

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 130

BY TRANSPORTATION AND DEFENSE COMMITTEE

AN ACT

1
2 RELATING TO RAILROADS; AMENDING SECTION 62-306, IDAHO CODE, TO REVISE PRO-
3 VISIONS REGARDING THE CONSTRUCTION AND MAINTENANCE OF RAILROAD GRADE
4 CROSSINGS.

5 Be It Enacted by the Legislature of the State of Idaho:

6 SECTION 1. That Section 62-306, Idaho Code, be, and the same is hereby
7 amended to read as follows:

8 62-306. CONSTRUCTION AND MAINTENANCE OF RAILROAD GRADE CROSS-
9 INGS. Whenever a state or county highway crosses or shall hereafter cross a
10 railroad at grade, the railroad company shall at its own expense construct
11 and maintain that portion of such highway between the rails and for a ~~dis-~~
12 ~~tance of not less than two (2) feet~~ the full width of the railroad company's
13 right-of-way outside the outer rails. The crossing between the rails and
14 for a distance of not less than two (2) feet outside the outer rails shall be
15 planked or surfaced with other suitable material for the full width of the
16 traveled way, including shoulders, and shall be maintained at all times in
17 a smooth and firm condition. Where a public agency having jurisdiction of
18 the highway crossing the railroad wishes to have such area of the crossing
19 surfaced with material of higher quality, the public agency and the railroad
20 company may agree that the railroad company install the material and that the
21 additional cost, over and above the cost of the railroad company's standard
22 installation, may be paid for by the public agency with public funds.