

# STATE OF NEW YORK

9625

## IN ASSEMBLY

March 26, 2024

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

AN ACT to amend the railroad law, in relation to requiring certain railroad corporations to submit quarterly inspection reports to the department of transportation

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

1 Section 1. The railroad law is amended by adding a new section 109 to  
2 read as follows:

3 § 109. Freight rail yard inspections. 1. Every railroad corporation  
4 which operates any freight train within the state shall submit quarterly  
5 reports to the department of transportation detailing such railroad  
6 corporation's inspections of any train yard and freight train operated  
7 in the state by such corporation. The department of transportation shall  
8 conduct follow up inspections based upon the content of such reports.

9 2. The commissioner shall promulgate any rules and regulations neces-  
10 sary for the implementation of this section.

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12 have become a law; provided that this act shall be deemed repealed if  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