

1 AN ACT relating to railroads.

2 ***Be it enacted by the General Assembly of the Commonwealth of Kentucky:***

3 ➔Section 1. KRS 277.200 is amended to read as follows:

- 4 (1) No railroad company shall obstruct any public highway or street, ***any private***
5 ***highway or road that is the only entrance to a residence,*** or the navigation of any
6 stream, by stopping and permitting trains, engines or cars to stand upon a public
7 grade crossing or upon a drawbridge for more than five (5) minutes at any one time,
8 unless such stopping and standing is caused by circumstances beyond control of the
9 railroad company.
- 10 (2) No member of a railroad train crew shall be held personally guilty of violating a
11 municipal ordinance regulating the blocking of public grade crossings by trains,
12 engines or cars, on proof that his action was necessary to comply with the orders or
13 instructions of the railroad company or its officers; provided that nothing in this
14 section shall relieve the railroad company from any responsibility placed upon it by
15 said ordinance.

16 ➔Section 2. KRS 277.990 is amended to read as follows:

- 17 (1) Any railroad company that violates or permits any of its agents or employees to
18 violate any of the provisions of KRS 277.110, subsection (1) of 277.160, 277.170,
19 277.180, 277.210, 277.230 or 277.300 shall, in addition to subjecting itself to any
20 damages that may be caused by such violation, be fined not less than one hundred
21 dollars (\$100) nor more than five hundred dollars (\$500) for each offense, to be
22 recovered in the Franklin Circuit Court or in the circuit court of any county through
23 which the railroad operates a line of road.
- 24 (2) Any person who violates any of the provisions of subsection (2) of KRS 277.160
25 shall be fined not less than five dollars (\$5) nor more than one hundred dollars
26 (\$100) for each offense.
- 27 (3) Any railroad company that violates, or permits any of its agents or employees to

1 violate, any of the provisions of KRS 277.190, shall, in addition to subjecting itself
2 to liability for any damage caused thereby, be fined not less than ten dollars (\$10)
3 nor more than fifty dollars (\$50) for each offense. Prosecutions under this
4 subsection shall not be commenced after six (6) months from the commission of the
5 offense charged in the prosecution.

6 (4) Any person who violates any of the provisions of KRS 277.250 shall be fined fifty
7 dollars (\$50) or imprisoned for thirty (30) days, or both.

8 (5) Any owner or operator of a railroad running through or within this state as a
9 common carrier of persons or property or both, for compensation, who either
10 operates for its employees, or who furnishes to its employees for their transportation
11 to or from the place or places where they are required to labor, a rail track motor car
12 that has not been fully equipped as required by KRS 277.245, shall be fined not less
13 than one hundred dollars (\$100) nor more than five hundred dollars (\$500) for each
14 offense and each day or part of a day it operates or furnishes each of such rail track
15 motor cars not so equipped as provided in KRS 277.245 to its employees for
16 operation to or from the place or places where they are required to work shall
17 constitute a separate offense.

18 (6) Any railroad company that violates the provisions of KRS 277.200 shall be fined
19 not less than five hundred dollars (\$500)~~twenty five dollars (\$25)~~ nor more than
20 five thousand dollars (\$5,000)~~one hundred dollars (\$100)~~ for each offense. If a
21 grade crossing or drawbridge is obstructed by two (2) or more trains stopping and
22 standing thereon in succession without allowing accumulated highway or water
23 traffic to pass, the obstruction by each such successive train shall constitute a
24 separate offense.