

COMMISSIONER SHALL PREPARE AN ECONOMIC IMPACT STATEMENT. THE STATEMENT SHALL INCLUDE THE DIRECT AND INDIRECT EFFECTS OF THE REGULATION ON THE RAILROAD INDUSTRY, THE PUBLIC, AND RAILROAD EMPLOYEES. THE STATEMENT SHALL SET FORTH ANY ALTERNATIVE APPROACH AVAILABLE, AND THE LEAST BURDENSOME OF THE ACCEPTABLE ALTERNATIVES MUST BE ADOPTED.

(B) IF--ANY--RULE,--REGULATION,--STANDARD,--MODIFICATION,--AMENDMENT,--OR--REVOCATION--THEREOF--TO--BE--ADOPTED--AND--ISSUED, IS--IDENTIFIED--WITH--ANY--RULE,--REGULATION,--OR--STANDARD PROMULGATED--BY--ANY--OTHER--DEPARTMENT,--BOARD,--OR--PUBLIC--AGENCY OF--THIS--STATE,--OR--IDENTICAL--WITH--ANY--NATIONAL--CONSENSUS STANDARD--OR--ESTABLISHED--FEDERAL--STANDARD,--THE--COMMISSIONER MAY--ADOPT--BY--INCORPORATION--THROUGH--REFERENCE ANY PERSON, POLITICAL SUBDIVISION, OR RAILROAD COMPANY MAY PETITION THE COMMISSIONER FOR ADOPTION AND ISSUANCE OF A RULE, REGULATION OR STANDARD, OR MODIFICATION, AMENDMENT, OR REVOCATION THEREOF.

(C) THE COMMISSIONER:

(1) SHALL COMPILE AND KEEP ON FILE IN HIS OFFICE AS A PUBLIC RECORD, A SET OF RULES, REGULATIONS, AND STANDARDS WHICH ARE IN EFFECT;

(2) SHALL PREPARE COPIES OF THE RULES, REGULATIONS AND STANDARDS WHICH SHALL BE AVAILABLE TO EVERY INTERESTED PERSON UPON REQUEST; AND

(3) MAY FIX A PRICE COVERING THE COMPILATION WHICH SHALL COVER THE COST OF PREPARATION AND MAILING.

(D) RULES, REGULATIONS, STANDARDS, MODIFICATIONS, AMENDMENTS, OR REVOCATIONS THEREOF ISSUED BY THE COMMISSIONER UNDER THIS SUBTITLE SHALL BE EFFECTIVE AS PROVIDED IN ARTICLE 41, SECTION 256-0 AND SHALL HAVE THE FORCE AND EFFECT OF LAW. THE COMMISSIONER MAY DELAY THEIR EFFECTIVE DATE FOR NOT MORE THAN 90 DAYS TO INSURE THAT AFFECTED RAILROAD COMPANIES ARE GIVEN THE OPPORTUNITY TO FAMILIARIZE THEMSELVES, THEIR AGENTS, AND EMPLOYEES WITH THE EXISTENCE OF THE REQUIREMENTS OF THESE RULES, REGULATIONS, AND STANDARDS.

(E) NOTWITHSTANDING ANY OTHER PROVISION OF THIS SECTION, THE COMMISSIONER MAY PROMULGATE AN EMERGENCY TEMPORARY STANDARD OR REGULATION TO TAKE IMMEDIATE EFFECT UPON THE DAY OF ISSUANCE AND PUBLICATION, IF IT IS DETERMINED THAT PERSONS ARE EXPOSED TO GRAVE DANGERS LIKELY TO CAUSE DEATH OR SERIOUS BODILY HARM FROM EXPOSURE TO CONDITIONS OR AGENTS DETERMINED TO BE TOXIC OR PHYSICALLY HARMFUL, AND THAT THE EMERGENCY TEMPORARY STANDARD IS NECESSARY TO PROTECT THE PUBLIC AND EMPLOYEES FROM SUCH DANGER. THE EMERGENCY STANDARD OR REGULATION SHALL BE EFFECTIVE+

{±} FOR A PERIOD NOT TO EXCEED 6 MONTHS AS THE COMMISSIONER DETERMINES+OR