

Herbst

81-A

85 LSO 0709

HOUSE BILL 0343

Title:

HB0343

AN ACT to create W.S. 37-9-505 relating to railroads; requiring trains to be equipped with two-way radios; providing penalties; and providing for an effective date.

HOUSE BILL 0343

Introduced by:

*Della Herbst
Charles H. Smith*

*Margaret Brom
Lynn Dickey*

DATE	ACTION	DATE	ACTION
JAN 16 1985	READ FIRST TIME	2/15/85	READ THIRD TIME
	REFERRED TO COM. NO. <u>8</u>		PASSED
	DELIVERED TO COM. NO. <u>8</u>		AYES <u>28</u> NOES <u>2</u> EXCUSED <u>0</u> ABSENT <u>0</u>
JAN 23 1985	RETURNED		SENT TO HOUSE
	Recommended Amend and Do Pass <u>10 ayes 12 nays</u>	FEB 18 1985	RECEIVED FROM SENATE
JAN 24 1985	CONSIDERED IN COM. OF WHOLE		SENT TO LSO FOR ENROLLING
	Standing Com. Amendment <u>HB343H51/A</u>		RECEIVED FROM LSO ENROLLED
	ADOPTED		HEA NO. <u>73</u>
	RECOMMENDED DO <u>PASS</u>		SIGNED BY SPEAKER <u>2-18-85</u>
JAN 25 1985	READ SECOND TIME		SIGNED BY PRESIDENT <u>2-18-85</u>
JAN 26 1985	READ THIRD TIME		APPROVED BY GOVERNOR <u>2-18-85 4:30 PM</u>
	PASSED Ayes <u>57</u> Nays <u>4</u> Absent <u>0</u>		CHAPTER NO <u>206</u> SESSION LAWS OF WYOMING
	Sent to Senate		
	ENGROSSED		
1-28-85	Sent to Senate		
1/28/85	Received from House		
	Read first time		
	Referred to Com. No. <u>8</u>		
	Delivered to Com. No. <u>8</u>		
2/8/85	STANDING COMMA REPORT		
	DO PASS		
2/13/85	CONSIDERED ON COM. OF WHOLE		
	DO PASS		
2/14/85	READ SECOND TIME		

CONTINUED ON BACK

SENATE ROLL CALL
FORTY-EIGHTH WYOMING LEGISLATURE

	Excused	Absent	Ayes	Noes
ARNEY			✓	
CUNDALL			✓	
DIXON			✓	
DUSL				✓
EDDINS			✓	
FANOS			✓	
FRISBY			✓	
GEIS				
HICKEY			✓	
HINCKLEY			✓	
KINNEY			✓	
KINNISON			✓	
LARSON			✓	
MADER			✓	
MOORE			✓	
NICHOLAS			✓	
NORRIS			✓	
PERRY			✓	
PREVEDEL			✓	
PUGH			✓	
SCHMIDT			✓	
SCOTT			✓	
STROOCK			✓	
SULLIVAN			✓	
TROWBRIDGE			✓	
TRUE			✓	
TURNER			✓	
VINICH			✓	
WIEDERSPAHN			✓	
ZIMMER			✓	
MR. PRESIDENT				✓

