

HOUSE BILL NO. HB0104

Railroad safety.

Sponsored by: Representative(s) Blackburn, Blake, Clem, Duncan, Eklund, Flitner, Freeman, Hallinan, Hunt, Miller, Newsome, Pelkey, Styvar and Zwonitzer and Senator(s) Pappas, Rothfuss and Von Flatern

A BILL

for

1 AN ACT relating to railroads; requiring a train to be operated
2 by a crew of not less than two persons; specifying
3 applicability; providing a fine; and providing for an
4 effective date.

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6 *Be It Enacted by the Legislature of the State of Wyoming:*

7

8 **Section 1.** W.S. 37-9-506 is created to read:

9

10 **37-9-506. Railroad train crews.**

11

12 (a) No railroad train or light engine used in a class
13 one (1) railroad, as defined by the federal surface
14 transportation board, in connection with the movement of

1 freight shall be operated in this state unless the train has
2 a crew of at least two (2) individuals.

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4 (b) Any person who willfully violates subsection (a) of
5 this section shall be fined:

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7 (i) Not less than two hundred fifty dollars
8 (\$250.00) nor more than one thousand dollars (\$1,000.00) for
9 a first offense;

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11 (ii) Not less than one thousand dollars
12 (\$1,000.00) nor more than five thousand dollars (\$5,000.00)
13 for a second offense committed within three (3) years;

14

15 (iii) Not less than five thousand dollars
16 (\$5,000.00) nor more than ten thousand dollars (\$10,000.00)
17 for a third offense and subsequent offenses committed within
18 three (3) years.

19

20 (c) This section does not apply to:

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22 (i) A person who moves locomotives unattached to
23 railcars within a rail yard;

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2 (ii) An employee who is temporarily assigned to
3 work with train or yard crews consistent with 49 C.F.R. §
4 218.22.

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6 (d) As used in this section, "light engine" means a
7 locomotive that has no cars attached.

8

9 **Section 2.** This act is effective July 1, 2019.

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11

(END)