

Sec. 13b-283-4. Responsibilities of the railroad

(1) Upon reasonable notice, except in the case of circumstances deemed as public emergency by the Commissioner, the railroad shall provide, without charge or fee, the right of entry and necessary protection services and equipment for Department personnel undertaking inspections or maintenance required under these regulations. The railroad shall solely bear the cost of these responsibilities.

(2) Upon demand, but no sooner than thirty days prior to the contract advertising date, a railroad legally obligated to participate in one or more projects during that fiscal year shall deposit with the State the full railroad share of each project.

(3) The railroad shall hold the State harmless for personal injury and property damage resulting from the railroad's failure to carry out the railroad's responsibility under this Section.

(Effective June 27, 1986)