

# SENATE . . . . No. 125

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To accompany the petition of J. Austin Peckham, Harrison S. Richardson and Robert L. Lee for legislation to discontinue the operation of coal burning steam locomotives by railroads within a certain portion of the Commonwealth after the year nineteen hundred and fifty-five. Transportation.

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## The Commonwealth of Massachusetts

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In the Year One Thousand Nine Hundred and Forty-Six.

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AN ACT FORBIDDING AND PENALIZING THE OPERATION BY RAILROADS WITHIN A CERTAIN PORTION OF THE COMMONWEALTH, AFTER THE YEAR NINETEEN HUNDRED AND FIFTY-FIVE, OF COAL BURNING STEAM LOCOMOTIVES.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1 SECTION 1. Section one hundred and fifty-three of  
2 chapter one hundred and sixty of the General Laws,  
3 as appearing in the Tercentenary Edition, is hereby  
4 amended by adding at the end the following: — ; pro-  
5 vided, that, on and after January first, nineteen hun-  
6 dred and fifty-five, no railroad corporation may,  
7 within the territorial limits of any city or town any  
8 portion of the territorial limits of which is within  
9 fifteen miles of the state house, operate on its railroad  
10 a coal burning steam locomotive.

1 SECTION 2. Section one hundred and sixty of said  
2 chapter one hundred and sixty, as so appearing, is  
3 hereby amended by inserting after the word “sec-  
4 tions”, in the second line, the words:— one hundred  
5 and fifty-three, — so as to read as follows:— *Sec-*  
6 *tion 160.* A railroad corporation which violates any  
7 provision of sections one hundred and fifty-three, one  
8 hundred and fifty-five, one hundred and fifty-seven,  
9 one hundred and fifty-eight and one hundred and  
10 fifty-nine, shall forfeit one hundred dollars, to be  
11 recovered in an action of tort brought in the name  
12 and for the use of the commonwealth by the attorney  
13 general or the district attorney for the district where  
14 the offence was committed.