

SENATE . . . . No. 121.

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SENATE, Feb. 8, 1894.

[Introduced on leave by Senator CRONAN of Suffolk. Read and referred to committee on Railroads.]

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Commonwealth of Massachusetts.

In the Year One Thousand Eight Hundred and Ninety-four.

AN ACT

To provide for the Greater Safety of Railroad Employees.

*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. From and after the first day of October,  
2 eighteen hundred and ninety-four, it shall be unlawful  
3 for any railroad company operating its road by steam  
4 power to haul any freight cars, of the pattern or style  
5 known as box cars, over their road unless there be  
6 around the outer edge of the roof of said car, and extend-  
7 ing not less than eight inches above the roof, a guard or  
8 rail, securely fastened to the roof of said car, and of  
9 sufficient size and strength to hold the body of a man  
10 falling against the same, so as to prevent a brakeman or  
11 other person slipping on the roof of said car from rolling

12 off the same, nor unless the platform or runway above  
13 the roof of such car extends over the ends of said car to  
14 such a distance that when two cars are coupled together  
15 the space between the ends of said platform shall not be  
16 greater than ten inches.

1 SECT. 2. After October first, eighteen hundred and  
2 ninety-four, in any action brought by an employee to  
3 recover damages against a railroad company for injuries  
4 caused by falling from the roof of a box car, evidence  
5 that such car was not protected at the time of such  
6 accident, in the manner required by section one of this  
7 act, shall be conclusive evidence of negligence on the  
8 part of said railroad company.

1 SECT. 3. This act shall take effect upon its passage.



