

Regular Session, 2014

HOUSE BILL NO. 446

BY REPRESENTATIVE LEGER

TRANSPORTATION: Provides for rail fixed guideway systems

1 AN ACT

2 To enact R.S. 48:214, relative to public transportation safety; to provide for rail fixed
3 guideway systems; to designate the office of multimodal planning as the state safety
4 oversight entity; to provide for duties and powers of the office; and to provide for
5 related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 48:214 is hereby enacted to read as follows:

8 §214. Rail fixed guideway systems; safety

9 A. The office of multimodal planning of the Department of Transportation
10 and Development is hereby designated as the state safety oversight entity pursuant
11 to 49 USC 5329(e)(4).

12 B. As the state safety oversight entity, the office shall have the following
13 powers and duties only to the extent necessary to fulfill its obligations under federal
14 law:

15 (1) Enter onto and inspect the property of operators of rail fixed guideway
16 systems receiving federal funds without prior notice to such operators.

17 (2) Audit operators of rail fixed guideway systems receiving federal funds
18 for compliance with federal and state laws regarding the safety of rail fixed
19 guideway systems and compliance with a public transportation agency safety plan
20 adopted by a specific operator pursuant to 49 USC 5329(d).

- 1 (3) Direct the operator of a rail fixed guideway system to correct a safety
2 hazard by a specified date and time.
- 3 (4) Take legal action in a court of competent jurisdiction to compel an
4 operator of a rail fixed guideway system to correct a safety hazard, or to prevent the
5 operation of all or part of a rail fixed guideway system that the office has determined
6 to be unsafe.
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DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

Leger

HB No. 446

Abstract: Designates the office of multimodal planning as the state safety oversight entity for rail fixed guideway systems and gives them the authority to inspect, audit, and take action against unsafe operators and systems.

Proposed law designates the office of multimodal planning in the Dept. of Transportation and Development as the state safety oversight entity for rail fixed guideway systems pursuant to federal law.

Proposed law grants the office the authority to inspect, audit, and take action against operators and rail fixed guideway systems.

(Adds R.S. 48:214)