

Legal Notice of Rule Making
Nebraska Dept. of Roads
Public Hearing
Monday, October 31, 2016, 9:00 AM – 11:00 AM
Nebraska Department of Roads
Central Headquarters Bldg., Rm. 103
1500 Hwy 2, Lincoln, Nebraska

The Nebraska Department of Roads (NDOR) has commenced rule-making and will hold a Public Hearing concerning a proposed amended regulation.

**410 NAC 3, Control of Advertising in Areas Adjacent to the Highway
Beautification Control System**

The regulation governs advertising and signage which is viewable from the System of Interstate and National Defense Highways (Interstate) and other highways under the jurisdiction of NDOR. This proposed revision to section 002 is being made to comply with Neb. Rev. Stat. 39-1393 as modified by LB 1038, adopted into law by the Nebraska Legislature in 2016. The amended law allows, with a valid permit from NDOR, the trimming or removal of volunteer vegetation from within the state's right-of-way when said vegetation is obstructing the view of a lawfully placed sign or billboard. There is no fiscal impact to the Nebraska Department of Roads or the regulated public with this revision.

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 by November 10, 2016. Pre-hearing and post-hearing comments should be directed in writing to NDOR's Public Hearings Officer, Tony Bui, P.O. Box 94759, Lincoln, Nebraska 68509-4759; tony.bui@nebraska.gov; voice telephone (402) 479-4994, TDD telephone (402) 479-3834, fax (402) 479-3989. Comments may also be posted online through the Secretary of State's website (see below).

The proposed changes to the regulation may be viewed, downloaded, or commented on at: www.sos.state.ne.us/rules-and-regs/regtrack ("Agency": Roads). To obtain a free paper copy of the proposed changes, the Proposed Regulation Policy Pre-Review Checklist, or the Fiscal Impact Statement, contact NDOR's Government Affairs Office, PO Box 94759, Lincoln, Nebraska 68509-

4759; erich.strack@nebraska.gov; voice telephone (402) 479-4615; TDD telephone (402) 479-3834; fax (402) 479-3758. Copies may be viewed or picked up in person at the Director's Office, 1500 Highway 2, Lincoln, Nebraska.

NDOR 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 NDOR is notified by October 24, 2016. Notification should be submitted to Tony Bui, Public Hearings Officer (see contact information above).

This notice is provided pursuant to the Administrative Procedure Act.