

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1932 Session of  
2009

INTRODUCED BY PETRARCA, BRENNAN, CREIGHTON, DALEY, DeLUCA,  
HARKINS, HENNESSEY, KOTIK, KULA, McGEEHAN, MUNDY, SIPTROTH,  
THOMAS AND YOUNGBLOOD, AUGUST 13, 2009

REFERRED TO COMMITTEE ON CONSUMER AFFAIRS, AUGUST 13, 2009

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 defined under 49 CFR Pt. 1201  
17 (relating to railroad companies).

18 "Class II railroad." As defined under 49 CFR Pt. 1201

1 (relating to railroad companies).

2 "Class III railroad." As defined under 49 CFR Pt. 1201

3 (relating to railroad companies).

4 \* \* \*

5 Section 2. Title 66 is amended by adding a section to read:

6 § 2710. Operating railroad locomotives in reverse.

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

11 (1) When an emergency exists.

12 (2) While performing switching operations.

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

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

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

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

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

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

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