

SENATE COMMITTEE OF REFERENCE AMENDMENT

Committee on Transportation & Energy.

HB24-1030 be amended as follows:

- 1 Amend proposed committee amendment (HB1030\_L.031), page 1, strike
- 2 lines 5 to 7 and substitute:
- 3 "(2) "CLASS I RAILROAD" HAS THE MEANING SET FORTH IN 49".
- 4 Page 1 of the amendment, after line 9 insert:
- 5 "Page 8 of the bill, after line 23, insert:
- 6 "(5) "COMMUNITY RAIL SAFETY ADVISORY COMMITTEE" MEANS
- 7 THE COMMUNITY RAIL SAFETY ADVISORY COMMITTEE" CREATED IN
- 8 SECTION 40-20-313.".
- 9 Renumber succeeding subsections accordingly.".
- 10 Page 1 of the amendment, after line 16 insert:
- 11 "Page 11 of the bill, after line 8 insert:
- 12 "(20) "RAIL INDUSTRY SAFETY ADVISORY COMMITTEE" MEANS THE
- 13 RAIL INDUSTRY SAFETY ADVISORY COMMITTEE CREATED IN SECTION
- 14 40-20-314.".
- 15 Renumber succeeding subsections accordingly.
- 16 Page 4 of the amendment, line 16, after "THE" insert "COMMUNITY RAIL
- 17 SAFETY ADVISORY COMMITTEE AND THE RAIL INDUSTRY SAFETY".
- 18 Page 5 of the amendment, line 14, strike ""40-20-311." and substitute
- 19 ""40-20-212.".
- 20 Page 6 of the amendment, line 43, after "THE" insert "COMMUNITY RAIL
- 21 SAFETY ADVISORY COMMITTEE AND THE RAIL INDUSTRY SAFETY".
- 22 Page 7 of the amendment, line 8, after "THE" insert "COMMUNITY RAIL
- 23 SAFETY ADVISORY COMMITTEE AND THE RAIL INDUSTRY SAFETY".
- 24 Page 7 of the amendment, line 40, after "THE" insert "COMMUNITY RAIL
- 25 SAFETY ADVISORY COMMITTEE AND THE RAIL INDUSTRY SAFETY".
- 26 Page 8, line 6, strike "40-20-312." and substitute "40-20-313.".

1 Page 9 of the amendment, strike line 16 and substitute:

2 **"40-20-314. Rail industry safety advisory committee -**  
3 **membership - duties - rail safety plan - repeal.** (1) THE RAIL INDUSTRY  
4 SAFETY ADVISORY COMMITTEE IS CREATED.

5 (2) (a) THE RAIL INDUSTRY SAFETY ADVISORY COMMITTEE  
6 CONSISTS OF THE FOLLOWING NINE MEMBERS, EACH TO BE APPOINTED BY  
7 THE GOVERNOR:

8 (I) TWO MEMBERS WHO REPRESENT OPERATORS OF CLASS I  
9 RAILROADS OPERATING FREIGHT RAIL LINES;

10 (II) ONE MEMBER WHO REPRESENTS A RAILROAD OTHER THAN A  
11 CLASS I RAILROAD, WHICH RAILROAD OPERATES A FREIGHT RAIL LINE;

12 (III) ONE MEMBER WHO REPRESENTS A RAILROAD THAT OPERATES  
13 A PASSENGER RAIL LINE;

14 (IV) TWO MEMBERS WHO REPRESENT FIRST RESPONDER  
15 ORGANIZATIONS; AND

16 (V) ONE MEMBER WHO REPRESENTS THE PUBLIC UTILITIES  
17 COMMISSION;

18 (VI) ONE MEMBER WHO REPRESENTS THE DEPARTMENT OF PUBLIC  
19 SAFETY; AND

20 (VII) ONE MEMBER WHO REPRESENTS THE DEPARTMENT OF  
21 TRANSPORTATION.

22 (b) THE GOVERNOR SHALL MAKE THE INITIAL APPOINTMENTS ON  
23 OR BEFORE AUGUST 1, 2024.

24 (c) THE MEMBERS OF THE RAIL INDUSTRY SAFETY ADVISORY  
25 COMMITTEE EACH SERVE TERMS OF THREE YEARS; EXCEPT THAT:

26 (I) THE MEMBERS OF THE RAIL INDUSTRY SAFETY ADVISORY  
27 COMMITTEE INITIALLY APPOINTED PURSUANT TO SUBSECTIONS (2)(a)(I)  
28 AND (2)(a)(II) OF THIS SECTION SHALL EACH SERVE AN INITIAL TERM OF  
29 ONE YEAR; AND

30 (II) THE MEMBERS OF THE RAIL INDUSTRY SAFETY ADVISORY  
31 COMMITTEE INITIALLY APPOINTED PURSUANT TO SUBSECTIONS (2)(a)(III)  
32 and (2)(a)(IV) OF THIS SECTION SHALL EACH SERVE AN INITIAL TERM OF  
33 TWO YEARS.

34 (d) MEMBERS OF THE RAIL INDUSTRY SAFETY ADVISORY  
35 COMMITTEE SERVE AT THE PLEASURE OF THE GOVERNOR.

36 (e) MEMBERS OF THE RAIL INDUSTRY SAFETY ADVISORY  
37 COMMITTEE MAY SERVE AN UNLIMITED NUMBER OF TERMS.

38 (3) MEMBERS OF THE RAIL INDUSTRY SAFETY ADVISORY  
39 COMMITTEE SERVE WITHOUT COMPENSATION BUT MUST BE REIMBURSED  
40 FROM MONEY IN THE FUND FOR ACTUAL AND NECESSARY EXPENSES  
41 INCURRED IN THE PERFORMANCE OF THE MEMBERS' DUTIES PURSUANT TO  
42 THIS SECTION.

1           (4) THE RAIL INDUSTRY SAFETY ADVISORY COMMITTEE IS  
2 REPEALED, EFFECTIVE SEPTEMBER 1, 2034. BEFORE THE REPEAL, THE RAIL  
3 INDUSTRY SAFETY ADVISORY COMMITTEE IS SCHEDULED FOR REVIEW IN  
4 ACCORDANCE WITH SECTION 2-3-1203.  
5           **40-20-315. Enforcement.** THE PUBLIC UTILITIES COMMISSION".  
  
6 Page 9 of the amendment, line 22, after "(25)(a)(III)" insert "and  
7 (25)(a)(IV)".  
  
8 Page 9 of the amendment, strike line 28 and substitute:  
  
9 "CREATED IN SECTION 40-20-313;  
10           (IV) THE RAIL INDUSTRY SAFETY ADVISORY COMMITTEE CREATED  
11 IN SECTION 40-20-314."  
  
12 Insert "COMMUNITY RAIL SAFETY" before "ADVISORY COMMITTEE" on  
13 **Page 8**, lines 9, 39, and 41; and **Page 9**, lines 1, 5, 7, 9, 13, and 14.

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