

1 STATE OF OKLAHOMA

2 2nd Session of the 56th Legislature (2018)

3 HOUSE BILL 3297

By: Wright

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5
6 AS INTRODUCED

7 An Act relating to railroads; amending 66 O.S. 2011,
8 Section 128, which relates to railroad crossings;
9 requiring certain maintenance of rights-of-way; and
10 by providing an effective date.

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

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

15 Section 128. A. It shall be the duty of every railroad company
16 or corporation doing business, or operating a line of railroad,
17 within this state, ~~to:~~

18 1. To construct a crossing across that portion of its track,
19 roadbed or right-of-way over which any public highway may run, and
20 maintain the same unobstructed, in a good condition for the use of
21 the public, ~~and to;~~

22 2. To build and maintain in good condition all bridges and
23 culverts that may be necessary on its right-of-way at such crossing
24 ~~and in case any; and~~

1 3. To maintain in good condition its right-of-way for seventy-
2 five (75) yards on each direction of such crossing, by eliminating
3 any trees, shrubs, or vegetation which may impede the vision of a
4 motorist approaching such crossing.

5 B. Any railroad company or corporation ~~fails so to construct~~
6 and maintain said crossing that remains out of compliance with the
7 provisions of this section for thirty (30) days after written notice
8 by the road overseer of any road district or the council or board of
9 trustees of any city or town in this state, or fifty (50)
10 petitioners of any city or town who are interested (where such work
11 or repairs are needed), to be given to the section boss, or any
12 station agent of any railroad company or corporation in the county
13 (where such work or repairs are needed) it shall forfeit and pay to
14 said county, road district, city or town complaining, the sum of
15 Twenty-five Dollars (\$25.00) per day for every day said company or
16 corporation may neglect to comply with the requirements of this
17 section.

18 SECTION 2. This act shall become effective November 1, 2018.

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20 56-2-8891 JM 01/09/18
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