

## Chapter Ind 226

## RAILROAD EMPLOYEES WELFARE FACILITIES

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**Ind 226.01 Scope.** The provisions of this code shall apply to all headquarters buildings and mobile camps where bridge and building employes, maintenance of way employes, signalmen, track welders, and crossing watchmen report for duty and are relieved from duty, and shall apply to the above named employes of railroad companies. Any railroad company affected by or interested in this code, being of the opinion that the application or enforcement of this code, or any part thereof, at any particular place is unjust or unreasonable, may apply to the department of industry, labor and human relations for relief therefrom, and the department may by written order relieve said railroad company from the application of this code, or any part thereof, at such place, or modify the same in such manner and to such extent as shall be just and reasonable.

**History:** Cr. Register, July, 1959, No. 43, eff. 8-1-59; am. Register, September, 1969, No. 165, eff. 10-1-69; renum. from 26.01, Register, December, 1978, No. 276, eff. 1-1-79.

**Ind 226.02 General.** In every headquarters building and mobile camp in this state, where the employes report for and are relieved from duty, the railroad company shall provide the shelter facilities and sanitary and welfare facilities hereinafter specified for the use of the employes. An existing building or mobile camp or a part thereof, may be utilized, if conveniently located and if suitable or can be made suitable for this purpose. The building or mobile camp shall be of sufficient size and so arranged as to accommodate the maximum number of employes on any one shift of 8 hours.

**History:** Cr. Register, July, 1959, No. 43, eff. 8-1-59; renum. from 26.02, Register, December, 1978, No. 276, eff. 1-1-79.

**Ind 226.03 Definitions.** (1) Bridge and building employes include employes used in the construction and maintenance of bridges and buildings.

(2) Maintenance of way employes include employes used in the construction and maintenance of track, roadbed and right of way.

(3) Signalmen include employes used in the construction and maintenance of automatic signals, interlocking plants, highway crossing protection, centralized traffic control, automatic train stop, and other similar signal equipment.

(4) Crossing watchmen include employes used in the flagging of public highway crossings or in the actual operation of manually controlled gates, public highway crossing signals, or such other appurtenances having to do with the protection of such crossings.

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(5) Track welders include employes used in welding, railend hardening, and similar welding operations when done by maintenance of way employes.

(6) Headquarters building means the shelter facilities maintained for or made available to bridge and building employes, maintenance of way employes, signalmen and track welders at points where such employes report for duty or are relieved from duty.

(7) Mobile camps mean those facilities of sanitation or shelter for bridge and building employes, maintenance of way employes, signalmen and track welders, when such facilities are maintained at railroad camps of a permanent or seasonal nature, or are located in mobile camp cars or highway trailers when they are used for housing bridge and building employes, maintenance of way employes, signalmen and track welders.

(8) Highway crossing shanty means a building at which public highway crossing watchmen are regularly stationed in performance of their duties.

**History:** Cr. Register, July, 1959, No. 43, eff. 8-1-59; renum. from 26.03, Register, December, 1978, No. 276, eff. 1-1-79.

**Ind 226.04 Shelter facilities.** (1) Shelter facilities for headquarters buildings and mobile camps shall be constructed as follows:

(1) Sealed and protected against weather, roofs to be leakproof and doors and windows so constructed as to keep out rain and snow.

(2) Floors of suitable material.

(3) Adequate heating equipment and ventilation.

(4) Screens and storms for doors and windows where practicable.

(5) Adequate lighting with electric lights where practicable.

**History:** Cr. Register, July, 1959, No. 43, eff. 8-1-59; renum. from 26.04, Register, December, 1978, No. 276, eff. 1-1-79.

**Ind 226.05 Sanitary facilities.** Sanitary facilities for headquarters buildings and mobile camps shall be furnished with the following:

(1) Sanitary drinking water fountains, or sanitary containers for drinking water with faucets, and individual cups.

(2) At headquarters buildings where running water and sanitary sewerage facilities are reasonably available, flush toilets and washing facilities.

(3) An outside toilet furnished and maintained in accordance with the provisions of section Ind 26.06 [226.06].

(4) Hot water at locations where furnished to other employes.

(5) The provisions of section Ind 26.05 [226.05] shall not be applicable where toilets and washing facilities are otherwise made reasonably available.

(6) In mobile camps, hot and cold running water, sufficient bathing facilities with one shower stall for every 10 persons, and one washbowl for every 5 persons, and sufficient water storage for employes' needs.

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(7) In mobile camps, camp men or janitors in all gangs over 25 men for the purpose of keeping the camp and grounds clean and sanitary.

(8) Camp inspection by supervisor to see that camps are kept in sanitary condition.

**History:** Cr. Register, July, 1959, No. 43, eff. 8-1-59; renum. from 26.05, Register, December, 1978, No. 276, eff. 1-1-79.

**Ind 226.06 Construction and maintenance of outside toilets when used by employes.** (1) The department may, after proper investigation, hearing and order in the matter, permit the installation and maintenance of outside toilet facilities where it is found otherwise impracticable to install inside toilets and urinal facilities.