PRESENT _____

AYES

NOES

EXCUSED

ABSENT

TOTAL

28

2

0

0

30

#96343

I. H. Deane

Date

1/26/85

HOUSE ROLL CALL

FORTY-EIGHTH WYOMING LEGISLATURE

	Ayes	Noes	Excused	Absent		Ayes	Noes	Excused	Absent
ARNOLD	✓				MURPHY	✓			
BAKER	✓				ODDE	✓			
BARLOW	✓				PARKER	✓			
BIRLEFFI	✓				PERKINS	✓			
BLACKWELL	✓				RATLIFF	✓			
BROWN	✓				ROBERTSON	✓			
BUDD	✓				RYCKMAN	✓			
BURNS	✓				SALISBURY	✓		✓	
BURTON	✓				SANDERS	✓			
BYRD	✓				SCHWOPE	✓			
CHAMBERLAIN	✓				SHREVE	✓			
CROSS	✓				SIMON				
CROWLEY	✓				SIMONS	✓			
DICKEY	✓				SORENSEN	✓			
DOBOS	✓				STAUFFER		✓		
GERINGER	✓				STRAND	✓			
GETTER	✓				TATE	✓			
GRANT	✓				THOMAS		✓		
HAGEMAN	✓				TIBBS	✓			
HANSEN	✓				TIPPETS	✓			
HARRISON	✓				TIPTON	✓			
HERBST	✓				TYSDAL		✓		
HINES	✓				WAGGENER	✓			
HUMPHREY	✓				WALLIS	✓			
JACKSON	✓				WEAVER	✓			
JENSEN	✓				WOLFLEY		✓		
JONES	✓				ZIMMERMAN	✓			
KUNZ	✓				ZUMBRUNNEN	✓			
LAMB	✓				MR. SPEAKER	✓			
LUMMIS	✓								
MACMILLAN	✓								
MALDONADO	✓								
MARTON	✓								
MCILVAIN	✓								
MEENAN	✓								
MICHELI	✓								

PRESENT

AYES

59

NOES

0

EXCUSED

1

ABSENT

TOTAL

64

LESS

THE LEGISLATURE OF THE STATE OF WYOMING

House of Representatives

Cheyenne, January 21, 1985

HB 0343 HSI/
Mr. Speaker:

Your Committee No. 8 on TRANSPORTATION AND HIGHWAYS
to whom was referred H.B. No. 0343

respectfully reports same back to the House with the recommendation that House Bill 0343
DO PASS with the following amendments:

Page 1 - Line 7 After "Wyoming" insert "with a caboose".
Page 2 - Line 6 After "operable" insert ","; after "portable"
insert "two-way".

AYESNOESEXCUSED

Byrd
Getter
Herbst
Lamb
Perkins
Robertson
Sanders
Tibbs
ZumBrunnen
Chamberlain

Jensen

Stephen W. Chamberlain
Chairman

#9137, 18, 48

Consent of

Date

1/26/85

131, 221, 236,
246 A, 280, 343

HOUSE ROLL CALL

FORTY-EIGHTH WYOMING LEGISLATURE

	Ayes	Noes	Excused	Absent		Ayes	Noes	Excused	Absent
ARNOLD	✓				MURPHY	✓			
BAKER	✓				ODDE	✓			
BARLOW	✓				PARKER	✓			
BIRLEFFI	✓				PERKINS	✓			
BLACKWELL	✓				RATLIFF	✓			
BROWN	✓				ROBERTSON	✓			
BUDD	✓				RYCKMAN	✓			
BURNS	✓				SALISBURY	✓		✓	
BURTON	✓				SANDERS	✓			
BYRD	✓				SCHWOPE	✓			
CHAMBERLAIN	✓				SHREVE	✓			
CROSS	✓				SIM				
CROWLEY	✓				SIMONS	✓			
DICKEY	✓				SORENSEN	✓			
DOBOS	✓				STAUFFER	✓			
GERINGER	✓				STRAND	✓			
GETTER	✓				TATE	✓			
GRANT	✓				THOMAS	✓			
HAGEMAN	✓				TIBBS	✓			
HANSEN	✓				TIPPETS	✓			
HARRISON	✓				TIPTON	✓			
HERBST	✓				TYSDAL	✓			
HINES	✓				WAGGENER	✓			
HUMPHREY	✓				WALLIS	✓			
JACKSON	✓				WEAVER	✓			
JENSEN	✓				WOLFLEY	✓			
JONES	✓				ZIMMERMAN	✓			
KUNZ	✓				ZUMBRUNNEN	✓			
LAMB	✓				MR. SPEAKER	✓			
LUMMIS	✓				PRESENT _____				AYES 63
MACMILLAN	✓								NOES _____
MALDONADO	✓								EXCUSED 1
MARTON	✓								ABSENT _____
MCILVAIN	✓								TOTAL 64
MEENAN	✓								LESS _____
MICHEL	✓								

House of Intro To Com. No. _____ Stand Report Do ___ Amd ___ Not ___ Com Whole Do ___ Amd ___ Not ___ 2nd Reading Amd ___ 3rd Reading Amd ___ Pass ___ Fail ___	Second House To Com No. _____ Stand Report Do ___ Amd ___ Not ___ Com Whole Do ___ Amd ___ Not ___ 2nd Reading Amd ___ 3rd Reading Amd ___ Pass ___ Fail ___
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1985

STATE OF WYOMING

85LSO-0709/eng

HOUSE BILL NO. 0343

ENGROSSED

Railroad radios.

