

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

House BILL NO. *242*

INTRODUCED BY *Edward Mular* *Readinger* *W. Booth*

A BILL FOR AN ACT ENTITLED: "AN ACT RELATING TO SIZE AND EQUIPMENT OF CABOOSES; ESTABLISHING MINIMUM SAFETY; AMENDING SECTION 72-622, R.C.M. 1947."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 72-622, R.C.M. 1947, is amended to read as follows:

"72-622. Size and equipment of caboose -- failures. ~~It shall be unlawful for any person, corporation, or company operating any railroad or railway in this state, to require or permit the use of any caboose cars, unless said caboose cars.~~ (1) Caboozes shall be at least twenty-four (24) feet in length, exclusive of platforms, and shall be provided with a door in each end thereof, and with suitable water closets, cupolas, or bay windows, platforms, guard rails, grabirons, and steps for the safety of persons in alighting or getting on said caboose cars, and said caboose cars shall be equipped with at least two four-wheel trucks caboozes. Caboozes shall be of metal frame construction and be sufficiently insulated to eliminate track and other related noise above eighty-five (85) decibels in any octave in the speech range. Other requirements for caboozes are:

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

(a) The trucks shall provide riding qualities at least equal to those of freight type trucks modified with elliptical or additional coil springs or other means of equal or greater efficiency and shall have at least two (2) four-wheel trucks with standard steel wheels or their equivalent. Draft gears shall have a minimum travel of two and one-half (2 1/2) inches and a minimum capacity of eighteen thousand (18,000) foot pounds, and shall comply with association of american railroad standard M-901 or its equivalent.

(b) Electric lighting of at least forty (40) foot candles shall be provided for direct illumination of the caboose desk, reading areas and lavatory facilities. The caboose marker, or markers, shall be either reflectorized or capable of illumination when required.

(c) Only glass of the safety glass type shall be used in partitions, doors, windows or wind deflectors.

(d) All seats and seat backs shall conform to the safety standards designed by the U.S. department of transportation in its "Federal Motor Vehicle Safety Standards," Motor Vehicle Safety Standard No. 201. All edges and protrusions on seats and seat backs shall be rounded to prevent injury to employees.

(2) Where a failure occurs in required equipment or standards of maintenance after a caboose has commenced to

1 move in service, the failure shall be reported in accordance
2 with subsection (3) of this section. The railroad operating
3 that caboose is not in violation of this act if the failure
4 of equipment or standards of maintenance is corrected at the
5 first point maintenance supplies are available, or in the
6 case of repairs, the first point materials and repair
7 facilities are available and repairs can reasonably be made.
8 If, in any particular case, temporary exemption from any
9 requirements of this act is considered necessary by a
10 carrier concerned, the public service commission may
11 consider the application of that carrier for temporary
12 exemption and may grant an exemption when the application is
13 accompanied by a full statement of the conditions existing
14 and the reason for the exemption. Any exemption so granted
15 will be limited to the particular case, and will be limited
16 to a stated period of time.

17 (3) A register for the reporting of failures of the
18 required equipment or standards of maintenance shall be
19 maintained on all cabooses, and provisions for maintaining a
20 record of reported failures for not less than the previous
21 eighty (80) day period shall be established.

22 (4) The provisions of this act apply to all cabooses,
23 except those used exclusively in yard service."

-End-

Approved by Committee
on Labor & Employment
Relations

1 HOUSE BILL NO. 242

2 INTRODUCED BY BRAND, MULAR, DASSINGER,

3 JACK MOORE, HUBING, W. BAETH

4
5 A BILL FOR AN ACT ENTITLED: "AN ACT RELATING TO SIZE AND
6 EQUIPMENT OF CABOOSSES; ESTABLISHING MINIMUM SAFETY; AMENDING
7 SECTION 72-622, R.C.M. 1947; AND PROVIDING FOR AN EFFECTIVE
8 DATE."

9
10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

11 Section 1. Section 72-622, R.C.M. 1947, is amended to
12 read as follows:

13 "72-622. Size and equipment of caboose -- failures.
14 ~~It shall be unlawful for any person, corporation, or company~~
15 ~~operating any railroad or railway in this state, to require~~
16 ~~or permit the use of any caboose cars, unless said caboose~~
17 ~~cars, (1) Cabooes shall be at least twenty-four (24) feet~~
18 in length, exclusive of platforms, and shall be provided
19 with a door in each end ~~thereof~~, and with ~~suitable--water~~
20 ~~elements~~, cupolas, or bay windows, platforms, guard rails,
21 grabirons, and steps for the safety of persons in alighting
22 or getting on ~~said caboose cars, and said caboose cars shall~~
23 ~~be equipped with at least two four-wheel trucks~~ cabooes.
24 Cabooes shall be of metal frame construction and be
25 sufficiently insulated to eliminate track and other related

1 noise above eighty-five (85) decibels in any octave in the
2 speech range. Other requirements for cabooses are:

3 (a) The trucks shall provide riding qualities at least
4 equal to those of freight type trucks modified with
5 elliptical or additional coil springs or other means of
6 equal or greater efficiency and shall have at least two (2)
7 four-wheel trucks with standard steel wheels or their
8 equivalent. Draft gears shall have a minimum travel of two
9 and one-half (2 1/2) inches and a minimum capacity of
10 eighteen thousand (18,000) foot pounds, and shall comply
11 with association of american railroad standard M-901 or its
12 equivalent.

