

**ONE HUNDREDTH LEGISLATURE - SECOND SESSION -
2008**

COMMITTEE STATEMENT

LB837

Hearing Date: January 29, 2008

Committee On: Transportation and Telecommunications

Introducer(s): (Karpisek)

Title: Change provisions relating to railroad crossings

Roll Call Vote - Final Committee Action:

Placed on General File with Amendments

Vote Results:

7 Yes	Senators Aguilar, Fischer, Hudkins, Lautenbaugh, Louden, Schimek, Stuthman
1 No	Senators Pedersen
0 Absent	
0 Present, not voting	

Proponents:

Senator Russ Karpisek, Introducer
Lynn Rex
Ed Woeppel
Tim Lempka

Representing:

District #32
League of Nebraska Municipalities
Nebraska Cooperative Council
City of Wilber, NE

Opponents:

Tom Baker
Brenda Mainwaring
Roberto Munguia
Tom Micek

Representing:

Self
Union Pacific Railroad
Burlington Northern Santa Fe Railway
Burlington Northern Santa Fe Railway

Neutral:
Michael Nolan

Representing:
City of Norfolk

Summary of purpose and/or change:

LB 837 repeals the requirement that a railroad crossing with no gates, bells, etc. must be closed if it is within one quarter mile of a crossing with gates, bells, etc.

Currently in statute an objection may be made by an interested party if a written request is submitted by a professional engineer who is familiar with the situation and believes the section shouldn't apply.

Explanation of amendments, if any:

AM 1767 reinstates subsections (2) and (3) in the original bill. A sentence is also inserted at the end of subsection (3) in § 74-1334 that exempts a crossing from being closed if a written request from a professional engineer is received.

Senator Deb Fischer, Chairperson