

Compliance – Resource Bulletin

NEBRASKA – State Specific Signs

ADA Parking Signs

Overview:

All states must comply with The Americans with Disabilities Act of 1990. It is a federal wide-ranging civil rights law that prohibits, under certain circumstances, discrimination based on disability. The 2010 ADA Standards for Accessible Design (ADAAG) stipulates design standards for accessible parking spaces. Section 502.6 of ADAAG and The Department of Transportation Standard for Highway Signs (MUTCD) both address design standards for the required signs.

Resources:

2010 ADAAG Standards: (Free)

http://www.ada.gov/2010ADASTandards_index.htm

MUTCD Standard for Highway Signs: (Free)

https://mutcd.fhwa.dot.gov/SHSe/shs_2004_2012_sup.pdf

Design of Parking Signs:

- Accessible parking spaces must have a sign that includes the international symbol of accessibility and state “RESERVED PARKING.” Spaces designed for van parking must also have a sign stating “VAN ACCESSIBLE.” (ADAAG 502.6), (MUTCD R7-8)
- The sign should be 12”W x 18”H with green lettering and border on a white background. The symbol of accessibility should be 4”H and be white on a blue background. The symbol is a depiction of a person in a wheel chair. (MUTCD R7-8), (ADAAG 703.7.2.1)
- If required, the van accessible sign should be 12”W x 6”H and have green lettering and border on a white background or white lettering and border on a blue background. (MUTCD R7-8a, R&-8b)
- Signs should be mounted at least 60 inches above the parking surface so as to not be obstructed by any parked vehicles.
- Signs should be constructed to withstand the elements. An aluminum substrate with a reflective surface using UV stable ink is recommended. An anti-graffiti laminate surface might also be considered.
- Of note: Federal accessibility signs avoid the use of the text “handicapped” or “disabled” as a result of the Department of Justice’s efforts to make use of up-to-date accepted terminology and avoid stereotyping of individuals. (28CFR35.104)
- As of 9/1/2019 we are not aware of any additional ADA parking sign requirements in Nebraska other than those specified by the federal government in the 2010 ADAAG.

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Nebraska No Smoking Signs

Overview:

The State of Nebraska prohibits smoking in all public places, indoor places of employment, including restaurants and bars. Exemptions to the statewide ban are granted to designated hotel/motel rooms, retail tobacco stores, and tobacco research facilities. The Nebraska Clean Indoor Air Act became law on 6/1/2009 and requires posting of signs enforcing the law. The law is administered by the Nebraska Department of Health. (CIAA 7-003.01 & 03)

Resources:

Nebraska Clean Indoor Air Act: (Free) http://dhhs.ne.gov/publichealth/Documents/NCIAA_Regs09.pdf

Nebraska Dept. of Health Website: (Free) http://dhhs.ne.gov/Publichealth/pages/smokefree_index.aspx

Design of No Smoking Signs:

- The owner or other person in control of a public place or place of employment must post a sign at all entrances stating “No Smoking” including the international no smoking symbol, consisting of a pictorial representation of a burning cigarette enclosed in a red circle with a red bar across it. The sign may also contain the phone number for registering a violation of the law. (7-003.02)
- Though not required by the law, it is common to see signs at facilities exempt from the ban indicating smoking is permitted.

Nebraska Swimming Pool Signs

Overview:

The Nebraska Department of Health and Human Services stipulates the rules governing the use of public swimming pools and spas. The regulation, Title 178 NAC2, became effective on 9/14/2010 and requires the posting of signs at public swimming pools and spas.

Resources:

Nebraska Regulation: (Free) http://www.sos.state.ne.us/rules-and-regs/regsearch/Rules/Health_and_Human_Services_System/Title-178/Chapter-02.pdf

NSP Foundation: (Free) http://nspf.org/en/Resources/News_StateCodes.aspx

Design of Swimming Pool Signs:

Below are the required Nebraska swimming pool and spa signs. See the regulation for more specific posting and design information.

- A sign stating “WARNING - No Lifeguard On Duty” and “Children Under The Age of 16 Must Not Use Pool Without An Adult In Attendance” where lifeguards are not provided. (2-007.02A)

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- A sign stating various pool rules. (2-007.02B)
- A sign stating spa rules. (2-007.02C)

Nebraska Concealed Weapon Signs

Overview:

Nebraska allows residents of the state to carry a concealed firearm (CCW) provided they have been issued a permit granted by the Nebraska State Patrol. The applicant must be at least 21 years old, has not been convicted of a felony, and has completed an approved gun training program. There are certain places such as courtrooms, law enforcement facilities, correctional facilities, churches, schools, taverns, etc. where CCW is forbidden even with a permit. Nebraska honors the CCW permits of various other states. (69-2430) (69-2441)

Resources:

- Nebraska Regulation:** (Free) http://www.sos.ne.gov/rules-and-regs/regsearch/Rules/State_Patrol/Title-272/Chapter-21.pdf
- Handgunlaw.com/Nebraska:** (Free) <http://www.handgunlaw.us/states/nebraska.pdf>

Design of Concealed Weapons Signs:

- The owner of a private business may forbid CCW in their establishment by posting a conspicuous sign stating that weapons are forbidden in the facility. State law does not mandate a specific sign, but Nebraska State Patrol strongly suggests a standard format be utilized and such form is available on Nebraska State Patrol website. (69-2441)

Cell Phone Signs

Overview:

The State of Nebraska bans the use of hand-held cell phones for texting communications by all drivers of motorized vehicles. Drivers under the age of 18 are forbidden from using cell phones for both voice and texting communications. The law, NRS 60-6,179.01, became effective on 4/7/2012.

Resources:

- Nebraska Regulation:** (Free) <http://nebraskalegislature.gov/laws/statutes.php?statute=60-6,179.01>
- Handsfreeinfo.com:** (Free) <http://handsfreeinfo.com/nebraska-cell-phone-laws-legislation>

Design of Cell Phone Signs:

- As of 9/1/2019 we are unaware of any mandatory “no cell phone” sign postings required in Nebraska.

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- An efficient way to remind both commercial and private drivers of cell phone bans is to apply a “No Cell Phone Use While Driving” safety label or window decal to cars, taxi cabs, trucks, and buses.
- Of note: Because cell phones can be distractive by nature, it is common to see signs regulating cell phone use in public buildings such as theaters, airports, courtrooms, hospitals, buses, schools and school traffic zones.

Baby Surrender Signs

Overview:

Since the first baby surrender (safe-haven) law was enacted in Texas in 1999, all U.S. states, as well as the District of Columbia, have passed safe-haven legislation. The laws allow an unharmed infant to be relinquished to the proper authorities.

Resources:

Nebraska Regulation: (Free) http://www.nationalsafehavenalliance.org/maps/Nebraska_Safe_Haven_Law.pdf

NSH Alliance: (Free) <https://www.nationalsafehavenalliance.org/>

Design of Baby Surrender Signs:

- Nebraska allows for the relinquishing of a new born infant (30 days old or less) by a parent who no longer wishes to have custody of the child. The infant may be relinquished at any hospital as defined by the statute. As of 9/1/2019 we are unaware of any requirement in the law for the posting of signs. (NE Code § 29-121)

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