

HOUSE COMMITTEE OF REFERENCE REPORT

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Chairman of Committee

February 25, 2016  
Date

Committee on Transportation & Energy.

After consideration on the merits, the Committee recommends the following:

HB16-1136 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

1 Amend printed bill, page 2, line 15, strike "**definition.**" and substitute  
2 "**definitions.**".

3 Page 2, line 23, after "(2)" insert "(a)".

4 Page 3, strike lines 4 through 16 and substitute:

5           (b) THE CREW MEMBER REQUIREMENT SET FORTH IN PARAGRAPH  
6 (a) OF THIS SUBSECTION (2) DOES NOT APPLY TO:

7           (I) A RAILROAD TRAIN OR LIGHT ENGINE OPERATED BY REMOTE  
8 CONTROL IN COMPLIANCE WITH THE FEDERAL RAILROAD  
9 ADMINISTRATION'S RULES; OR

10           (II) HOSTLER SERVICE, UTILITY EMPLOYEE SERVICE, OR  
11 DISTRIBUTED POWER HELPER SERVICE.

12           (3) ON AN ANNUAL BASIS, THE PUBLIC UTILITIES COMMISSION  
13 SHALL REPORT TO THE TRANSPORTATION LEGISLATION REVIEW  
14 COMMITTEE CREATED IN SECTION 43-2-145, C.R.S., ON THE NUMBER OF  
15 VIOLATIONS OF SUBSECTION (2) OF THIS SECTION THAT OCCURRED IN THE  
16 PREVIOUS TWELVE MONTHS. FOR EACH VIOLATION REPORTED, THE  
17 COMMISSION SHALL INDICATE WHETHER THE RAILROAD TRAIN OR LIGHT  
18 ENGINE WAS CARRYING HAZARDOUS MATERIAL, COAL, FREIGHT, MILITARY  
19 EQUIPMENT, OTHER COMMODITIES, OR ANY COMBINATION THEREOF.

20           (4) AS USED IN THIS SECTION:

1 (a) "CREW MEMBER" MEANS AN".

2 Page 3, strike lines 19 and 20 and substitute:

3 (b) "LIGHT ENGINE" MEANS A LOCOMOTIVE THAT IS NOT  
4 ATTACHED TO A RAILROAD CAR.

5 (5) (a) THIS SECTION IS REPEALED IF THE FEDERAL RAILROAD  
6 ADMINISTRATION PROMULGATES A RULE, OR THE UNITED STATES  
7 CONGRESS ENACTS AND THE PRESIDENT SIGNS FEDERAL LEGISLATION,  
8 MANDATING THE MINIMUM NUMBER OF CREW MEMBERS THAT MUST BE  
9 ABOARD A RAILROAD TRAIN OR LIGHT ENGINE.

10 (b) THE DIRECTOR OF THE PUBLIC UTILITIES COMMISSION SHALL  
11 NOTIFY THE REVISOR OF STATUTES, IN WRITING, IF THE CONDITION  
12 SPECIFIED IN THIS SUBSECTION (5) OCCURS."

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