

FIFTY-SEVENTH LEGISLATURE  
FIRST SESSION

PROPOSED AMENDMENT DIRECTED TO A COMMITTEE

February 12, 2025

Madam Chair:

I propose to the HOUSE JUDICIARY COMMITTEE the following amendments to

HOUSE BILL 160

1. On page 1, line 11, after the semicolon, insert "UPDATING REQUIREMENTS FOR WARNING SIGNALS AT RAILROAD CROSSINGS;".

2. On page 1, between lines 15 and 16, insert:

"SECTION 1. Section 63-3-34 NMSA 1978 (being Laws 1878, Chapter 1, Section 8-1, as amended) is amended to read:

"63-3-34. [~~BELL~~] WARNING SIGNAL TO BE RUNG AT HIGHWAY CROSSINGS.--

A. Except as provided in Subsection B of this section, every railroad corporation shall cause a [~~bell~~] warning signal to be attached to each of its locomotives or other on-track equipment and shall cause the [~~bell~~] warning signal to be rung at a distance of not less than eighty rods from the crossing of any public street, road or highway.

B. For a railroad, owned by the state or one of its political subdivisions, if the crossing is within a designated quiet zone pursuant to federal railroad administration rules and the maximum allowed speed for a train or other on-track equipment using the crossing is equal to or less than forty miles per hour, the [~~bell~~] warning signal shall be rung not less than three hundred feet

from the crossing.

C. A railroad corporation violating a provision of Subsection A or B of this section shall be subject to a penalty of one hundred dollars (\$100) to be recovered by action in the name of the state in any court of competent jurisdiction, one-half of which shall go to the informer and the other half of which shall go to the state. The corporation shall also be liable for all damages that may be sustained by any person by reason of noncompliance with the provisions of this section.

D. For the purposes of this section:

(1) "other on-track equipment" means any car, rolling stock or other device that alone or coupled to another device is operated on stationary rails; and

(2) "warning signal" means a horn or other audible warning device that produces a sound loud enough to be heard by approaching motorists."

3. Renumber the succeeding sections accordingly.

Respectfully submitted,

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