

# STATE OF NEW YORK

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5748

2025-2026 Regular Sessions

## IN SENATE

February 28, 2025

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Introduced by Sen. HINCHEY -- read twice and ordered printed, and when printed to be committed to the Committee on Transportation

AN ACT to amend the railroad law, in relation to prohibiting freight trains in excess of eight thousand five hundred feet in length

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 52-f to  
2 read as follows:

3 § 52-f. Freight train length. No freight train traveling on a track  
4 within the state shall exceed eight thousand five hundred feet in  
5 length. The commissioner is hereby empowered to promulgate rules and  
6 regulations to establish a waiver process to permit the operation of  
7 freight trains in excess of eight thousand five hundred feet for situ-  
8 ations where the commissioner determines such waiver is in the public  
9 interest and upon an engineer's determination that a train exceeding  
10 eight thousand five hundred feet in length can operate safely on the  
11 planned route.

12 § 2. This act shall take effect ninety days after it shall have  
13 become a law; provided, however, that this act shall be deemed repealed  
14 if any federal agency determines in writing that this act would render  
15 New York state ineligible for the receipt of federal funds or any court  
16 of competent jurisdiction finally determines that this act would render  
17 New York state out of compliance with federal law or regulation; and  
18 provided that the commissioner of transportation shall notify the legis-  
19 lative bill drafting commission upon any such determination in order  
20 that the commission may maintain an accurate and timely effective data  
21 base of the official text of the laws of the state of New York in furth-  
22 erance of effectuating the provisions of section 44 of the legislative  
23 law and section 70-b of the public officers law. Effective immediately,  
24 the addition, amendment and/or repeal of any rule or regulation neces-  
25 sary for the implementation of this act on its effective date are  
26 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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