

1 AN ACT relating to railroads.

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

3 ➔SECTION 1. A NEW SECTION OF KRS CHAPTER 277 IS CREATED TO
4 READ AS FOLLOWS:

5 *(1) A train or light engine used in connection with the movement of freight shall not*
6 *be operated unless it has a crew consisting of at least two (2) individuals. For*
7 *purposes of this section, "train or light engine used in connection with the*
8 *movement of freight" does not include:*

9 *(a) Utility employees; or*

10 *(b) The movement of a train or locomotive engine a short distance within a*
11 *railroad yard or mechanical facility.*

12 *(2) Any person who knowingly violates this section shall:*

13 *(a) For the first offense, be liable for a civil penalty of not less than two*
14 *hundred fifty dollars (\$250) nor more than one thousand dollars (\$1,000);*

15 *(b) For the second offense within a three (3) year period, be liable for a civil*
16 *penalty of not less than one thousand dollars (\$1,000) nor more than five*
17 *thousand dollars (\$5,000); and*

18 *(c) For the third or subsequent offense within a three (3) year period, be liable*
19 *for a civil penalty of not less than five thousand dollars (\$5,000) nor more*
20 *than ten thousand dollars (\$10,000).*

21 *(3) The moneys collected under subsection (2) of this section shall be remitted to the*
22 *road fund.*