Sponsored by: Representative(s) HERBST, BROWN and DICKEY
and Senator(s) SCOTT

A BILL

for

1 AN ACT to create W.S. 37-9-505 relating to railroads;
 2 requiring trains to be equipped with two-way radios; pro-
 3 viding penalties; and providing for an effective date.

4 Be It Enacted by the Legislature of the State of Wyoming:

5 Section 1. W.S. 37-9-505 is created to read:

6 37-9-505. Two-way radios required; penalty.

7 (a) When a railroad train is operated in Wyoming
 8 with a caboose, it shall be equipped with operable,
 9 two-way radios located in the lead locomotive and in the

1 caboose. The radios shall have and be operated at the
2 same frequency as the control operator on the railroad on
3 which the train is operated if the control operator is
4 equipped with radios.

5 (b) When a railroad train is operated in Wyoming
6 without a caboose, the train crews shall be supplied with
7 an operable, portable two-way radio. The radio shall have
8 and be operated at the same frequency as the control oper-
9 ator on the railroad on which the train is operated if the
10 control operator is equipped with radios.

(c) Violation of this section is a misdemeanor punishable by a fine of not more than seven hundred fifty dollars (\$750.00). Each train operating without the required radios is a separate violation.

15 Section 2. This act is effective May 23, 1985.

16 (END)

House of Intro		Second House	
_____ To Com. No. _____	_____ To Com No. _____	_____ To Com. No. _____	_____ To Com No. _____
_____ Stand Report Do _____ Amd _____ Not _____	_____ Stand Report Do _____ Amd _____ Not _____	_____ Stand Report Do _____ Amd _____ Not _____	_____ Stand Report Do _____ Amd _____ Not _____
_____ Com Whole Do _____ Amd _____ Not _____	_____ Com Whole Do _____ Amd _____ Not _____	_____ Com Whole Do _____ Amd _____ Not _____	_____ Com Whole Do _____ Amd _____ Not _____
_____ 2nd Reading Amd _____	_____ 2nd Reading Amd _____	_____ 2nd Reading Amd _____	_____ 2nd Reading Amd _____
_____ 3rd Reading Amd _____ Pass _____ Fail _____	_____ 3rd Reading Amd _____ Pass _____ Fail _____	_____ 3rd Reading Amd _____ Pass _____ Fail _____	_____ 3rd Reading Amd _____ Pass _____ Fail _____

INTRODUCED

1985

STATE OF WYOMING

85LSO-0709.01

HOUSE BILL NO. 0343

Railroad radios.

Sponsored by: Representative(s) HERBST and Senator(s) SCOTT

A BILL

for

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 2 requiring trains to be equipped with two-way radios; pro-
 3 viding penalties; and providing for an effective date.

4 Be It Enacted by the Legislature of the State of Wyoming:

5 Section 1. W.S. 37-9-505 is created to read:

6 37-9-505. Two-way radios required; penalty.

7 (a) When a railroad train is operated in Wyoming, it
 8 shall be equipped with operable, two-way radios located in
 9 the lead locomotive and in the caboose. The radios shall

- 1 -

NO SIGNIFICANT FISCAL IMPACT

HB 343

1 have and be operated at the same frequency as the control
2 operator on the railroad on which the train is operated if
3 the control operator is equipped with radios.

4 (b) When a railroad train is operated in Wyoming
5 without a caboose, the train crews shall be supplied with
6 an operable portable radio. The radio shall have and be
7 operated at the same frequency as the control operator on
8 the railroad on which the train is operated if the control
9 operator is equipped with radios.

10 (c) Violation of this section is a misdemeanor pun-
11 ishable by a fine of not more than seven hundred fifty
12 dollars (\$750.00). Each train operating without the
13 required radios is a separate violation.

14 Section 2. This act is effective May 23, 1985.

15 (END)

1 ✓ HB0343HS1/A

2 ✓ Page 1-line 7

After "Wyoming" insert "with a caboose".

3 ✓ Page 2-line 6

4 After "operable" insert ","; after "porta-
5 ble" insert "two-way". -CHAMBERLAIN,
CHAIRMAN

ADOPTED ✓