

1                   **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2                               STATE OF OKLAHOMA

3                               1st Session of the 56th Legislature (2017)

4 COMMITTEE SUBSTITUTE  
5 FOR  
6 HOUSE BILL NO. 1725

By: Moore

7  
8                               COMMITTEE SUBSTITUTE

9                   An Act relating to railroads; amending 66 O.S. 2011,  
10                   Section 128, which relates to crossing construction  
11                   requirements; limiting the space where crossing  
12                   construction is required; and providing an effective  
13                   date.

14 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

15               SECTION 1.           AMENDATORY           66 O.S. 2011, Section 128, is  
16 amended to read as follows:

17               Section 128. It shall be the duty of every railroad company or  
18 corporation doing business, or operating a line of railroad, within  
19 this state, to construct a crossing, limited to the space between  
20 the tracks and two (2) feet on either side thereof, across that  
21 portion of its track, roadbed or right-of-way over which any public  
22 highway may run, ~~and;~~ to maintain the same that crossing  
23 unobstructed, ~~and~~ in a good condition for the use of the public;  
24 and to build and maintain in good condition all bridges and culverts

1 that may be necessary on its right-of-way at such crossing and in  
2 case any railroad company or corporation fails so to construct and  
3 maintain said crossing for thirty (30) days after written notice by  
4 the road overseer of any road district or the council or board of  
5 trustees of any city or town in this state, or fifty (50)  
6 petitioners of any city or town who are interested (where such work  
7 or repairs are needed), to be given to the section boss, or any  
8 station agent of any railroad company or corporation in the county  
9 (where such work or repairs are needed) it shall forfeit and pay to  
10 said county, road district, city or town complaining, the sum of  
11 Twenty-five Dollars (\$25.00) per day for every day said company or  
12 corporation may neglect to comply with the requirements of this  
13 section.

14 SECTION 2. This act shall become effective November 1, 2017.

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16 COMMITTEE REPORT BY: COMMITTEE ON UTILITIES, dated 03/02/2017 - DO  
17 PASS, As Amended.  
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