

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

1 FIRST REGULAR SESSION  
2

3 ONE HUNDRED AND TWELFTH LEGISLATURE  
4

5 Legislative Document

No. 56

7 H.P. 50

House of Representatives, January 15, 1985

8 Reference to the Committee on Transportation suggested and ordered  
9 printed.

10 EDWIN H. PERT, Clerk

Presented by Representative Beaulieu of Portland.

11  
12 STATE OF MAINE  
13

14 IN THE YEAR OF OUR LORD  
15 NINETEEN HUNDRED AND EIGHTY-FIVE  
16

17 AN ACT to Prescribe when a Caboose is  
18 Required in Connection with Movements  
19 of Locomotives and Cars.  
20

21 Be it enacted by the People of the State of Maine as  
22 follows:

23 23 MRSA §4218, sub-§2-A is enacted to read:

24 2-A. Caboose required. Unless both management  
25 and the authorized labor organization agree otherwise  
26 in a signed negotiated contract, no railroad corpora-  
27 tion operating in the State that has more than 25 em-  
28 ployees may run or permit to be run over its tracks  
29 outside of yard limits any train in excess of 1,500  
30 feet in overall length, including locomotives, with-  
31 out having attached thereto, as the rear car, a prop-  
32 erly equipped and maintained caboose occupied when  
33 moving by a qualified train service conductor or  
34 brakeman. Within yard or terminal limits, a caboose  
35 shall also be required on yard-to-yard or transfer  
36 movements in excess of one mile.

1 A. Cabooses are not required on passenger trains  
2 and on freight trains in cases of emergency.

3 A defective car that cannot be entrained, except  
4 behind the caboose, may be the rear car from the  
5 point entrained, on line of road, to the first  
6 terminal where repairs can be made.

7 B. Any person, firm or corporation violative any  
8 of this subsection commits a civil violation for  
9 which a forfeiture of not more than \$100 may be  
10 adjudged for each offense. Each violation con-  
11 stitutes a separate offense.

12 STATEMENT OF FACT

13 The purpose of this bill is to ensure to some de-  
14 gree the safety of the citizens who work or reside  
15 near railroads from being exposed to unnecessary  
16 risks by requiring a caboose be attached to the last  
17 car of most trains and that a member of the crew  
18 shall be positioned in the caboose to observe the  
19 train for sticking brakes, hot journals, dragging  
20 equipment or other conditions that may result in a  
21 derailment.

22 0248121084