

STATE OF NEW YORK

9407

IN SENATE

May 15, 2024

Introduced by Sen. HINCHEY -- read twice and
ordered printed, and when
printed to be committed to the Committee on
Transportation

AN ACT to amend the railroad law, in relation to
prohibiting freight
trains in excess of eight thousand five hundred
feet in length

The People of the State of New York, represented
in Senate and Assem-
bly, do enact as follows:

1 Section 1. The railroad law is amended by adding
a new section 52-f to

2 read as follows:

3 § 52-f. Freight train length. No freight train
traveling on a track

4 within the state shall exceed eight thousand
five hundred feet in

5 length. The commissioner is hereby empowered to
promulgate rules and

6 regulations to establish a waiver process to
permit the operation of

7 freight trains in excess of eight thousand five
8 hundred feet for situ-
9 ations where the commissioner determines such
10 waiver is in the public
11 interest and upon an engineer's determination that
12 a train exceeding
13 eight thousand five hundred feet in length can
14 operate safely on the
15 planned route.

16 § 2. This act shall take effect ninety days
17 after it shall have
18 become a law; provided, however, that this act
19 shall be deemed repealed
20 if any federal agency determines in writing that
21 this act would render
22 New York state ineligible for the receipt of
23 federal funds or any court
24 of competent jurisdiction finally determines that
25 this act would render
26 New York state out of compliance with federal
law or regulation; and
provided that the commissioner of transportation
shall notify the legis-
lative bill drafting commission upon any such
determination in order
that the commission may maintain an accurate and
timely effective data
base of the official text of the laws of the state
of New York in furth-
erance of effectuating the provisions of section 44
of the legislative
law and section 70-b of the public officers law.
Effective immediately,
the addition, amendment and/or repeal of any rule
or regulation neces-
sary for the implementation of this act on
its effective date are
authorized to be made and completed on or before
such effective date.

EXPLANATION--Matter in italics (underscored) is
new; matter in brackets

[~~-~~] is old law to be omitted.

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