(2) Where outside toilets are installed and maintained in accordance with Ind 26.06 (1), [226.06 (1)] they shall be located on ground that is well drained and where there is no possibility of contaminating any drinking water supply.

(3) Suitable approach, such as concrete, gravel, or cinder walk shall be provided.

(4) All windows, ventilators and other openings, except doors, shall be screened to prevent the entrance of insects. A separate ventilator duct, with hood, shall be provided for the vault and shall extend above the roof.

(5) The entire installation shall be kept clean and sanitary. Milk of lime (freshly slaked lime) or other equally effective disinfectant shall be used in the vault and in the urinal trough in sufficient quantities and at frequent intervals. The floor, seats, and urinals shall be scrubbed as often as necessary.

**History:** Cr. Register, July, 1959, No. 43, eff. 8-1-59; am. (1), Register, September, 1969, No. 165, eff. 10-1-69; renum. from 26.06, Register, December, 1978, No. 276, eff. 1-1-79.

**Ind 226.07 Welfare facilities.** Welfare facilities for headquarters buildings and mobile camps shall be provided as follows:

(1) A sufficient number of suitable non-wooden lockers, where lockers are not now provided, the dimensions of which shall be not less than 72 inches high, 16 inches wide, and 21 inches deep, said lockers to be equipped on the inside with a top shelf and not less than one clothes hook on each side, a hanger bar, and sufficient openings in the door for purposes of ventilation. Where larger lockers are deemed necessary, they shall be provided as agreed to between the railroad company and its employes. Where adequate built-in closets, lockers, or wardrobes are provided, they shall be deemed to be in compliance with section Ind 26.07 (1) [226.07 (1)].

(2) Suitable fire extinguishers.

(3) Acetylene tanks and gasoline shall not be stored in the same unit used by employes as living quarters.

(4) Adequate medical and first aid material.

(5) Adequate space, separate if practical, from tools, materials and toilets in which to change clothing.

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(6) In mobile camps, where kitchen cars are furnished, adequate kitchen facilities maintained in a clean and sanitary condition, including exhaust fans, adequate refrigeration, and food storage facilities, serviceable stoves, metal receptacles with tight covers for garbage, and adequate facilities to wash and rinse dishes and cooking utensils. Kitchen car floors shall be scrubbed at least once each week.

(7) In mobile camps, where sleeping quarters are furnished, suitable metal cots or bunks with mattresses. Sleeping quarters shall be maintained in a clean condition, adequately ventilated, separated from kitchen and dining quarters, and shall have not less than 400 cubic feet of air space per person, except where forced electrical or mechanical ventilation is provided, in which case there shall be 250 cubic feet of air space per person.

**History:** Cr. Register, July, 1959, No. 43, eff. 8-1-59; renum. from 26.07, Register, December, 1978, No. 276, eff. 1-1-79.

**Ind 226.08 Highway crossing shanty.** Adequate shelter shall be furnished for crossing watchmen. The shelter shall be properly sealed, protected against cold, and shall be heated. Also, if it is practicable in the judgment of the department, sanitary facilities shall be furnished or made available as the department may require after hearing or as the railroad and its employees may agree.

**History:** Cr. Register, July, 1959, No. 43, eff. 8-1-59; am. Register, September, 1969, No. 166, eff. 10-1-69; renum. from 26.08, Register, December, 1978, No. 276, eff. 1-1-79.

**Ind 226.09 Agreement on facilities.** Shelter and sanitary facilities which have been constructed and are presently being maintained in accordance with an agreement heretofore entered into between the parties in interest, and agreed to or ordered by the department or appropriate federal authority, shall be deemed complete compliance with the provisions of this code until such time as a specific complaint is filed with the department claiming that because of changes made in the use of the facilities, such facilities are inadequate. Nothing herein shall be construed to abrogate or limit any agreement now in effect between the interested parties which provides for better or more adequate facilities or to prevent the negotiations of such an agreement in the future.

**History:** Cr. Register, July, 1959, No. 43, eff. 8-1-59; am. Register, September, 1969, No. 166, eff. 10-1-69; renum. from 26.09, Register, December, 1978, No. 276, eff. 1-1-79.

**Ind 226.10 Complaints; compliance.** In the absence of specific complaints present facilities shall be deemed adequate. If a complaint is filed in respect to such facilities, and the department finds the same inadequate, the railroad company involved shall have a reasonable time in which to complete the work required to comply with the department orders in the light of the then existing circumstances.

**History:** Cr. Register, July, 1959, No. 43, eff. 8-1-59; am. Register, September, 1969, No. 166, eff. 10-1-69; renum. from 26.10, Register, December, 1978, No. 276, eff. 1-1-79.

**Ind 226.11 Department orders.** If any dispute or disagreement arises between any employe and any employer as to the intent, meaning, or interpretation of any or all of this code, the department reserves the right to set a hearing thereon and to issue an appropriate order or orders to effectuate and carry out the intent and purpose of this code.

**History:** Cr. Register, July, 1959, No. 43, eff. 8-1-59; am. Register, September, 1969, No. 166, eff. 10-1-69; renum. from 26.11, Register, December, 1978, No. 276, eff. 1-1-79.