

# HOUSE BILL 1138

C5

5lr2695

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By: **Delegates McCray, Barkley, Beidle, Brooks, Fraser-Hidalgo, Frush, Glenn,  
Lam, Lisanti, Stein, and Vaughn**

Introduced and read first time: February 19, 2015

Assigned to: Rules and Executive Nominations

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## A BILL ENTITLED

1 AN ACT concerning

2 **Railroad Company – Movement of Freight – Required Crew**

3 FOR the purpose of prohibiting a train or light engine used in connection with the  
4 movement of freight from operating in the State unless it has a certain number of  
5 crew members; providing for the application of this Act; establishing certain  
6 penalties; and generally relating to the crew for a train or light engine used in  
7 connection with the movement of freight.

8 BY adding to

9 Article – Public Utilities

10 Section 9–404

11 Annotated Code of Maryland

12 (2010 Replacement Volume and 2014 Supplement)

13 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

14 That the Laws of Maryland read as follows:

15 **Article – Public Utilities**

16 **9–404.**

17 **(A) THIS SECTION DOES NOT APPLY TO A TRAIN OR LIGHT ENGINE USED IN**  
18 **CONNECTION WITH THE MOVEMENT OF RAILROAD FREIGHT INVOLVING:**

19 **(1) HOSTLER SERVICE; OR**

20 **(2) UTILITY EMPLOYEES IN YARD SERVICE.**

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1           **(B) A TRAIN OR LIGHT ENGINE USED IN CONNECTION WITH THE MOVEMENT**  
2 **OF RAILROAD FREIGHT MAY NOT BE OPERATED IN THE STATE UNLESS THE TRAIN**  
3 **OR LIGHT ENGINE HAS A CREW OF AT LEAST TWO INDIVIDUALS.**

4           **(C) A PERSON WHO WILLFULLY VIOLATES THIS SECTION IS GUILTY OF A**  
5 **MISDEMEANOR AND ON CONVICTION IS SUBJECT TO:**

6                   **(1) FOR A FIRST OFFENSE, A FINE OF \$500; AND**

7                   **(2) FOR A SECOND OFFENSE AND ANY SUBSEQUENT OFFENSE**  
8 **COMMITTED WITHIN A PERIOD OF 3 YEARS OF THE SECOND OFFENSE, A FINE OF**  
9 **\$1,000 FOR EACH OFFENSE.**

10           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
11 October 1, 2015.