

March 10, 1983

LB 119, 204

mittee amendment. Record, Mr. Clerk.

CLERK: 25 ayes, 0 nays on the adoption of the committee amendments, Mr. President.

SPEAKER NICHOL: Committee amendments are adopted. Senator Warner.

SENATOR WARNER: Mr. President, LB 119 was reintroduced from last year and the specific problem that it addresses and with the committee amendment it pinpoints it very narrowly but there are probably up to around three, potentially up to three hundred miles of the state highway system that is particularly adjacent to a railroad and through leases or other agreements the state has the authority to utilize a portion of the railroad property for the right of way that that road would normally have, and when those lines are abandoned, the state does not have the authority under current...the Department of Roads does not have the authority under current law to acquire that portion of the right of way that would normally be the dedicated right of way for the road and this ensures that they can acquire that portion of the railroad right of way should it be abandoned. That would be the normal width of the right of way for the road that is running adjacent and which they already have a lease or other agreement to utilize. So I would move it be advanced.

SPEAKER NICHOL: The question is, shall LB 119 be advanced? All those in favor vote aye, opposed nay. Please vote. There are only 9 excused so we should have plenty to vote here so if you would please vote...get along better. Record, Mr. Clerk.

CLERK: 25 ayes, 0 nays to advance the bill, Mr. President.

SPEAKER NICHOL: LB 119 advances. We will take LB 204 and then we have a motion to work on. So if you will stick around closely please, I would surely appreciate it.

CLERK: Mr. President, LB 204 (read title). The bill was read on January 13, referred to Public Works, advanced to General File. There are Public Works Committee amendments.

SPEAKER NICHOL: Senator Schmit.

SENATOR SCHMIT: Mr. President, members of the Legislature, LB 204 has a committee amendment which provides for the addition of an assessment of four points for failure to yield to a pedestrian when that accident results in a