

NEBRASKA

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DEPARTMENT OF TRANSPORTATION

State Headquarters
1500 Highway 2
PO Box 94759
Lincoln, NE 68509-4759
Communication Office: 402-479-4512
dot.nebraska.gov



Pete Ricketts, Governor

FOR IMMEDIATE RELEASE

Public Hearing September 4 on Repeal and Re-adoption of Regulations

August 21, 2019 (Lincoln, Neb.) — The Nebraska Department of Transportation (NDOT) will hold a public hearing on Wednesday, September 4, concerning the repeal and re-adoption of regulations. These include: **Repeal 17 NAC 5** – Petitioning for Rulemaking; **Adopt 407 NAC 4** – Petitioning for Rulemaking; **Repeal 17 NAC 6** – Procedures Governing Declaratory Orders; **Adopt 407 NAC 3** – Procedures Governing Declaratory Orders; **Repeal 410 NAC 1** – Utility Permits; **Adopt 412 NAC 3** – Utility Permits; **Repeal 410 NAC 2** – Driveway and Approach Road Permits; and **Adopt 412 NAC 1** – Driveway and Approach Road Permits. The hearing will be held from 9:00 to 11:00 a.m. at NDOT's Central Headquarters Building, Room 103, 1500 Highway 2 in Lincoln.

Due to the merging of the Nebraska Department of Aeronautics and the Nebraska Department of Roads into the Nebraska Department of Transportation with the passage of LB 339 (2017) by the Nebraska Legislature and reorganization within the Department, the regulations are being repealed so they can be re-adopted verbatim to new title and chapter numbers which reflect proper division ownership.

The following two regulations previously scheduled for the hearing have been delayed and will be considered at a future public hearing: Repeal 410 NAC 7 – The Accommodation of Mailboxes and Newspaper Delivery Boxes and Supports; Adopt 412 NAC 2 – The Accommodation of Mailboxes and Newspaper Delivery Boxes and Supports.

Interested persons are invited to attend the public hearing. Comments and recommendations may be presented orally or in writing at the hearing. They may also be mailed, faxed, or emailed prior to the hearing or until the close of the public comment period (September 19, 2019).

#MORE#



Pre-hearing and post-hearing comments should be directed in writing to NDOT's Public Involvement Manager, Sarah Soula, P.O. Box 94759, Lincoln, Nebraska 68509-4759; sarah.soula@nebraska.gov; voice telephone (402) 479-4871, TDD telephone (402) 479-3834, fax (402) 479-3989. Comments may also be posted online through the Secretary of State's website (see below).

To view or download the proposed changes to the regulations or to comment online, visit www.sos.state.ne.us/rules-and-regs/regtrack ("Agency": Transportation). To obtain a free paper copy of the proposed changes, the Proposed Regulation Policy Pre-Review Checklists, or the Fiscal Impact Statements, contact NDOT's Government Affairs Office, PO Box 94759, Lincoln, Nebraska 68509-4759; erich.strack@nebraska.gov; voice telephone (402) 479-4324, TDD telephone (402) 479-3834, fax (402) 479-3758. Copies may be viewed or picked up in person at the NDOT Director's Office, 1500 Highway 2, Lincoln, NE.

NDOT will make every reasonable accommodation to provide an accessible meeting facility for all persons. Appropriate provisions for the hearing and visually challenged or persons with limited English proficiency (LEP) will be made if NDOT is notified by August 28, 2019. Notification should be submitted to Sarah Soula, Public Involvement Manager (see contact information above).

This notice is provided pursuant to the Administrative Procedure Act.

#NDOT#

Contact:

Erich Strack, NDOT Government Affairs Office, Lincoln, (402) 479-4324

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