

# STATE OF NEW YORK

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1160

2023-2024 Regular Sessions

## IN ASSEMBLY

January 13, 2023

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Introduced by M. of A. SANTABARBARA -- read once and referred to the  
Committee on Transportation

AN ACT to amend the railroad law, in relation to the use of locomotive  
horns at private highway-rail grade crossings; and to repeal section  
53-b of such law relating to ringing bells and blowing whistles at  
crossings

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

1 Section 1. Section 53-b of the railroad law is REPEALED and a new  
2 section 53-b is added to read as follows:

3 § 53-b. Use of locomotive horns at crossings. Unless otherwise  
4 required by federal law or regulation, at a private highway-rail grade  
5 crossing, a locomotive engineer may sound the locomotive horn to provide  
6 a warning to animals, vehicle operators, pedestrians, trespassers or  
7 crews on other trains in an emergency situation if, in the locomotive  
8 engineer's sole judgment, such action is appropriate in order to prevent  
9 imminent injury, death, or property damage.

10 § 2. This act shall take effect immediately.

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

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