

February 6, 1981

LB 64, 65

SENATOR REMMERS: I just want to say that there is a need for this, that several constituents in my district had asked that I introduce the same bill, or a similar bill, and when I found out that Senator Nichol had the bill in, I felt that I should support it because in the rural areas when there is a, as Senator Nichol said, there are times when the wrecker is out there alone, no sheriff or state patrol, and it is a very hazardous situation, and I think that they need the right to use the red lights to warn the people of what is going on on the road.

SPEAKER MARVEL: The motion is the adoption of LB 64 as amended, to advance the bill. All those in favor vote aye, opposed no. Record.

CLERK: 28 ayes, 1 nay, Mr. President, on the motion to advance the bill.

SPEAKER MARVEL: The motion is carried and the bill is advanced as amended. The next bill, LB 65.

CLERK: Mr. President, LB 65, offered by Senator Nichol. (Read title). The bill was read on January 9. It was referred to the Public Works Committee. It was advanced to General File. There are committee amendments by the Public Works Committee.

SPEAKER MARVEL: Senator Beutler.

SENATOR BEUTLER: Mr. Speaker and members of the Legislature, this bill was brought to us by Senator Nichol. It has to deal with railroad transportation districts. I won't go into the number of the adjustments and suggestions that Senator Nichol made, but will leave that to him. He made a whole number of suggestions which all of which the committee liked with the exception of one that we did change a bit. The suggestion that was changed, the one amendment has to do with the power of eminent domain. Presently under the law railroad transportation districts do have the right to exercise the power of eminent domain but only upon a vote of 5/6, 5/6 of the directors of a district. Under the bill that would have been changed to 2/3 of the directors of the district. The committee struck the language and retained the present provision in the law that requires the more difficult 5/6 approval in order to exercise the power of eminent domain. That is the sum and substance of the committee amendments.