

HOUSE FLOOR AMENDMENT

Second Reading

BY REPRESENTATIVE Mabrey

1 Amend the Transportation, Housing, and Local Government Committee
2 Report, dated February 28, 2024, page 1, strike line 16 and substitute:

3 "Page 13 of the printed bill, strike lines 18 through 26 and substitute:

4 "(4) (a) EXCEPT FOR TRAINS OR EQUIPMENT STOPPED DUE TO
5 MECHANICAL FAILURE WHERE SEPARATION OR MOVEMENT IS NOT
6 POSSIBLE, ANY TRAIN OR EQUIPMENT OPERATING ON A MAIN LINE OR
7 SIDING IN THE STATE SHALL BE OPERATED IN SUCH A MANNER AS TO
8 MINIMIZE OBSTRUCTION OF EMERGENCY VEHICLES AT HIGHWAY-RAIL
9 CROSSINGS. WHERE SUCH OBSTRUCTION OCCURS AND THE TRAIN CREW IS
10 AWARE OF THE OBSTRUCTION, THE TRAIN CREW SHALL IMMEDIATELY TAKE
11 ANY ACTION, CONSISTENT WITH SAFE OPERATING PROCEDURES,
12 NECESSARY TO CLEAR THE HIGHWAY-RAIL CROSSING.

13 (b) UPON THE APPROACH OF AN EMERGENCY VEHICLE, IF THE
14 EMERGENCY VEHICLE GIVES WARNING OF ITS APPROACH BY THE SOUNDING
15 OF SIRENS, FLASHING OF LIGHTS, WAVING OF A FLAG, OR ANY OTHER
16 WARNING SUFFICIENT TO ATTRACT ATTENTION TO THE EMERGENCY
17 VEHICLE, THE TRAIN CREW SHALL SEPARATE THE TRAIN OR EQUIPMENT
18 AND CLEAR THE CROSSING WITH ALL POSSIBLE DISPATCH TO PERMIT THE
19 EMERGENCY VEHICLE TO PASS.

20 (c) AS USED IN THIS SUBSECTION (4), "EMERGENCY VEHICLE"
21 MEANS:

22 (I) AN AMBULANCE OPERATED BY A PUBLIC AUTHORITY OR BY A
23 PRIVATE PERSON;

24 (II) A FIRE ENGINE;

25 (III) A VEHICLE OPERATED BY A POWER COMPANY, ELECTRIC
26 COMPANY, OR OTHER PUBLIC UTILITY;

27 (IV) A VEHICLE USED FOR EMERGENCY PURPOSES BY THE FEDERAL
28 GOVERNMENT OF THE UNITED STATES; OR

29 (V) ANY OTHER VEHICLE THAT IS BEING OPERATED FOR THE
30 PURPOSE OF SAVING LIFE OR PROPERTY OR RESPONDING TO ANY PUBLIC
31 PERIL."."

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