

As Introduced

**130th General Assembly
Regular Session
2013-2014**

H. B. No. 551

Representatives Hagan, R., Sheehy

**Cosponsors: Representatives Foley, Antonio, Fedor, Mallory, Williams,
Phillips, Ramos, Pillich, Gerberry, Ashford**

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A B I L L

To enact section 4999.09 of the Revised Code to 1
require the crews of freight trains to consist of 2
at least two individuals. 3

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:

Section 1. That section 4999.09 of the Revised Code be 4
enacted to read as follows: 5

Sec. 4999.09. (A) A train or light engine used in connection 6
with the movement of freight shall have a crew that consists of at 7
least two individuals. No superintendent, trainmaster, or other 8
employee of a railroad shall order or otherwise require a train or 9
light engine used in connection with the movement of freight to be 10
operated unless it has a crew that consists of at least two 11
individuals. 12

As used in this division, "train or light engine used in 13
connection with the movement of freight" does not include hostler 14
service or utility employees. 15

(B) Whoever purposely violates division (A) of this section 16
shall be liable for a civil penalty of not less than two hundred 17
fifty but not more than one thousand dollars. For a second 18

violation of division (A) of this section within three years of 19
the first violation, the person shall be liable for a civil 20
penalty of not less than one thousand but not more than five 21
thousand dollars. For a third or subsequent violation of division 22
(A) of this section within three years of the first violation, the 23
offender shall be liable for a civil penalty of not less than five 24
thousand but not more than ten thousand dollars. 25

The attorney general, upon the request of the public 26
utilities commission, shall bring a civil action to collect the 27
penalties described in this division. All penalties collected 28
under this division shall be deposited into the state treasury to 29
the credit of the public utilities fund created in section 4905.10 30
of the Revised Code. 31