

# SENATE . . . . . No. 1827

By Mr. Burke, a petition (accompanied by bill, Senate, No. 1827) of the Massachusetts Railroad Association, by Dennis Coffey, secretary-treasurer, the United Transportation Union, by Harold G. Malone, and John P. Burke for legislation relative to gates or flashing lights at railroad crossings. Transportation.

## The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Eighty-four.

### AN ACT TO AMEND CHAPTER 160, SECTION 147 OF THE GENERAL LAWS.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1 Section 147 of Chapter 160 of the General Laws is hereby  
2 amended by striking out the text of said section and inserting  
3 in place thereof the following:

#### 4 147. GATES OR FLASHING LIGHTS AT CROSSING OF 5 RAILROAD AND PUBLIC WAY

6 Where a railroad and a public way or travelled place cross  
7 at the same level, the department, after notice to the interest-  
8 ed parties and a hearing, may order the crossing to be pro-  
9 tected by gates, flagman, flashing light signals or such other  
10 protective measures as the department determines the better  
11 security of human life or the convenience of public travel re-  
12 quires, and the railroad shall install, maintain and operate the  
13 protection in compliance with such order. The cost of in-  
14 stalling, maintaining, and operating such protection shall be  
15 reimbursed to the railroad by the department and any land-  
16 owner in a limited and determinable area receiving benefit  
17 or advantage, other than the general advantage to the com-  
18 munity, from such protection, and in accordance with the rela-  
19 tive benefit to be derived.

