

122 STAT. 4848 PUBLIC LAW 110–432—OCT. 16, 2008
Public Law 110–432

110th Congress
An Act

To amend title 49, United States Code, to prevent railroad fatalities, injuries, and hazardous materials releases, to authorize the Federal Railroad Safety Administration, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

DIVISION A—RAIL SAFETY

SEC. 1. SHORT TITLE; TABLE OF CONTENTS; AMENDMENT OF TITLE 49.

(a) SHORT TITLE.—This division may be cited as the “Rail Safety Improvement Act of 2008”.

(b) TABLE OF CONTENTS.—The table

SEC. 413. EMERGENCY ESCAPE BREATHING APPARATUS.

(a) AMENDMENT.—Subchapter II of chapter 201, as amended by section 409 of this division, is further amended by adding at the end the following new section:

“§ 20166. Emergency escape breathing apparatus

“Not later than 18 months after the date of enactment of the Rail Safety Improvement Act of 2008, the Secretary of Transportation shall prescribe regulations that require railroad carriers—

“(1) to provide emergency escape breathing apparatus suitable to provide head and neck coverage with respiratory protection for all crewmembers in locomotive cabs on freight trains carrying hazardous materials that would pose an inhalation hazard in the event of release;

“(2) to provide convenient storage in each freight train locomotive to enable crewmembers to access such apparatus quickly;

“(3) to maintain such equipment in proper working condition; and

“(4) to provide their crewmembers with appropriate training for using the breathing apparatus.”.

(b) CONFORMING AMENDMENT.—The chapter analysis for chapter 201, as amended by section 409 of this division, is amended by inserting after the item relating to section 20165 the following: “20166. Emergency escape breathing apparatus.”.