1	SENATE FLOOR VERSION
2	March 27, 2018
3	ENGROSSED HOUSE BILL NO. 3388 By: Ford (Roger) of the House
4	and
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6	Fry of the Senate
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8	An Act relating to railroads; amending 66 O.S. 2011, Section 128, which relates to duties to construct and
9	maintain railroad crossings; modifying notification process for failure to construct and maintain
10	crossing; providing certain standards for construction and maintenance; requiring written
11	notice by the Oklahoma Corporation Commission; providing for contempt proceeding in certain cases;
12	and providing an effective date.
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15	BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:
16	SECTION 1. AMENDATORY 66 O.S. 2011, Section 128, is
17	amended to read as follows:
18	Section 128. A. It shall be the duty of every railroad company
19	or corporation doing business, or operating a line of railroad,
20	within this state, to construct a crossing across that portion of
21	its track, roadbed or right-of-way over which any public highway may
22	run, and maintain the same unobstructed, in a good condition for the
23	use of the public, and to build and maintain in good condition all
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1 bridges and culverts that may be necessary on its right-of-way at 2 such crossing and in case any. 3 B. Any railroad company or corporation that fails so to 4 construct and maintain said crossing in accordance with the 5 recommendations set forth in the United States Department of Transportation Railroad-Highway Grade Crossing Handbook, for thirty 6 (30) days after written notice by the road overseer of any road 7 district or the council or board of trustees of any city or town in 9 this state, or fifty (50) petitioners of any city or town who are 10 interested (where such work or repairs are needed), to be given 11 Oklahoma Corporation Commission to the section boss, or any station 12 agent or employee of any railroad company or corporation in the county (where such work or repairs are needed) it, shall forfeit and 13 pay to said county, road district, city or town complaining, the sum 14 15 of Twenty-five Dollars (\$25.00) per day for every day said company or corporation may neglect to comply with the requirements of this 16 section be subject to a contempt proceeding before the Oklahoma 17 Corporation Commission. 18 SECTION 2. This act shall become effective November 1, 2018. 19 20 COMMITTEE REPORT BY: COMMITTEE ON TRANSPORTATION March 27, 2018 - DO PASS 21 22 23 24