

**277.240 Height of bridges and passways over railroad tracks -- Telltales.**

- (1) A bridge or passway constructed over any railroad, except in cities having power under their charters to regulate the height of bridges or passways, shall not be at a less height than twenty-two (22) feet above the track of the road, unless by the written authority of the Kentucky Transportation Cabinet.
- (2) Whenever there is, over any railroad track, a bridge, tunnel or other obstruction at a height of less than seven (7) feet above the roof of the freight cars used or hauled on that railroad, the officers of the railroad shall erect and keep in repair at or near the bridge, tunnel or obstruction, and on each side thereof, a rod or beam placed across the track at such height and at such distance from the bridge, tunnel or obstruction as the cabinet directs, and from the rod or beam shall be suspended straps, ropes, or cords of such length as the cabinet determines, and not greater than six (6) inches apart, for a width of eight (8) feet, directly over the track.

**Effective:** December 1, 2000

**History:** Amended 2000 Ky. Acts ch. 417, sec. 13, effective December 1, 2000. -- Recodified 1942 Ky. Acts ch. 208, sec. 1, effective October 1, 1942, from Ky. Stat. sec. 776.

**Legislative Research Commission Note** (12/1/2000). The contingency on the effectiveness of this statute set by 2000 Ky. Acts ch. 417, sec. 18, was met, the voters of the Commonwealth having ratified at the general election on November 7, 2000, a constitutional amendment (see 2000 Ky. Acts ch. 399) abolishing the Railroad Commission.