S T A T E O F N E W Y O R K

1858

2009-2010 Regular Sessions

I N A S S E M B L Y

January 12, 2009

Introduced by M. of A. NOLAN, GLICK, BRODSKY -- Multi-Sponsored by -- M. of A. COLTON, DINOWITZ, FARRELL, GOTTFRIED, GREENE, HEASTIE, JACOBS, JOHN, MILLMAN, PHEFFER, SCARBOROUGH, WRIGHT -- read once and referred to the Committee on Corporations, Authorities and Commissions

AN ACT to amend the public authorities law, in relation to providing for minimum staffing levels on trains operated in passenger service in the New York city transit system

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. Short title. This act shall be known and may be cited as the "New York city transit passenger safety act".

S 2. The public authorities law is amended by adding a new section 1204-e to read as follows:

S 1204-E. MINIMUM STAFFING OF TRAINS OPERATED IN PASSENGER SERVICE. 1. THE LEGISLATURE FINDS THAT THE PRESENCE OF TRAIN CONDUCTORS AND TRAIN OPERATORS ON SUBWAY TRAINS OPERATED BY THE NEW YORK CITY TRANSIT AUTHORITY IS PARTICULARLY ESSENTIAL TO THE SAFETY OF PASSENGERS WHEN EMERGENCIES ARISE INCLUDING WHEN TRAINS ARE IN TUNNELS UNDER BODIES OF WATER OR ON BRIDGES, WHEN TRAINS ARE LONG OR COMPOSED OF NUMEROUS CARS, AND DURING PERIODS OF HEAVY PASSENGER VOLUME.

2. THE AUTHORITY SHALL INSURE THAT AT LEAST ONE TRAIN OPERATOR AND ONE CONDUCTOR SHALL BE DEPLOYED ON EACH AND EVERY TRAIN IN PASSENGER SERVICE WHICH MEETS ONE OF THE FOLLOWING CONDITIONS:

A. THE TRAIN IS MADE UP OF MORE THAN FOUR RAILROAD CARS OR IS GREATER THAN THREE HUNDRED SIXTY FEET IN LENGTH; OR

B. THE TRAIN SERVES PASSENGERS ON A LINE THAT PASSES THROUGH A TUNNEL UNDER A RIVER OR TIDAL ESTUARY OR ON BRIDGES; OR

C. THE TRAIN IS OPERATING IN PASSENGER SERVICE ON A LINE WHERE THE POTENTIAL PASSENGER LOAD ON THE TRAIN AT ANY POINT IN TIME IS IN EXCESS OF SEVEN HUNDRED FIFTY PASSENGERS.

S 3. This act shall take effect immediately.

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets [ ] is old law to be omitted.

LBD02141-01-9