

Amendment to HB 1160

1 Amend the bill by replacing section 1 with the following:

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3 1 Rules of the Road; Obedience to Signal Indicating Approach of Train. Amend RSA 265:48 to
4 read as follows:

5 265:48 Obedience to Signal Indicating Approach of Train ***or Other Maintenance of Way On-***
6 ***Track Equipment.***

7 I. Whenever any person driving a vehicle approaches a railroad grade crossing under any of
8 the circumstances stated in this section, the driver of such vehicle shall stop within 50 feet but not
9 less than 15 feet from the nearest rail of such railroad, and shall not proceed until he ***or she*** can do
10 so safely. The foregoing requirements shall apply when:

11 (a) A clearly visible electric or mechanical signal device gives warning of the immediate
12 approach of a railroad train ***or other maintenance of way on-track equipment;***

13 (b) A crossing gate is lowered or a flagman gives or continues to give a signal of the
14 approach or passage of a railroad train ***or other maintenance of way on-track equipment;***

15 (c) A railroad train ***or other maintenance of way on-track equipment*** approaching
16 within approximately 1500 feet of the way crossing emits a signal audible from such distance and
17 such railroad train ***or other maintenance of way on-track equipment,*** by reason of its speed or
18 nearness to such crossing, is an immediate hazard;

19 (d) An approaching railroad train ***or other maintenance of way on-track equipment***
20 is plainly visible and is in hazardous proximity to such crossing.

21 II. [~~No person shall~~] ***He or she shall not*** drive any vehicle through, around, or under any
22 crossing or barrier at a railroad crossing while such gate or barrier is closed or is being opened or
23 closed.