13 (b) Electric lighting of at least forty (40) foot
14 candles shall be provided for direct illumination of the
15 caboose desk, reading areas and lavatory facilities. The
16 caboose marker, or markers, shall be either reflectorized or
17 capable of illumination when required.

18 (c) Only glass of the safety glass type shall be used
19 in partitions, doors, windows or wind deflectors.

20 (d) All seats and seat backs shall conform to the
21 safety standards designed by the U.S. department of
22 transportation in its "Federal Motor Vehicle Safety
23 Standards," Motor Vehicle Safety Standard No. 201. All
24 edges and protrusions on seats and seat backs shall be
25 rounded to prevent injury to employees.

1 (2) Where a failure occurs in required equipment or
 2 standards of maintenance after a caboose has commenced to
 3 move in service, the failure shall be reported in accordance
 4 with subsection (3) of this section. The railroad operating
 5 that caboose is not in violation of this act if the failure
 6 of equipment or standards of maintenance is corrected at the
 7 first point maintenance supplies are available, or in the
 8 case of repairs, the first point materials and repair
 9 facilities are available and repairs can reasonably be made.
 10 If, in any particular case, temporary exemption from any
 11 requirements of this act is considered necessary by a
 12 carrier concerned, the public service commission may
 13 consider the application of that carrier for temporary
 14 exemption and may grant an exemption when the application is
 15 accompanied by a full statement of the conditions existing
 16 and the reason for the exemption. Any exemption so granted
 17 will be limited to the particular case, and will be limited
 18 to a stated period of time.

19 (3) A register for the reporting of failures of the
 20 required equipment or standards of maintenance shall be
 21 maintained on all cabooses, and provisions for maintaining a
 22 record of reported failures for not less than the previous
 23 eighty (80) day period shall be established.

24 (4) The provisions of this act apply to all cabooses,
 25 except those used exclusively in yard service."

1 SECTION 2. COMPLIANCE WITH THE PROVISIONS OF THIS ACT
 2 SHALL BE COMPLETED WITHIN FIVE (5) YEARS OF ITS PASSAGE AND
 3 APPROVAL.

-End-

1 HOUSE BILL NO. 242

2 INTRODUCED BY BRAND, MULAR, DASSINGER,

3 JACK MOORE, HUBING, W. BAETH

4
5 A BILL FOR AN ACT ENTITLED: "AN ACT RELATING TO SIZE AND
6 EQUIPMENT OF CABOOSES; ESTABLISHING MINIMUM SAFETY; AMENDING
7 SECTION 72-622, R.C.M. 1947; AND PROVIDING FOR AN EFFECTIVE
8 DATE."

9
10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:11 Section 1. Section 72-622, R.C.M. 1947, is amended to
12 read as follows:

13 "72-622. Size and equipment of caboose -- failures.
14 ~~It shall be unlawful for any person, corporation, or company~~
15 ~~operating any railroad or railway in this state, to require~~
16 ~~or permit the use of any caboose cars, unless said caboose~~
17 ~~cars.~~ (1) Cabooes shall be at least twenty-four (24) feet
18 in length, exclusive of platforms, and shall be provided
19 with a door in each end thereof, and with suitable--water
20 closets, cupolas, or bay windows, platforms, guard rails,
21 grabirons, and steps for the safety of persons in alighting
22 or getting on ~~said caboose cars, and said caboose cars shall~~
23 ~~be equipped with at least two four-wheel trucks~~ cabooes.
24 Cabooes shall be of metal frame construction and be
25 sufficiently insulated to eliminate track and other related

1 noise above eighty-five (85) decibels in any octave in the
2 speech range. Other requirements for cabooses are:

3 (a) The trucks shall provide riding qualities at least
4 equal to those of freight type trucks modified with
5 elliptical or additional coil springs or other means of
6 equal or greater efficiency and shall have at least two (2)
7 four-wheel trucks with standard steel wheels or their
8 equivalent. Draft gears shall have a minimum travel of two
9 and one-half (2 1/2) inches and a minimum capacity of
10 eighteen thousand (18,000) foot pounds, and shall comply
11 with association of american railroad standard M-901 or its
12 equivalent.

13 (b) Electric lighting of at least forty (40) foot
14 candles shall be provided for direct illumination of the
15 caboose desk, reading areas and lavatory facilities. The
16 caboose marker, or markers, shall be either reflectorized or
17 capable of illumination when required.

18 (c) Only glass of the safety glass type shall be used
19 in partitions, doors, windows or wind deflectors.

20 (d) All seats and seat backs shall conform to the
21 safety standards designed by the U.S. department of
22 transportation in its "Federal Motor Vehicle Safety
23 Standards," Motor Vehicle Safety Standard No. 201. All
24 edges and protrusions on seats and seat backs shall be
25 rounded to prevent injury to employees.

