

March 13, 1984

LB 790

case by case basis. It provides for a Class IV penalty in the case of a conviction and it also provides that each...a maximum fine of \$200 for each day that the violation occurs. I move the adoption of the committee amendments.

PRESIDENT: Senator Warner.

SENATOR WARNER: Mr. President, essentially the committee amendments become the bill. I do want to indicate that there has been some concern expressed to me as to the way the penalty section is written and will try to work out with those who have expressed that concern something appropriate. But in any event, if the amendment could be adopted and the bill advanced, I will offer or develop some amendment to address that problem by Select File.

PRESIDENT: Is there further discussion on the adoption of the committee amendments? If not, the motion is to adopt the committee amendments. All those in favor vote aye, opposed vote no. We are voting on a motion to adopt the committee amendments, Public Works Committee amendments to LB 790. Please record your vote. Have you all voted? The Clerk will record the vote.

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

PRESIDENT: The committee amendments are adopted. Senator Warner.

SENATOR WARNER: Mr. President, I move the bill be advanced. Senator Schmit indicated essentially this bill grew out of a request by a constituent last summer on a number of occasions where there was a concern about some parked vehicles, parked train cars close to a crossing that was obscuring visibility. As it turned out, there was no one by statute that had any authorization to provide any relief whatsoever. As many of you know, subsequently the particular incident, or individual rather that had originally brought the issue to me had a member of their family killed at the crossing which was involved. But I would hope that the body would advance the bill. As I