

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)

STATE LAW LIBRARY

NINETY - EIGHTH LEGISLATURE

Legislative Document

No. 742

S. P. 283

In Senate, February 14, 1957.

Referred to the Committee on Labor. Sent down for concurrence and ordered printed.

CHESTER T. WINSLOW, Secretary

Presented by Senator Martin of Kennebec.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
FIFTY-SEVEN

**AN ACT Relating to Equipment of Rail Track Motorcars Used by Railroad
Transport Employees.**

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

Sec. 1. R. S., c. 46, § 78-A—78-C, additional. Chapter 46 of the Revised Statutes is hereby amended by adding thereto three new sections to be numbered 78-A to 78-C, inclusive, to read as follows:

'Sec. 78-A. Equipment of rail track motorcars for employees. It shall be unlawful for any owner or operator of a railroad, running through or within the boundaries of the State of Maine and engaged in the business of common carrier, to operate for or transport its employees in a motorcar which is not equipped with a reasonable substantial top for the protection of said employees from rain, snow, sleet and hail, and equipped with a transparent windshield sufficient in width and height to reasonably protect said employees, which windshield shall be of safety glass. Such car shall also be equipped with permanent electric headlamps of sufficient candlepower as to render visible at a distance of 300 feet in advance of such car under ordinary atmospheric conditions, any obstruction, landmark warning sign or grade crossing on such railroad. Said car shall also be equipped with 2 red electric lights on the rear thereof with sufficient candlepower as to be visible at a distance of 300 feet under ordinary atmospheric conditions. Any such car shall also be equipped with an electric windshield wiper that will remove rain, snow and sleet from windshield on such car while such car is moving, and said windshield shall be so devised that the driver of said car can start or stop said windshield wiper while he is driving the car.

Sec. 78-B. Penalty. Any owner or operator of a railroad, running through or within this State as a common carrier of persons or property, or both, for

compensation, who either operates for its employees, or who furnishes to its employees for their transportation to or from the place or places where they are required to labor, a rail track motorcar that has not been fully equipped as required by section 78-A, shall be fined not less than \$100 nor more than \$500, for each offense, and each day or part of a day it operates or furnishes each of such rail track motorcars not so equipped, to its employees for operation to or from the place or places where they are required to work, shall constitute a separate offense. Any common carrier that has not been able to equip its rail track motorcars as required by the provisions of section 78-A, on or before the effective date of sections 78-A and 78-B, can, by applying to the Public Utilities Commission, which is hereby authorized to, and upon good cause shown, grant by order, additional time to any owner or operator of a common carrier by railroad, in which to equip such cars, not to exceed one year from the effective date of sections 78-A and 78-B. When such an order has been granted by the Public Utilities Commission to such carrier, the provisions of sections 78-A and 78-B penalizing rail carriers who do not so equip their cars shall not be applicable to those carriers securing such an order for such additional time in which to so equip their cars during the period granted to them only by order of the Public Utilities Commission.

Sec. 78-C. Motorcars operated under direction of train dispatcher. No motorcar shall be operated in the State of Maine on any track at any time of day or night, unless clearance of track and free use of motorcar is so authorized under the direction of the train dispatcher.'

Sec. 2. R. S., c. 46, § 79, repealed. Section 79 of chapter 46 of the Revised Statutes is hereby repealed.