

~~(E)~~ (5) "RAILROAD PROPERTY" MEANS THE MATERIAL, EQUIPMENT, AND PROPERTY USED ON OR IN CONNECTION WITH A RAILROAD, ~~ITS~~ RIGHT-OF-WAY, OR ~~ITS~~ YARD.

~~(F)~~ (6) "RIGHT-OF-WAY" MEANS THE TRACK OR ROADBED THAT IS:

~~(1)~~ (I) OWNED, LEASED, OR OPERATED BY A RAILROAD CARRIER;

~~(2)~~ (II) LOCATED ON EITHER SIDE OF THE TRACKS OF THE RAILROAD CARRIER; AND

~~(3)~~ (III) ~~(4)~~ 1. READILY RECOGNIZABLE TO A REASONABLE PERSON AS RAILROAD PROPERTY; OR

~~(4)~~ 2. REASONABLY IDENTIFIED AS RAILROAD PROPERTY BY FENCING OR APPROPRIATE SIGNS.

~~(G)~~ (7) "YARD" MEANS A SYSTEM OF PARALLEL TRACKS, CROSSOVERS, AND SWITCHES WHERE RAILROAD CARS ARE SWITCHED AND MADE UP INTO TRAINS VEHICLES ARE SWITCHED OR CONNECTED, AND WHERE RAILROAD CARS, LOCOMOTIVES, VEHICLES AND OTHER ROLLING STOCK ARE KEPT WHEN NOT IN USE OR WHEN AWAITING REPAIR.

5-910.

(B) THIS PART SECTION DOES NOT APPLY TO:

(1) A PASSENGER ON A ~~TRAIN~~ RAILROAD VEHICLE;

(2) AN INDIVIDUAL WHO ENTERS RAILROAD PROPERTY IN AN EMERGENCY TO:

(I) RESCUE FROM HARM ANOTHER INDIVIDUAL OR AN ANIMAL, INCLUDING LIVESTOCK, A PET, OR WILDLIFE; OR

(II) REMOVE AN OBJECT THAT THE INDIVIDUAL REASONABLY BELIEVES TO POSE AN IMMINENT THREAT TO LIFE OR LIMB;

(3) AN INDIVIDUAL ON THE STATION GROUNDS OR IN THE DEPOT OF A RAILROAD CARRIER AS A PASSENGER OR TO TRANSACT LAWFUL BUSINESS;

(4) A PERSON, A FAMILY MEMBER OR INVITEE OF A PERSON, OR AN EMPLOYEE OR INDEPENDENT CONTRACTOR OF A PERSON WHO ENTERS A RAILROAD RIGHT-OF-WAY TO OBTAIN ACCESS TO LAND THAT THE PERSON OWNS, LEASES, OR OPERATES AT A PRIVATE CROSSING APPROVED BY THE RAILROAD CARRIER;

(5) A PERSON HAVING PERMISSION OF THE RAILROAD CARRIER TO ENTER THE RAILROAD PROPERTY;

(6) A LAW ENFORCEMENT OFFICER, FIREFIGHTER, OR EMERGENCY RESPONSE PERSONNEL WHILE PERFORMING OFFICIAL DUTIES;