

## LEGISLATIVE BILL 119

Approved by the Governor April 4, 1983

Introduced by Warner, 25

AN ACT to amend section 74-424, Reissue Revised Statutes of Nebraska, 1943, relating to railroads; to allow the Department of Roads to acquire certain property; and to repeal the original section.

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

Section 1, That section 74-424, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

74-424. No agency of this state shall purchase, lease, or acquire real estate from any railroad company or corporation owning or operating a railroad over a right-of-way outside of incorporated cities and villages which has been permitted to be abandoned by a federal agency, without prior approval by the Legislature of such purchase, lease, or acquisition, except that the Department of Roads may acquire such real estate solely for the purpose of highway construction or improvements when such right-of-way is adjacent to an existing state highway or when such right-of-way is needed to maintain existing improvements that have previously been located upon such right-of-way through agreements, easements, or leases. Real estate acquired by the Department of Roads pursuant to this section which is in excess of that needed, or is deemed no longer necessary, shall be disposed of as provided for in section 39-1325.

Sec. 2. That original section 74-424, Reissue Revised Statutes of Nebraska, 1943, is repealed.