

MAINE STATE LEGISLATURE

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STATE OF MAINE
HOUSE OF REPRESENTATIVES (Filing No. H-67)
110TH LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 338, L.D. 377, Bill,
"AN ACT to Prescribe when a Caboose shall be Attached to a
Locomotive and Freight Cars."

Amend the bill by striking out everything after the enacting
clause $\left\langle \text{-----} \right\rangle$ and inserting in its
place the following:

'23 MRSA §4218, sub-~~§§~~2-A and 2-B are enacted to read:

2-A. Caboose required. Unless both labor and management
representatives agree otherwise in a signed negotiated
contract, no railroad corporation operating in the State
that has more than 25 employees may use or permit to be
used on a main track, for a distance in excess of one
mile in one direction, a locomotive with freight cars unless
a caboose is attached to the last car. At least one crew
member must be positioned in the caboose while moving to
observe conditions that can affect the safe operation of the
train.

Any person, firm or corporation violating any ^{provision} of this section
commits a civil violation for which a forfeiture of not more
than \$100 may be adjudged for each offense.

2-B. Exception. Caboose cars assigned in compliance with sub-§2-A may be separated from the train during switching operations even when the switching includes^a distance of one mile or more.'

Statement of Fact

The ^{amendment} / ensures, to some degree, the safety of the citizens who work or reside near railroads from being exposed to unnecessary risks by requiring a caboose be attached to the last car of most trains, and that a member of the crew shall be positioned in the caboose to observe the train for sticking brakes, hot journals, dragging equipment or other conditions that may result in a derailment.

This amendment provides an exception from the requirement of having a caboose when the train is involved in switching cars.

Reported by the Minority of the Committee on Transportation
Reproduced and distributed under the direction of the Clerk
of the House

3/2/81

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