PROPOSED AMENDMENTS TO HOUSE BILL NO. 1342

Page 1, line 15, after the underscored comma insert "road, or street,"

Page 1, line 16, remove "which is open for public travel,"

Page 1, line 17, replace "and a governmental" with ". The term includes a crossing if a public" and remove "regularly"

Page 1, line 18, replace "highway" with "roadway"

Page 1, line 19, after the second "railroad" insert "at" and replace "that" with "of a roadway which"

Page 2, line 1, after "and" insert "the device on the lead locomotive"

Page 2, line 6, remove "routinely"

Page 2, replace line 7 with ". However, a party may petition the commission to request that a horn be sounded at a private railroad crossing. The commission shall review the request and issue an order approving or denying the request based on the safety concerns of the public. A party may not be subject to any liability as a result of not making a request."

Page 2, remove line 8

Page 2, line 14, overstrike "A crew member may sound a warning device", remove "at any crossing", and overstrike "as determined"

Page 2, line 15, overstrike "appropriate by that crew member" and insert immediately thereafter "Notwithstanding any other provision of this section, a locomotive engineer may sound a locomotive horn at any crossing to provide a warning to animals, vehicle operators, pedestrians, trespassers, or crews on other trains in an emergency situation if in the locomotive engineer's judgment the action is appropriate to prevent imminent injury, death, or property damage"

Page 2, line 20, overstrike "person" and insert immediately thereafter "railroad", overstrike "owns", and after "in" insert "has operational control of"

Page 2, line 22, overstrike "and is liable for all damages that are sustained by any person"

Page 2, line 23, overstrike "by reason of neglect"

Page 2, line 26, overstrike "person" and insert immediately thereafter "railroad", overstrike "any interest in" and insert immediately thereafter "operational control of", overstrike "is" and insert immediately thereafter "may", and after "not" insert "be"

Renumber accordingly