
Nebraska State Legislative Board

Brotherhood of Locomotive Engineers and Trainmen IBT Rail Conference

Chairman
Pat Pfeifer
1906 Ave. I
Gothenburg, NE 69138
(308) 529-1823 cell
Email<idriveatrain@yahoo.com>



Secretary/Treasurer
Jeff T. Vogt
P.O Box 3501
Sioux City, IA 51102-3501
(402) 476-3630
E-mail <jvogt@bleteam.org>

January 30, 2014

Nebraska Public Service Commission
1200 N Street, Suite 300
Lincoln, NE 68508

RE: Comments Regarding Rule and Regulation No. 182

Dear Commissioners:

On behalf of the Nebraska State Legislative Board of the Brotherhood of Locomotive Engineers and Trainmen (State Board), I am offering the following comments on the second set of proposed rules and regulations seeking to amend Title 291, Chapter 3, Motor Carrier Rules and Regulations.

The State Board has a significant interest in the regulation of carriers that transport railroad crews and their baggage. We appreciate the fact that 003.01 requires a specific application for authority to transport railroad train crews and their baggage. We feel that a separate classification should be created for carriers of railroad crews and their baggage for the primary reason that the service provided to us by carriers is substantially different than the service provided to other industries and individuals. We would be glad to discuss our specific concerns if the PSC will consider creating a separate class of service.

We appreciate the specific provision in 006.02A which provides for uninsured and underinsured motorist insurance coverage of \$1,000,000.00 for each railroad person being transported. We feel that the vehicles which carry railroad crews, which are typically those with a rated seating capacity of less than 15 passengers, should have

Nebraska Public Service Commission
January 30, 2014
Page Two

similar requirements with respect to liability insurance. Again, this could be addressed if a separate classification was created for such carriers, but the issue addressed here is reflected in 003.03C. The liability insurance which is required is a gross amount, regardless of the number of passengers being transported. We are requesting that the liability coverage be related to the persons being transported for railroad crews.

Our State Board appreciates the reduction for medical certificates for each of its drivers from four years to two years, as reflected in 005.02. We believe that the regulations should contain an avenue of enforcement against the carrier in the event of a failure to follow this requirement.

The final concern being conveyed in these comments is with respect to 005.08 relating to inspection of vehicles. Without taxing the PSC, we believe that an inspection should be made at least every six months for carriers transporting railroad crews. We suggest that certifying independent shops or mechanics could allow the necessary and more frequent inspections to maintain safety with annual oversight by the PSC.

Thank you for your consideration of these comments from the Nebraska State Legislative Board of the Brotherhood of Locomotive Engineers and Trainmen. We are willing to provide testimony to support these comments and to discuss these issues with the Public Service Commission at any time.

Sincerely yours,

Pat Pfeifer, Chairman