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AN ACT

RELATING TO RAILROADS; DECREASING THE DISTANCE BEFORE CERTAIN  
CROSSINGS THAT BELLS ON CERTAIN RAILROADS ARE REQUIRED TO BE  
RUNG.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. Section 63-3-34 NMSA 1978 (being Laws 1878,  
Chapter 1, Section 8-1, as amended) is amended to read:

"63-3-34. BELL TO BE RUNG AT HIGHWAY CROSSINGS.--

A. Except as provided in Subsection B of this  
section, every railroad corporation shall cause a bell to be  
attached to each of its locomotives and shall cause the bell  
to be rung at a distance of not less than eighty rods from  
the crossing of any public street, road or highway.

B. For a railroad, owned by the state or one of  
its political subdivisions, if the crossing is within a  
designated quiet zone pursuant to federal railroad  
administration rules and the maximum allowed speed for a  
train using the crossing is equal to or less than forty miles  
per hour, the bell shall be rung not less than three hundred  
feet from the crossing.

C. A railroad corporation violating a provision of  
Subsection A or B of this section shall be subject to a  
penalty of one hundred dollars (\$100) to be recovered by  
action in the name of the state in any court of competent

1 jurisdiction, one-half of which shall go to the informer and  
2 the other half of which shall go to the state. The  
3 corporation shall also be liable for all damages that may be  
4 sustained by any person by reason of noncompliance with the  
5 provisions of this section."

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