

March 27, 1979

LB 42

SENATOR HABERMAN: Mr. President, I call the question.

PRESIDENT: Do I see five hands? I see five hands. All those in favor of ceasing debate vote aye, opposed nay. Senator Haberman's motion is to cease debate. Have you all voted? Ceasing debate on the Cullan amendment to the DeCamp amendment to LB 42. That's what we're voting on. Record the vote.

CLERK: 25 ayes, 0 nays to cease debate, Mr. President.

PRESIDENT: The motion carries. Debate ceases. Senator Cullan, you may close on your motion to amend the amendment.

SENATOR CULLAN: Mr. President, very briefly, all I would say is that whether or not you support Senator DeCamp's motion to reduce the share of the railroad's participation and I do, as a result of this amendment, at the very least, you should make the railroads responsible for the maintenance as part of that package. All this amendment does is shift the burden of maintenance clearly to the railroads, and removes any possibility of state funds to be used for maintenance of crossings.

PRESIDENT: The question is the adoption of the Cullan amendment to the DeCamp amendment to LB 42. All those in favor vote aye, opposed nay. Since we're on Select File, this will require 25 votes. Record the vote.

CLERK: 29 ayes, 0 nays on the adoption of Senator Cullan's amendment.

PRESIDENT: The Cullan amendment to the DeCamp amendment is adopted. We're now back on the DeCamp amendment. Is there any further discussion? Senator DeCamp, do you have anything to add?

SENATOR DeCAMP: Yes. I have tried for half a dozen years now, along with community officials, in Clearwater, Ewing, other towns, to get the crossings built there. They are not getting built, and Senator Newell, I guess I have to repeat again, and I thought I really had made it clear, but sometimes I don't make things as clear as they should be. The present system involves the state and the local community agreeing a railroad crossing should be built, and then getting the railroad to voluntarily say, gee, golly, yes we'd love to pay for a railroad crossing. For whatever reasons...for whatever reasons, that has not worked, because