

1 STATE OF OKLAHOMA

2 1st Session of the 57th Legislature (2019)

3 SENATE BILL 225

By: Bice

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5
6 AS INTRODUCED

7 An Act relating to railroads; amending 66 O.S. 2011,
8 Section 128, as amended by Section 1, Chapter 186,
9 O.S.L. 2018 (66 O.S. Supp. 2018, Section 128), which
10 relates to crossing construction requirements;
11 limiting the space where crossing construction is
12 required; updating statutory language; and providing
13 an effective date.

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

15 SECTION 1. AMENDATORY 66 O.S. 2011, Section 128, as
16 amended by Section 1, Chapter 186, O.S.L. 2018 (66 O.S. Supp. 2018,
17 Section 128), is 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, limited to the space
21 between the tracks and two (2) feet on either side thereof, across
22 that portion of its track, roadbed or right-of-way over which any
23 public highway may run, and maintain ~~the same~~ that crossing
24 unobstructed, in a good condition for the use of the public, and to

1 build and maintain in good condition all bridges and culverts that
2 may be necessary on its right-of-way at such crossing.

3 B. Any railroad company or corporation that fails to construct
4 and maintain ~~said~~ the crossing in accordance with the
5 recommendations set forth in the United States Department of
6 Transportation Railroad-Highway Grade Crossing Handbook, for thirty
7 (30) days after written notice by the Oklahoma Corporation
8 Commission to the agent or employee of any railroad company or
9 corporation in the county where such work or repairs are needed,
10 shall be subject to a contempt proceeding before the Oklahoma
11 Corporation Commission.

12 SECTION 2. This act shall become effective November 1, 2019.

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