

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1309 Session of
2013

INTRODUCED BY PETRARCA, KOTIK, MUNDY, V. BROWN, MAHONEY,
MARSHALL, COHEN AND WATSON, MAY 1, 2013

REFERRED TO COMMITTEE ON CONSUMER AFFAIRS, MAY 1, 2013

AN ACT

1 Amending Title 66 (Public Utilities) of the Pennsylvania
2 Consolidated Statutes, further providing for definitions; and
3 prohibiting railroads from operating railroad locomotives in
4 reverse in certain instances.

5 The General Assembly of the Commonwealth of Pennsylvania
6 hereby enacts as follows:

7 Section 1. Section 102 of Title 66 of the Pennsylvania
8 Consolidated Statutes is amended by adding definitions to read:

9 § 102. Definitions.

10 Subject to additional definitions contained in subsequent
11 provisions of this part which are applicable to specific
12 provisions of this part, the following words and phrases when
13 used in this part shall have, unless the context clearly
14 indicates otherwise, the meanings given to them in this section:

15 * * *

16 "Class I railroad." As classified under 49 CFR Pt. 1201
17 (relating to railroad companies).

18 "Class II railroad." As classified under 49 CFR Pt. 1201
19 (relating to railroad companies).

1 "Class III railroad." As classified under 49 CFR Pt. 1201
2 (relating to railroad companies).

3 * * *

4 Section 2. Title 66 is amended by adding a section to read:
5 § 2710. Operating railroad locomotives in reverse.

6 (a) General rule.--No Class I railroad operating in this
7 Commonwealth may operate a railroad locomotive in reverse or
8 backup position on any main line or secondary line unless one of
9 the following applies:

10 (1) When an emergency exists.

11 (2) While performing switching operations.

12 (3) Where the railroad locomotive is engaged in the
13 transportation of passengers.

14 (b) Penalty.--Any railroad that violates this section shall
15 be subject to a fine of \$1,000 for each violation.

16 (c) Regulation.--The commission shall promulgate the rules
17 and regulations necessary for the implementation of this
18 section.

19 (d) Enforcement.--The commission shall enforce this section
20 and may issue orders as may be proper to require compliance with
21 this section.

22 (e) Definitions.--As used in this section, the following
23 words and phrases shall have the meanings given to them in this
24 subsection:

25 "Operate a railroad locomotive in reverse or backup
26 position." To operate a railroad locomotive such that the
27 smokestack or diesel vent is in front of the operator when the
28 operator faces the track ahead.

29 Section 3. This act shall take effect in 60 days.