

March 1, 1982

LB 383

PRESIDENT: Senator Kilgarin, go ahead.

SENATOR KILGARIN: I move the E & R amendment to LB 383.

PRESIDENT: Alright, motion to adopt the E & R amendments on LB 383. Any discussion? If not, all those in favor of adopting the E & R amendments on LB 383 signify by saying aye, opposed nay. The E & R amendments are adopted.

CLERK: Mr. President, Senator Nichol would now move to amend the bill. The Nichol amendment is Req. # 2738.

PRESIDENT: The Chair recognizes Senator Nichol.

SENATOR NICHOL: Mr. Chairman, members of the Legislature, if you don't have these on your desk, you will have them shortly. What this is is an amendment which is the same as LB 860 which was heard in front of the...Senator Kremer's Public Works Committee on Friday, February 26 and was advanced from the committee 5-0. What this actually does is...

PRESIDENT: The noise level is almost unbearable. Could we have attention to the speaker so that we could move these bills along, move these amendments on Select File.

SENATOR NICHOL: What this does is lengthen the number of feet that a wrecker and semi may have when moving a semi from disabling situations. For example, when a semi is wrecked or disabled on the highway or for that matter any other place, it now can only be sixty-five feet in length including the semi and the wrecker vehicle. Since we have lengthened the amount that a semi vehicle can be, we propose to lengthen this to ninety-five feet overall including the semi and the wrecker. South Dakota has currently adopted a hundred and twenty-five feet. The purpose of this is so that wreckers when they are towing semis from a disabled situation may place them in a secure safe-keeping place. May I say that the Public Works Committee amended it from "service repair or safety" to "service and safety." With this wording which did not seem to be quite as it ought to be the legal department of the Judiciary Committee and the Public Works Committee agreed that the wording "secure safe-keeping" would be more appropriate. So with that, Mr. Chairman, and also I should say that we're checking for sure to make sure that the federal funding will not be imperiled because of this amendment. We don't think that it is but we want to make sure between now and the next advancement of the bill that that is true. So with that, Mr. Chairman, I would move for the adoption of the amendment.

PRESIDENT: The Chair recognizes Senator Cullan. Alright, the Chair recognizes Senator Beutler. Senator Beutler.