

As Introduced

132nd General Assembly

Regular Session

2017-2018

S. B. No. 89

Senators Skindell, Yuko

Cosponsors: Senators Brown, Thomas, Williams, Schiavoni

A BILL

To amend sections 4907.01 and 4907.99 and to enact 1
sections 4907.70 and 4907.71 of the Revised Code 2
to establish standards for lighting in a rail 3
yard and to establish penalties for railroad 4
companies that are in violation of those 5
standards. 6

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:

Section 1. That sections 4907.01 and 4907.99 be amended 7
and sections 4907.70 and 4907.71 of the Revised Code be enacted 8
to read as follows: 9

Sec. 4907.01. As used in sections 4907.01 to ~~4907.63~~ 10
4907.71 of the Revised Code: 11

(A) "Public utility" has the same meaning as in section 12
4905.02 of the Revised Code. 13

(B) "Telephone company," "street railway company," and 14
"interurban railroad company" have the same meanings as in 15
section 4905.03 of the Revised Code. 16

(C) "Railroad" has the same meaning as in section 4907.02 17

of the Revised Code. 18

(D) "Public highway" has the same meaning as in section 19
4921.01 of the Revised Code. 20

Sec. 4907.70. A railroad company shall illuminate each 21
rail yard in accordance with the standards established by the 22
illuminating engineering society of North America. 23

Sec. 4907.71. A railroad company employee or a 24
representative of a railroad company employee may file a 25
complaint with the public utilities commission alleging a 26
violation of section 4907.70 of the Revised Code. The railroad 27
company employee or representative of the employee shall submit 28
along with the complaint written evidence that, prior to the 29
filing of the complaint, the employee or representative 30
requested the railroad company to address the circumstances that 31
gave rise to the complaint. The commission shall establish 32
procedures for the filing of such a complaint. 33

Sec. 4907.99. (A) Whoever violates section 4907.21 of the 34
Revised Code shall be fined not less than one hundred nor more 35
than one thousand dollars. 36

(B) Whoever violates section 4907.22 of the Revised Code 37
shall be fined not less than five hundred nor more than one 38
thousand dollars. 39

(C) Whoever violates section 4907.32 of the Revised Code 40
shall be fined not less than fifty nor more than five hundred 41
dollars. 42

(D) Whoever violates section 4907.35 or 4907.38 of the 43
Revised Code shall be fined not less than fifty nor more than 44
one thousand dollars. 45

(E) Whoever violates section 4907.45 of the Revised Code 46
shall be fined not more than five hundred dollars, imprisoned 47
not more than one year, or both. 48

(F) Whoever violates section 4907.473 of the Revised Code 49
is guilty of a minor misdemeanor. 50

(G) Whoever violates section 4907.63 of the Revised Code 51
is guilty of a felony of the fifth degree. 52

(H) Whoever recklessly violates section 4907.70 of the 53
Revised Code shall be fined not more than one hundred dollars. 54
Each day a violation exists constitutes a separate offense. 55

Section 2. That existing sections 4907.01 and 4907.99 of 56
the Revised Code are hereby repealed. 57