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LB 807

SENATOR HANNIBAL: Under the national labor agreement, they would still be subject to the restrictions that they have and those restrictions deal with about 25 percent of the trains and I think they can go up to 50 percent, including unit trains.

SENATOR PAPPAS: So basically if you are talking unit trains and 65, technically you could go up to 50 percent then.

SENATOR HANNIBAL: I think that is possible. Yes.

SENATOR PAPPAS: That is possible, that is what you said. Does the national agreement address the cabooses on trains carrying hazardous materials?

SENATOR HANNIBAL: What was the question?

SENATOR PAPPAS: Does the national labor agreement or will there be any provisions anyplace or any guarantees that trains travelling through the State of Nebraska carrying high hazardous materials or toxic materials, will there be a caboose on those trains?

SENATOR HANNIBAL: I don't think the caboose has ever come into the issue of hazardous materials from a safety standpoint even with the PSC in the last three years, I don't think there has ever been a case filed. As a matter of fact though as I understand, if you get some very hazardous materials, and as you know a boxcar full of paint is considered a hazardous material, but also hazardous waste is a hazardous material, it is a broad range.

SENATOR PAPPAS: That is why I said "highly hazardous" or "highly toxic".

SENATOR HANNIBAL: Okay, highly hazardous, as I understand it, many of the trains will run even on a federal rule, what are they called "white trains?"

SENATOR PAPPAS: Yes.

SENATOR HANNIBAL: I think they will run with two cabooses.

SENATOR PAPPAS: Yes...

SENATOR HANNIBAL: I don't think it is a part of the labor. The