

# MAINE STATE LEGISLATURE

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# 127th MAINE LEGISLATURE

## FIRST REGULAR SESSION-2015

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Legislative Document

No. 439

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S.P. 168

In Senate, February 24, 2015

### **An Act To Prohibit Excessive Idling of Passenger Trains**

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Reference to the Committee on Transportation suggested and ordered printed.

A handwritten signature in cursive script, reading "Heather J.R. Priest".

HEATHER J.R. PRIEST  
Secretary of the Senate

Presented by Senator GERZOFKY of Cumberland.  
Cosponsored by Representative DION of Portland and  
Senators: COLLINS of York, DIAMOND of Cumberland, GRATWICK of Penobscot, LIBBY  
of Androscoggin, MASON of Androscoggin, MIRAMANT of Knox.

1 **Be it enacted by the People of the State of Maine as follows:**

2 **Sec. 1. 23 MRSA §5006** is enacted to read:

3 **§5006. Prolonged passenger train engine operation**

4 **1. Prolonged passenger train engine operation.** Beginning January 1, 2016,  
5 except for engine operation under subsection 2, a railroad company may not operate a  
6 passenger train engine while the passenger train is stopped for longer than 30 minutes.

7 **2. Exceptions.** This section does not apply to a passenger train engine that is:

8 A. Being repaired or serviced if the operation of the train engine is essential to the  
9 proper repair of the train engine; or

10 B. Engaged in the delivery or acceptance of merchandise or a passenger for which  
11 engine-assisted power is necessary and another means of power is unavailable.

12 **3. Penalty; enforcement.** A railroad company that violates this section commits a  
13 civil violation for which a fine of \$2,500 must be adjudged. The Attorney General may  
14 bring an action seeking injunctive relief to enforce the provisions of this section.

15 **SUMMARY**

16 This bill prohibits a passenger train engine from operating for more than 30 minutes  
17 while the train is stopped except for during repairs or servicing requiring the engine to be  
18 running or delivering or accepting merchandise or passengers requiring engine-assisted  
19 power and includes a fine of \$2,500 for a violation of these provisions.