

1 AN ACT relating to railroad crossings.

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) Each railroad company shall destroy or remove plants, trees, brush, or other
6 obstructive vegetation upon its right-of-way at each intersection with a public
7 road or highway, for a:

8 (a) Distance of six hundred (600) feet; or

9 (b) Reasonably safe distance from the roadway of the public road or highway,
10 as determined by the Transportation Cabinet.

11 (2) If a railroad company fails to destroy or remove plants, trees, brush, or other
12 obstructive vegetation, the Transportation Cabinet, or the local government
13 maintaining the public road or highway, may send a written notice to the railroad
14 company's local agent that the vegetation must be removed within ten (10) days of
15 receiving the written notice.

16 (3) (a) If a railroad company fails to remove the obstructive vegetation after
17 receiving a written notice under subsection (2) of this section, the
18 Transportation Cabinet or local government shall:

19 1. Remove the obstructive vegetation; and

20 2. Recover the cost of the vegetation removal from the responsible
21 railroad company.

22 (b) The Transportation Cabinet or local government shall notify the responsible
23 railroad company of the amount due for vegetation removal by certified
24 mail.

25 (c) If the railroad company fails to pay the amount demanded within thirty (30)
26 days, the Transportation Cabinet or local government may take appropriate
27 legal action to collect the amount owed.