

AMENDMENTS TO LB1162

Introduced by Transportation and Telecommunications.

1           1. Strike the original sections and insert the following new  
2 sections:

3           **Section 1.** Section 75-401, Reissue Revised Statutes of Nebraska, is  
4 amended to read:

5           75-401 (1) The commission shall exercise jurisdiction over the  
6 service, facilities, and equipment of all railroad carriers in this  
7 state. This jurisdiction shall extend and apply to the general public, as  
8 well as those having business relations with the railroad carrier.  
9 Sections 75-401 to 75-430 shall not be construed as giving the commission  
10 jurisdiction or control over the relations between any railroad carrier  
11 and its employees, or its employees' order, union, or other bargaining  
12 agent, either contractual or otherwise, except as provided in sections  
13 75-419 to 75-426.

14           (2) The commission may adopt by reference the federal railroad  
15 safety standards provided in 49 U.S.C. chapters 201 to 213 and 49 C.F.R.  
16 parts 200 to 299 for the limited purpose of conducting safety inspections  
17 and participating in federal railroad safety programs. The commission may  
18 conduct inspections, surveillance, and related activities that are  
19 authorized under the Federal Railroad Administration's State Safety  
20 Participation Program and may report violations of federal railroad  
21 safety regulations to the Federal Railroad Administration for appropriate  
22 federal enforcement. shall enforce the standards of railroad safety set  
23 forth in 49 C.F.R. parts 213, 215, 223, 229, 231, and 232.

24           **Sec. 2.** Original section 75-401, Reissue Revised Statutes of  
25 Nebraska, is repealed.