

CHAPTER 517

(House Bill 451)

AN ACT to repeal and re-enact, with amendments, Sections 39 and 44 of Article 78 of the Annotated Code of Maryland (1957 Edition), title "Public Service Commission Law", sub-title "Public Service Companies", sub-heading "Railroad Companies", relating to the duty of the Public Service Commission to prescribe certain facilities on railroad cabooses, and requiring the Commission to prescribe certain additional facilities.

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That Sections 39 and 44 of Article 78 of the Annotated Code of Maryland (1957 Edition), title "Public Service Commission Law", sub-title "Railroad Companies", be, and the same hereby are, repealed and re-enacted, with amendments, to read as follows:

39.(a) For the purpose of protecting the health and safety of employees of railroads, the Public Service Commission, hereinafter called the Commission, shall prescribe standards of health and sanitation requiring:

(1) The installation and maintenance by railroads of either water or chemical toilet facilities at the railroad's election on all cabooses used in road service for runs beyond a fifteen mile radius from point of dispatchment within this State for the relief and convenience of the employees engaged in such service. Installation on existing cabooses shall be made when the caboose is shopped for general repairs, not later however than four (4) years from June 1, 1957. Cabooses temporarily substituted for regular cabooses shall not be covered hereby.

(2) All toilet fixtures shall be enclosed in a separate compartment of sufficient dimensions within each caboose used and compartment provided with proper ventilation.

(b) For the purpose of protecting the health and safety of employees of the railroads, the Commission shall require the installation and maintenance by railroads of (i) electric marker lights on the rear of all cabooses in service and (ii) one electric light for clerical work within all cabooses in service, the railroad to determine the type of electric light appliance and of the source of electricity. The provisions of this sub-section shall not apply, however, to any caboose operated on tracks of less than standard gauge, to any caboose normally used solely during daylight hours, nor to any caboose operated only within a twenty mile radius from point of dispatchment. Installation of the facilities required by this sub-section shall be made not later than June 1, 1965. Cabooses temporarily substituted for regular cabooses shall not be covered hereby.

44. Any common carrier railroad which is unable on or before the time prescribed herein to equip its cabooses as prescribed herein may apply to the Public Service Commission for extension of time. The Commission may grant additional time, not to exceed one year, for the installation of toilets, and not less than one (1) year for the installation of lights.

SEC. 2. *And be it further enacted,* That this Act shall take effect June 1, 1961.

Approved April 24, 1961.