

**SUBSTITUTE FOR  
SENATE BILL NO. 100**

A bill to amend 1993 PA 354, entitled  
"Railroad code of 1993,"  
(MCL 462.101 to 462.451) by adding section 352.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1           **Sec. 352. (1) Except as provided in subsections (2) and (3), a**  
2 **railroad shall not operate a train engaged in transporting freight**  
3 **unless the train is operated by a crew of not fewer than 2**  
4 **individuals.**

5           **(2) Subsection (1) does not apply under either of the**  
6 **following circumstances:**

7           **(a) Operating a locomotive in hostler service.**

8           **(b) Operating a locomotive in helper service.**

9           **(3) Subsection (1) does not apply if a federal law or**

1 regulation is in effect requiring a train engaged in transporting  
2 freight in this state to have a crew of not fewer than 2  
3 individuals.

4 (4) As used in this section:

5 (a) "Helper service" means assisting a train that is  
6 experiencing a mechanical failure or that is ascending or  
7 descending a grade by coupling a locomotive to the front or rear of  
8 the train.

9 (b) "Hostler service" means moving a train or locomotive a  
10 short distance within a railroad yard or mechanical facility.

11 (c) "Train" means 1 or more locomotives coupled with 1 or more  
12 freight cars.