

March 25, 1981

LB 190

CLERK: Roll call vote. 15 ayes, 28 nays, Mr. President. Vote appears on pages 1125-26 of the Legislative Journal.

SPEAKER MARVEL: Motion lost.

CLERK: Mr. President, the next.....

SPEAKER MARVEL: The Call is raised.

CLERK: Mr. President, Senator Koch had an amendment to the bill I understand that he wishes to withdraw, he has two or three that I understand that he wishes to withdraw.

SPEAKER MARVEL: Chair recognizes Senator Koch.

SENATOR KOCH: Mr. Speaker and members of the body. I had amendments printed in the Journal on page 625 an amendment dealing with Section 18-602 as well. In my absence recently Senator Kahle offered an amendment to place the cities, counties back into the LB 190. There has been...an agreement has been reached that the railroads accept this, the counties and the cities as well. This is a good faith amendment and I am offering a substitute amendment which is as follows, asking Senator...Mr. O'Donnell if you would read that I would appreciate it. The substitute amendment.

CLERK: Yes sir. Just so I would know, Senator, everything else that you had on the bill with the exception of this one has been withdrawn.

SENATOR KOCH: That is correct.

CLERK: Mr. President, Senator Koch moves to amend the bill. Read Koch amendment as it appears on page 1126 of the Journal.

SENATOR KOCH: Mr. Speaker and members of the body for your edification originally the bill repealed those provisions under law that presently allow the cities and counties certain privileges to negotiate with the railroads in regards to the conditions that exist in either subdivision. The municipalities felt as though they were losing some advantage as same as the counties in sitting down with the railroads and negotiating good faith certain kinds of improvements that would have been made for safety purposes and other conditions. So what I am doing is I am merely striking the repealing part and reinserting the sections that deal with the cities and the counties as I have advised you this has been talked over with the railroads and the cities and counties and they have reached the consensus and to further support