

LEGISLATURE OF NEBRASKA
ONE HUNDRED NINTH LEGISLATURE
FIRST SESSION

LEGISLATIVE BILL 485

Introduced by Quick, 35.

Read first time January 21, 2025

Committee: Transportation and Telecommunications

- 1 A BILL FOR AN ACT relating to railroads; to provide for confidentiality
- 2 for train crew members involved with railroad fatalities and access
- 3 to confidential information of train crew members as prescribed; to
- 4 exempt train crew members from being required to display operator's
- 5 licenses to law enforcement; and to define a term.
- 6 Be it enacted by the people of the State of Nebraska,

1 **Section 1.** (1) The personal identifying information of train crew
2 members contained in reports involving railroad fatalities and contained
3 in communications between law enforcement and train crew members involved
4 in such railroad fatalities shall be:

5 (a) Redacted from any public reports; and

6 (b) Maintained by law enforcement and any persons described in
7 subsection (2) of this section, that are in possession of the reports and
8 communications, in a manner that ensures the confidentiality of the
9 personal identifying information of the train crew members.

10 (2) Unredacted copies of the reports and communications shall be
11 accessible at all reasonable times:

12 (a) To the host or employing railroad;

13 (b) To any person authorized to access such copies by court order
14 and to any person specifically authorized by court order to obtain
15 information if access to the copies is necessary for the performance of
16 such person's duties; and

17 (c) To any law enforcement officer, prosecutor, or Public Service
18 Commission staff if access to the reports and communications is necessary
19 for the performance of such person's duties.

20 (3) A train crew member is not required to display an operator's
21 license to any law enforcement officer in connection with the operation
22 of a locomotive or train within this state.

23 (4) For purposes of this section, train crew member means an
24 engineer, conductor, brakeman, or any other member of the crew of a
25 locomotive or train being operated upon rails, including operation on a
26 railroad crossing over a public street, road, or highway.