

**HB0249H2001**

- 1 Page 1-line 1 Delete "and light".  
2  
3 Page 1-line 2 Delete "engines".  
4  
5 Page 1-line 11 After "**crews**" insert "**; civil penalties**".  
6  
7 Page 1-line 13 Delete "or light engine".  
8  
9 Page 1-line 14 Delete "one (1)" insert "I or class II".  
10  
11 Page 2-lines 5 through 7 Delete entirely and insert:  
12  
13 "(b) An action to recover a civil penalty for a willful  
14 violation under this section by a railroad company, corporation or  
15 employer may be brought by an aggrieved party, county attorney,  
16 district attorney or the attorney general. Venue for an action  
17 shall be in the circuit court for the county in which the aggrieved  
18 party resides or where the railroad company, corporation or  
19 employer alleged to have violated this section maintains a  
20 principal place of business in this state or in the county in which  
21 the conduct giving rise to a civil penalty occurred. No party to  
22 an action authorized under this subsection shall be entitled to a  
23 trial by jury. Upon determining that a railroad company,  
24 corporation or employer has violated this section, the circuit  
25 shall impose a penalty of:".  
26  
27 Page 2-line 11 Delete "offense" and insert "violation".  
28  
29 Page 2-line 15 Delete "offense" and insert "violation".  
30  
31 Page 2-line 19 Delete "offense" and insert "violation".  
32  
33 Page 2-after line 20 Insert  
34  
35 "(c) Any civil penalty received under subsection (b) of this  
36 section shall be deposited into the school foundation program  
37 account.".  
38  
39 Page 2-line 22 Delete "(c)" and insert "(d)".  
40  
41 Page 3-lines 8 and 9 Delete entirely. GREEAR