
SENATE BILL 6511

State of Washington

53rd Legislature

1994 Regular Session

By Senators Morton and Deccio

Read first time 01/25/94. Referred to Committee on Transportation.

1 AN ACT Relating to railroad right of ways; and adding a new section
2 to chapter 81.52 RCW.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 NEW SECTION. **Sec. 1.** A new section is added to chapter 81.52 RCW
5 to read as follows:

6 (1) Any person, company, or corporation owning or operating a
7 railroad may not require any person owning land on both sides of a
8 railroad right of way connected by a private crossing that has been
9 used continuously since January 1, 1984, or earlier, where the use of
10 the crossing has been apparent to the railroad operator and is
11 reasonably necessary to access the land, to indemnify the operator
12 against, or purchase liability for, damages resulting from accidents at
13 the crossing.

14 (2) For purposes of this section, a private crossing is "reasonably
15 necessary" if a substitute crossing cannot be accessed without
16 unreasonable expense, difficulty, or delay.

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