier is legally responsible shall be
8 subrogated to the rights of such shipper or consignee under any such
9 bond, policies of insurance, or other securities or agreements to the
10 extent of the sum so paid.

11 (3) When setting the rates for required policies of insurance
12 pursuant to this section, the commission shall require at least a minimum
13 of one million dollars in uninsured and underinsured insurance coverage
14 per occupant.

15 (4) (3) In carrying out this section, the commission may classify
16 motor carriers and regulated motor carriers taking into consideration the
17 hazards of the operations of such carriers and the value of the household
18 goods carried. Nothing contained in this section shall be construed to
19 authorize the commission to compel motor carriers other than those
20 transporting household goods under section 75-309 or under a license
21 issued pursuant to section 75-304.03 to carry cargo insurance.

22 (5) (4) This section does not apply to transportation network
23 companies.

24 **Sec. 2.** Original section 75-307, Revised Statutes Cumulative
25 Supplement, 2024, is repealed.