



HOUSE BILL No. 5652

June 21 1994 Introduced by Reps Olshove Stallworth and Pitoniak and referred to the Committee on Transportation

A bill to amend section 267 of Act No 354 of the Public Acts of 1993, entitled
Railroad code of 1993,'
being section 462 267 of the Michigan Compiled Laws

THE PEOPLE OF THE STATE OF MICHIGAN ENACT

1 Section 1 Section 267 of Act No 354 of the Public Acts of
2 1993, being section 462 267 of the Michigan Compiled Laws is
3 amended to read as follows

4 Sec 267 (1) A RAILROAD COMPANY SHALL PLACE AND MAINTAIN
5 UPON EACH SWITCH A SIGNAL LIGHT OF SUFFICIENT CANDLEPOWER OR A
6 REFLECTORIZED SWITCH BANNER OF SUFFICIENT REFLECTIVE PROPERTIES
7 AND SO LOCATED THAT IT MAY BE SEEN FROM A DISTANCE OF 2,000 FEET,
8 UNDER NORMAL WEATHER CONDITIONS, ATTACHED IN A MANNER TO THE
9 MOVING PANEL OF THE SWITCH THAT IT WILL INDICATE SAFETY WHEN THE
10 SWITCH IS SET FOR THAT TRACK, AND WILL INDICATE DANGER WHEN THE

1 SWITCH IS NOT SET FOR THAT TRACK WHEN A SIGNAL LIGHT IS USED
2 IT SHALL BE KEPT BRIGHTLY BURNING CONSTANTLY BETWEEN THE HOURS OF
3 SUNSET AND SUNRISE AND ON SUCH DAYS OR PARTS OF DAYS AS WEATHER
4 CONDITIONS REQUIRE THIS SECTION SHALL NOT APPLY TO ANY SWITCH
5 THAT IS PRESENTLY LIGHTED BY ELECTRICITY OR THAT IS BOTH ELECTRI-
6 CALLY LOCKED AND LOCATED WITHIN THE LIMITS OF AN INTERLOCKING
7 PLANT OR CENTRALIZED TRAFFIC CONTROL TERRITORY OR AUTOMATIC BLOCK
8 TERRITORY

9 (2) A RAILROAD COMPANY OPERATING WHOLLY OR PARTLY IN THIS
10 STATE SHALL MAINTAIN A SIGNAL LIGHT OR BANNER, AS DESCRIBED IN
11 SUBSECTION (1), ATTACHED TO AND OPERATED BY THE MOVING PANEL OF
12 EVERY DERAIL SWITCH LOCATED IN THIS STATE THE LIGHT OR BANNER
13 SHALL BE ATTACHED TO THE DERAIL SWITCH AND SHALL BE IN PLAIN VIEW
14 OF ALL APPROACHING TRAINS WHEN A LIGHT IS USED, IT SHALL BE
15 KEPT BRIGHTLY BURNING CONSTANTLY BETWEEN THE HOURS OF SUNSET AND
16 SUNRISE AT EACH DERAILING DEVICE PLACED UPON OR OVER A TRACK OR
17 RAIL USED BY ANY RAILROAD COMPANY IN THIS STATE FOR THE PURPOSE
18 OF DERAILING CARS, TRAINS, OR PARTS OF TRAINS, THERE SHALL BE
19 PLACED AND MAINTAINED SUCH A LIGHT OR BANNER KEPT IN PLAIN VIEW
20 OF APPROACHING CARS, TRAINS, OR ENGINES, INDICATING AND SHOWING
21 THE LOCATION AND POSITION OF THE DERAILING DEVICE WHEN THIS
22 LIGHT IS USED, IT SHALL BE KEPT BURNING BRIGHTLY FROM SUNSET OF
23 EACH DAY UNTIL SUNRISE OF THE FOLLOWING DAY THIS SECTION SHALL
24 NOT APPLY TO A DERAILING DEVICE CONNECTED, MECHANICALLY OR OTHER-
25 WISE, WITH WHAT IS GENERALLY KNOWN AS THE HOME SIGNAL AT
26 INTERLOCKERS

1 (3) ALL SWITCHES AND DERAILING DEVICES THAT ARE LIGHTED BY
2 ELECTRIC SIGNAL LIGHTS SHALL CONTINUE TO BE LIGHTED ELECTRICALLY
3 UNLESS THE DEPARTMENT DETERMINES THAT THE SAFETY OF EMPLOYEES AND
4 THE GENERAL PUBLIC NO LONGER REQUIRES THE USE OF AN ELECTRICALLY
5 LIGHTED SIGNAL LIGHT IF THE DEPARTMENT DETERMINES THAT THE
6 SAFETY OF EMPLOYEES AND THE GENERAL PUBLIC REQUIRES THE USE OF A
7 LIGHTED SIGNAL LIGHT ON ANY SWITCH OR DERAILING DEVICE WHERE A
8 REFLECTORIZED SWITCH BANNER HAS BEEN ESTABLISHED, THE DEPARTMENT
9 MAY ORDER THE INSTALLATION OF A LIGHTED SIGNAL LIGHT

10 (4) ~~-(1)-~~ A person not authorized by a railroad company
11 shall not destroy, remove, change, extinguish, or tamper with in
12 any manner, any light or banner attached to or connected with any
13 switch or derailing device maintained by a railroad company

14 (5) ~~-(2)-~~ A person who violates this section is guilty of a
15 misdemeanor, punishable by a fine of not less than \$100 00, or
16 more than \$500 00, or by imprisonment for not less than 10 days
17 or more than 60 days