

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}~~
 lessee 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}~~ lessee 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}~~ lessee 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.