

By Mr. Casey of Winchester, petition of Paul C. Casey, Joseph C. Sullivan and William C. Galvin for legislation to further regulate the operation of locomotives within the boundaries of the Commonwealth. Transportation.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Ninety-Five.

AN ACT RELATIVE TO THE OPERATION OF TRAINS WITHIN THE BOUNDARIES OF THE COMMONWEALTH.

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

1 Chapter 159 of the General Laws is hereby amended by
2 deleting Section 23 and replacing thereof with the following
3 sections:—

4 Section 23. The department is hereby authorized and directed
5 to promulgate regulations requiring all railroad corporations or
6 railway companies operating or causing to be operated loco-
7 tives within the boundaries of the Commonwealth, to implement
8 procedures whereby any specifications for safety equipment shall
9 be submitted to a committee of design engineers, and railroad
10 engineers selected by management and the duly authorized bar-
11 gaining agent, prior to the solicitation of bids or purchase of any
12 such safety equipment.

13 Section 23A. No railroad corporation or railway company shall
14 operate or cause to be operated within the boundaries of the
15 Commonwealth, during the hours between dusk and dawn, any
16 train with a defective headlight, or at any time, a train with a
17 defective signal whistle, or warning device; provided, further, that
18 in the event the headlight or signal whistle of any train being
19 operated within the Commonwealth shall malfunction or cease to
20 operate, said train may not be operated for a distance of more than
21 one hundred miles, nor at a speed in excess of twenty miles per
22 hour, until such time as the headlight or signal whistle shall be
23 replaced or restored to proper operation.

24 Section 23B. No railroad corporation or railway company shall
25 operate or cause to be operated, within the boundaries of the
26 Commonwealth, at any time during which the temperature is
27 twenty degrees fahrenheit or less, a train which exceeds four thou-
28 sand feet in length; and provided further, no such railroad corpora-
29 tion or railway company shall operate or cause to be operated
30 within the boundaries of the Commonwealth any train over fifty
31 car lengths, unless equipped with telemetry devices.

32 The department shall promulgate such rules and regulations as
33 may be necessary for the implementation and enforcement of the
34 provisions of this section.