

House Bill 3206

Sponsored by Representative GREENLICK (at the request of Brotherhood of Locomotive Engineers and Trainmen)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Creates task force to study transportation of hazardous material by rail. Requires task force to report to interim committee of Legislative Assembly related to transportation.

Sunsets task force on date of convening of next regular biennial legislative session.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to the transportation of hazardous material by rail; and declaring an emergency.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1. (1) There is created the Task Force on the Transportation of Hazardous**
5 **Material by Rail, consisting of five members appointed as follows:**

6 (a) **The President of the Senate shall appoint one member from among members of the**
7 **Senate.**

8 (b) **The Speaker of the House of Representatives shall appoint one member from among**
9 **members of the House of Representatives.**

10 (c) **The Director of Transportation shall appoint one member from the Department of**
11 **Transportation who is knowledgeable about the transportation of hazardous material by rail.**

12 (d) **The Commissioner of the Bureau of Labor and Industries shall appoint one member**
13 **from the Bureau of Labor and Industries who is knowledgeable about safety requirements**
14 **for workers who work in close proximity to hazardous material.**

15 (e) **The Director of the Department of Environmental Quality shall appoint one member**
16 **from the Department of Environmental Quality who is knowledgeable about hazardous ma-**
17 **terial.**

18 (2) **The task force shall:**

19 (a) **Study the transportation of hazardous material by rail to determine the dangers that**
20 **transporting hazardous material by rail presents to railroad workers and the public;**

21 (b) **Study federal and state laws, regulations and rules that pertain to the transportation**
22 **of hazardous material by rail to determine if those laws, regulations and rules adequately**
23 **protect railroad workers and the public; and**

24 (c) **Determine whether additional laws or rules will provide railroad workers and the**
25 **public with more protection from the transportation of hazardous material by rail.**

26 (3) **A majority of the members of the task force constitutes a quorum for the transaction**
27 **of business.**

28 (4) **Official action by the task force requires the approval of a majority of the members**
29 **of the task force.**

30 (5) **The task force shall elect one of its members to serve as chairperson.**

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.

1 **(6) If there is a vacancy for any cause, the appointing authority shall make an appoint-**
2 **ment to become immediately effective.**

3 **(7) The task force shall meet at times and places specified by the call of the chairperson**
4 **or of a majority of the members of the task force.**

5 **(8) The task force may adopt rules necessary for the operation of the task force.**

6 **(9) The task force shall report its findings and recommendations on the transportation**
7 **of hazardous material by rail to an interim committee of the Legislative Assembly related**
8 **to transportation no later than October 1, 2010.**

9 **(10) The Department of Transportation shall provide staff support to the task force.**

10 **(11) Members of the task force who are not members of the Legislative Assembly are not**
11 **entitled to compensation, but may be reimbursed for actual and necessary travel and other**
12 **expenses incurred by them in the performance of their official duties in the manner and**
13 **amounts provided for in ORS 292.495. Claims for expenses incurred in performing functions**
14 **of the task force shall be paid out of funds appropriated to the Department of Transportation**
15 **for purposes of the task force.**

16 **(12) All agencies of state government, as defined in ORS 174.111, are directed to assist**
17 **the task force in the performance of its duties and, to the extent permitted by laws relating**
18 **to confidentiality, to furnish such information and advice as the members of the task force**
19 **consider necessary to perform their duties.**

20 **SECTION 2. Section 1 of this 2009 Act is repealed on the date of the convening of the next**
21 **regular biennial legislative session.**

22 **SECTION 3. This 2009 Act being necessary for the immediate preservation of the public**
23 **peace, health and safety, an emergency is declared to exist, and this 2009 Act takes effect**
24 **on its passage.**

25 _____