

SPEAKER NICHOL: Senator Nelson, please.

SENATOR NELSON: I will not...these are only two issues that I am concerned about of the safety of the crew and the trains. Anything else, it is however the body feels. My other one is, as all of you know, there is not room for five men in the front of that train. In other states the probable place for the other man or two men is in the second or third unit. What my amendment simply states is, "Section 1. Insert the following new sections: Section 1. All locomotives or power units operated in this state outside the designated yard limits shall be equipped with a climate control system which facilitates the closing of cab windows and doors of the locomotive and provides clean, cooled air or clean, warmed air to the cab of the locomotive. A railroad shall be deemed to be in compliance with this section if within one year after the effective date of this act, the railroad shall have equipped one-third of its locomotives or power units with such climate control system; within two years after the effective date of this act, the railroad shall have equipped two-thirds of its locomotives or power units with such climate control system; and within three years after the effective date of this act, the railroad shall have equipped each of its locomotives or power units with such climate control system. Each railroad shall notify the Public Service Commission of the date that each locomotive and power unit shall be in compliance with this act, stating the serial number or identification number of each locomotive or power unit. The Public Service Commission shall adopt the necessary rules and regulations to carry out the purposes of this act. Any person who violates this act shall be guilty of a Class IV misdemeanor. Renumber the following remaining sections." It is very plain exactly what this does is the crew, back in that second or third unit, they usually do not ride in the slave unit, which is in the middle of the train. It is simply that because of their lungs, the breathing of the diesel fuel, the smoke, and the smell of the engine and the train, is simply a way to air condition and cool that cab. That is simply a condition that labor should be entitled to expect when riding back in that second or third unit. That is my amendment, very simple.

SPEAKER NICHOL: Thank you. Senator Hannibal, then Senator Smith.