

**HOUSE SUMMARY OF SENATE AMENDMENTS**

**HB 324**

**2017 Regular Session**

**Pierre**

RAILROADS: Adds on track equipment as a railway vehicle considered for certain railroad crossing requirements

**Synopsis of Senate Amendments**

1. Clarifies that a collision or interference with the movement of a train or other on-track equipment may be, prima facie evidence of the driver's failure to yield if it is un rebutted.

**Digest of Bill as Finally Passed by Senate**

Present law provides for "obedience to signal indicating approach to train".

Proposed law clarifies that obedience to signal indicating approach to train refers to motor vehicles approaching railroad crossings.

Present law requires all motor vehicle operators to take certain precautions when approaching a railroad train.

Proposed law retains present law and adds on-track equipment as a railway vehicle that a motor vehicle driver must be cautious of when approaching railroad tracks.

Present law requires the railroad to operate its trains in a safe manner.

Proposed law clarifies that the railroad is responsible for operating its trains and other on-track equipment in a safe manner.

Present law specifies that if a driver is involved in a collision at a railroad crossing or interferes with the movement of a train or other on-track equipment after driving past the railroad cross buck sign, the collision or interference is prima facie evidence of the driver's failure to yield the right of way.

Proposed law clarifies that the collision or interference referenced in present law may be, prima facie evidence of the driver's failure to yield if it is un rebutted.

(Amends R.S. 32:171(Section heading), (A)(1), (2), (3), and (4), (C), (D), (E), (F)(3), and (H) and 172(D))