

AMENDMENTS TO LB845

Introduced by Government, Military and Veterans Affairs

1           1. Insert the following new section:

2           Sec. 10. Since an emergency exists, this act takes effect  
3 when passed and approved according to law.

4           2. On page 4, line 9, strike "but not more than two  
5 hundred feet"; in line 15 strike "Be" and insert "Have the top  
6 one-half of the tower"; in line 18 strike "base" and insert "bottom  
7 of the painted area"; in line 21 strike "fifteen" and insert  
8 "twenty"; strike beginning with "a" in line 23 through line 25  
9 and insert "yellow safety sleeves installed on each outer guy wire  
10 extending at least fourteen feet above the anchor point of the guy  
11 wire.".

12           3. On page 5, strike lines 1 through 4; in line 16 after  
13 "act" insert "and which is either lighted, marked with balls at  
14 least twenty-one inches in diameter, painted, or modified in some  
15 other manner so it is recognizable in clear air during daylight  
16 hours from a distance of not less than two thousand feet,"; in  
17 line 18 strike "one year after the effective date of this act" and  
18 insert "two years after the effective date of this act or at such  
19 time the tower is taken down for maintenance or other purposes,  
20 whichever occurs first"; in line 19 before "registration" insert  
21 "owner of a tower erected prior to the effective date of this act  
22 which is not lighted, marked, painted, or modified as described in  
23 this subsection shall mark such tower as required by subsection

1 (2) of this section within ninety days after the effective date of  
2 this act. The"; in line 20 after "owner" insert "of a tower erected  
3 prior to the effective date of this act" and strike "of" and insert  
4 "after"; after line 21 insert:

5           "(5) A material failure to comply with the marking and  
6 registration requirements of this section shall be admissible as  
7 evidence of negligence on the part of an owner of a meteorological  
8 evaluation tower in an action in tort for property damage, bodily  
9 injury, or death resulting from an aerial collision with such  
10 unmarked or unregistered tower."; and in line 22 strike "(5)" and  
11 insert "(6)".