

**S.B. 80**  
**FIRE LIABILITY MODIFICATIONS**

Senator **Margaret Dayton** proposes the following amendments:

1. *Page 1, Lines 13 through 14:*

13           ▶       makes a railroad owner, operator, and lessor ~~{jointly and severally liable and}~~ strictly  
14   liable for certain fires; and

2. *Page 2, Lines 36 through 37:*

36           (2) ~~{The}~~ Except as provided by Subsection (4), the owner and lessor of a railroad  
right-of-way are ~~{jointly and severally liable and}~~  
37 strictly liable for the fire costs from a fire caused by the construction, operation, maintenance,

3. *Page 2, Lines 44 through 45:*

44           (3) ~~{The}~~ Except as provided by Subsection (4), the owner, operator, and lessor of a  
locomotive, rail car, or other rolling stock are  
45 ~~{jointly and severally liable and}~~ strictly liable for the fire costs from a fire caused by material:

4. *Page 2, Line 47:*

47           (b) used or ejected by a railroad personnel.  
(4) This section does not apply to a public transit district incorporated in accordance with Title  
17B, Chapter 2a, Part 8, Public Transit District Act.

5. *Page 3, Lines 66 through 67:*

66           (6) "Fire" means a flame, heat source capable of combustion, or material capable of  
67 combustion. **that is** caused, set, or maintained by a person for any purpose.