

1977 Assembly Bill 214

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CHAPTER 155, Laws of 1977

AN ACT to repeal 192.265; to amend 192.55 (7); and to create 192.15 of the statutes, relating to establishing minimum safety, health and comfort requirements for railroad engines and providing a penalty.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. 192.15 of the statutes is created to read:

192.15 Engine equipment. (1) This section shall apply to all engines or locomotives used in operating a railroad.

(2) For purposes of this section:

(a) "Cab" means the crew compartment of the engine.

(b) "Control unit" means the unit which controls the movement of multiple units.

(c) "Engine" means a locomotive or a unit propelled by any form of energy, or a combination of such units operated from a single control, used in train or yard service.

(d) "Initial terminal" means the terminal within the state from which an engine is dispatched and at which maintenance supplies are available or at which regular maintenance forces are available to repair defective equipment.

(e) "Railroad" means a railroad operated as a common carrier in this state.

(3) Cabs shall be sufficiently insulated to reduce noise in the cab in accordance with federal regulations.

(4) Cabs shall be provided with at least 2 doors for exiting in 2 different directions. Exterior platforms shall be equipped with appropriate hand or guard rails. All ladders and steps shall be equipped with grab irons for the safety of persons getting on and off.

(5) Wherever glass and glazing materials are used on exterior engine doors or windows they shall be in compliance with federal regulations.

(6) Cab doors and windows shall be weatherstripped to prevent drafts and noxious odors from entering the cab. Cabs shall be heated to maintain a minimum temperature of 50° Fahrenheit and shall be insulated to retain heat. Heaters shall be in proper working order whenever the engine is in use.

(7) Cabs shall be supplied with a drinking cup dispenser with a supply of cups. At least one gallon of sanitary water from a water cooler or sealed containers of water from a refrigerated cooler shall be in the cab at the time of departure from the initial terminal.

(8) Each cab used in train service more than 25 miles from an initial terminal shall be equipped with a suitable retention toilet facility. If locomotives are operated in multiple units only the control unit needs to comply with the toilet facility requirement. All toilet facilities shall be sanitary and operational when placed in service at the initial terminal.

(9) Each cab shall be in a clean and sanitary condition when placed in service.

(10) A cab used in train service shall be equipped with a speedometer functioning accurately within 3 miles per hour. If locomotives are operated in multiple units only the control unit needs to comply with the speedometer requirement.

(11) Engines shall be equipped with whistles or horns mounted to face the direction in which the engine is moving and placed to emit a warning sound at a sound level which accords with established practices to warn employees and the public of the engine's approach.

(12) All cabs shall be equipped with at least one portable foam, dry chemical or carbon dioxide type fire extinguisher with a minimum capacity of 1-1/4 gallon or 5 pounds. The extinguisher shall be placed in a readily accessible location and shall be effectively maintained.

(13) If a failure of required equipment or standards of maintenance, as set forth under this section, occurs after an engine has commenced a trip or tour of duty in service, it shall be corrected at the first point at which maintenance supplies are available, or, in case of repairs, prior to the next assignment.

(14) If in any particular case, any exemption from any requirement of this section is deemed necessary by a carrier, the commission shall consider the application of the carrier for exemption and may grant the exemption when accompanied by a full statement of the conditions existing and the reasons for the exemption. Any exemption so granted shall be limited to the particular case specified and shall be limited to a stated period of time.

(15) Compliance with this section shall be accomplished within 5 years of the effective date of this act (1977). The requirements stated in this section shall be deemed complied with by equipment or standards or maintenance equal or superior to those prescribed in this section.

SECTION 2. 192.265 of the statutes, as affected by chapter 29, laws of 1977, is repealed.

SECTION 3. 192.55 (7) of the statutes is amended to read:

192.55 (7) Any railroad which violates s. 192.14 or 192.15 shall forfeit to the state \$100 for each violation and each day that ~~such~~ the violation continues shall be deemed a separate offense.
