



94TH GENERAL ASSEMBLY

State of Illinois

2005 and 2006

HB5275

Introduced 01/25/06, by Rep. Jay C. Hoffman

SYNOPSIS AS INTRODUCED:

New Act

Creates the Railroad Mobile Camps Act. Establishes standards for a mobile camp provided by a railroad company for maintenance of way employees. Requires a railroad company to provide drinking water at assembly points where at least two maintenance of way employees meet. Provides that the Illinois Commerce Commission may investigate camps, conduct hearings, and require improvements, changes, or additions to camps. Permits the State's Attorney of the county in which a violation occurs or the Attorney General to bring an action for the enforcement of this Act. Requires a county or municipality to adopt an ordinance pertaining to the licensing procedure and regulation of a mobile camp. Permits local health departments to inspect the operation of mobile camps. Requires the Commission to adopt rules to implement and administer the Act.

LRB094 19217 DRH 54770 b

FISCAL NOTE ACT
MAY APPLY

HOME RULE NOTE
ACT MAY APPLY

STATE MANDATES
ACT MAY REQUIRE
REIMBURSEMENT

1 AN ACT concerning transportation.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 1. Short title. This Act may be cited as the
5 Railroad Mobile Camps Act.

6 Section 5. Mobile camps required.

7 (a) As used in this Section, "mobile camp" means a
8 temporary location where at least 2 maintenance of way
9 employees are housed.

10 (b) Each railroad company within this State shall provide
11 and adequately maintain a heated room or rooms at all terminals
12 and headquarters in the operation of the railroad company for
13 the use of its employees.

14 (c) Each room required by subsection (b) must contain
15 adequate wash basins, shower-baths, inside toilets, and
16 sufficient lockers for checking employees' clothing.

17 (d) Each railroad company shall maintain at all permanent
18 assembly points a supply of drinking water dispensed in a
19 sanitary manner. A permanent assembly point under this Act is a
20 location where a minimum of 2 maintenance of way employees meet
21 for not less than 6 months of each year.

22 (e) A railroad company that houses maintenance of way
23 employees in a mobile camp shall provide and adequately
24 maintain for the employees' use outfit cars, camp cars, or
25 trailers with the following:

26 (1) Heat and air conditioning.

27 (2) An adequate number of wash basins, showers, and
28 inside toilets with hot and cold running water.

29 (3) An adequate number of lockers for checking
30 employees' clothing and personal belongings.

31 (4) An adequate supply of potable water dispensed in a
32 sanitary manner for drinking, bathing, cooking, and

1 cleaning cooking utensils.

2 (5) Floor space of at least:

3 (A) 60 square feet per resident for sleeping units
4 using single beds; and

5 (B) 80 square feet per resident for sleeping units
6 using double bunk beds.

7 (f) A railroad company that houses maintenance of way
8 employees in a mobile camp shall:

9 (1) notify, not later than 2 business days after
10 employees arrive at that location, the local health
11 department with jurisdiction in the area in which the
12 mobile camp is located of the existence of the mobile camp;
13 and

14 (2) request and permit inspection by an authorized
15 representative of the local health department to ensure the
16 conditions of the camp cars are sanitary and healthful for
17 the (i) maintenance of way employees and (ii) local
18 community.

19 In addition to the provisions of this Section, the railroad
20 company is subject to an ordinance adopted under Section 15 of
21 this Act.

22 (g) A railroad company shall locate and maintain a mobile
23 camp described in subsection (e) in a safe and healthy
24 environment.

25 Section 10. Illinois Commerce Commission investigation.

26 (a) Whenever the Illinois Commerce Commission secures
27 reliable information, receives a complaint, or has reason to
28 believe that a railroad company in this State does not provide
29 and adequately maintain the sanitary facilities provided for in
30 Section 5 of this Act, the Commission shall make an
31 investigation as necessary. The Commission shall conduct a
32 hearing at which both the railroad company and the employees
33 affected will be given a full opportunity to present evidence
34 as to the necessity and reasonableness of the proposed changes
35 or improvements.

1 (b) When the investigation required under subsection (a) is
2 made, the Illinois Commerce Commission shall make a report
3 containing recommendations to the manager or superintendent of
4 the railroad company. In the report and recommendations, the
5 Commission shall make an accurate statement of the time the
6 examination was made, of the exact location, character, and
7 extent of defects or omissions, if any have been found, and
8 shall recommend reasonable changes and improvements,
9 additions, buildings, and accommodations as are, in the opinion
10 of the Commission, necessary to remedy the faults, neglect,
11 requirements, or defects. The recommendations must set out
12 specifically a reasonable time within which the improvements or
13 changes or additions shall be made by the railroad company.

14 (c) The State's Attorney of the county in which a violation
15 occurs or the Attorney General may bring an action for the
16 enforcement of this Act and the rules adopted and orders issued
17 under this Act, in the name of the People of the State of
18 Illinois.

19 Section 15. County and municipality ordinance.

20 (a) The county or municipality within which the mobile camp
21 is located shall adopt an ordinance pertaining to the licensing
22 process and regulation of a mobile camp that is located in the
23 county's or municipality's jurisdiction.

24 (b) The operation of a mobile camp is subject to inspection
25 by the local health department.

26 Section 20. Rules. The Illinois Commerce Commission shall
27 adopt rules to implement and administer this Act.