1 (2) Where a failure occurs in required equipment or
 2 standards of maintenance after a caboose has commenced to
 3 move in service, the failure shall be reported in accordance
 4 with subsection (3) of this section. The railroad operating
 5 that caboose is not in violation of this act if the failure
 6 of equipment or standards of maintenance is corrected at the
 7 first point maintenance supplies are available, or in the
 8 case of repairs, the first point materials and repair
 9 facilities are available and repairs can reasonably be made.
 10 If, in any particular case, temporary exemption from any
 11 requirements of this act is considered necessary by a
 12 carrier concerned, the public service commission may
 13 consider the application of that carrier for temporary
 14 exemption and may grant an exemption when the application is
 15 accompanied by a full statement of the conditions existing
 16 and the reason for the exemption. Any exemption so granted
 17 will be limited to the particular case, and will be limited
 18 to a stated period of time.

19 (3) A register for the reporting of failures of the
 20 required equipment or standards of maintenance shall be
 21 maintained on all cabooses, and provisions for maintaining a
 22 record of reported failures for not less than the previous
 23 eighty (80) day period shall be established.

24 (4) The provisions of this act apply to all cabooses,
 25 except those used exclusively in yard service."

1 SECTION 2. COMPLIANCE WITH THE PROVISIONS OF THIS ACT
 2 SHALL BE COMPLETED WITHIN FIVE (5) YEARS OF ITS PASSAGE AND
 3 APPROVAL.

-End-

HOUSE BILL NO. 242

INTRODUCED BY BRAND, MULAR, DASSINGER,

JACK MOORE, HUBING, W. BAETH

A BILL FOR AN ACT ENTITLED: "AN ACT RELATING TO SIZE AND EQUIPMENT OF CABOOSES; ESTABLISHING MINIMUM SAFETY; AMENDING SECTION 72-622, R.C.M. 1947; AND PROVIDING FOR AN EFFECTIVE DATE."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 72-622, R.C.M. 1947, is amended to read as follows:

"72-622. Size and equipment of caboose -- failures. ~~It shall be unlawful for any person, corporation, or company operating any railroad or railway in this state, to require or permit the use of any caboose cars, unless said caboose cars, (1) Cabooes shall be at least twenty-four (24) feet in length, exclusive of platforms, and shall be provided with a door in each end thereof, and with suitable water closets, cupolas, or bay windows, platforms, guard rails, grabirons, and steps for the safety of persons in alighting or getting on said caboose cars, and said caboose cars shall be equipped with at least two four-wheel tracks~~ cabooes. Cabooes shall be of metal frame construction and be sufficiently insulated to eliminate track and other related

noise above eighty-five (85) decibels in any octave in the speech range. Other requirements for cabooes are:

(a) The trucks shall provide riding qualities at least equal to those of freight type trucks modified with elliptical or additional coil springs or other means of equal or greater efficiency and shall have at least two (2) four-wheel trucks with standard steel wheels or their equivalent. Draft gears shall have a minimum travel of two and one-half (2 1/2) inches and a minimum capacity of eighteen thousand (18,000) foot pounds, and shall comply with association of american railroad standard M-901 or its equivalent.

(b) Electric lighting of at least forty (40) foot candles shall be provided for direct illumination of the caboose deck, reading areas and lavatory facilities. The caboose marker, or markers, shall be either reflectorized or capable of illumination when required.

(c) Only glass of the safety glass type shall be used in partitions, doors, windows or wind deflectors.

(d) All seats and seat backs shall conform to the safety standards designed by the U.S. department of transportation in its "Federal Motor Vehicle Safety Standards," Motor Vehicle Safety Standard No. 201. All edges and protrusions on seats and seat backs shall be rounded to prevent injury to employees.

1 (2) Where a failure occurs in required equipment or
 2 standards of maintenance after a caboose has commenced to
 3 move in service, the failure shall be reported in accordance
 4 with subsection (3) of this section. The railroad operating
 5 that caboose is not in violation of this act if the failure
 6 of equipment or standards of maintenance is corrected at the
 7 first point maintenance supplies are available, or in the
 8 case of repairs, the first point materials and repair
 9 facilities are available and repairs can reasonably be made.
 10 If, in any particular case, temporary exemption from any
 11 requirements of this act is considered necessary by a
 12 carrier concerned, the public service commission may
 13 consider the application of that carrier for temporary
 14 exemption and may grant an exemption when the application is
 15 accompanied by a full statement of the conditions existing
 16 and the reason for the exemption. Any exemption so granted
 17 will be limited to the particular case, and will be limited
 18 to a stated period of time.

19 (3) A register for the reporting of failures of the
 20 required equipment or standards of maintenance shall be
 21 maintained on all cabooses, and provisions for maintaining a
 22 record of reported failures for not less than the previous
 23 eighty (80) day period shall be established.

24 (4) The provisions of this act apply to all cabooses,
 25 except those used exclusively in yard service."

1 SECTION 2. COMPLIANCE WITH THE PROVISIONS OF THIS ACT
 2 SHALL BE COMPLETED WITHIN FIVE (5) YEARS OF ITS PASSAGE AND
 3 APPROVAL.

-End-