



# OHIO LEGISLATIVE SERVICE COMMISSION

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## Bill Analysis

Brian Malachowsky

### **S.B. 89**

132nd General Assembly  
(As Introduced)

**Sens.** Skindell and Yuko, Brown, Thomas, Williams, Schiavoni

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### **BILL SUMMARY**

- Requires a railroad company to illuminate each rail yard in accordance with the illumination standards established by the Illuminating Engineering Society of North America.
  - Permits a railroad company employee or a representative of that employee to file a complaint with the Public Utilities Commission of Ohio to address a violation of the illumination requirement.
  - Requires a complaint alleging a violation to also include written evidence that the employee or representative previously requested the railroad company to address the issue.
  - Provides that whoever recklessly violates the illumination standards must be fined at most \$100 and that each day a violation exists is a separate offense.
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### **CONTENT AND OPERATION**

#### **Required lighting standards**

The bill requires a railroad company to illuminate each rail yard in accordance with the standards established by the Illuminating Engineering Society of North America.<sup>1</sup> Those standards specify the lighting for different areas and types of yards.<sup>2</sup>

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<sup>1</sup> R.C. 4907.70.

<sup>2</sup> 30.50-30.53. Illuminating Engineering Society, *The Lighting Handbook*, (10th Ed.).

## Complaints

### Who may file a complaint

The bill permits a railroad company employee or a representative of that employee to file a complaint with the Public Utilities Commission of Ohio (PUCO), alleging a violation of the lighting standards.<sup>3</sup>

### Evidence of prior request to remedy

The bill requires, along with the complaint, written evidence that, prior to filing the complaint, the employee or representative requested the railroad company to address the circumstances that gave rise to the complaint.<sup>4</sup>

### Complaint procedures

The bill requires the PUCO to establish the specific procedures for filing a complaint.<sup>5</sup>

### Penalty

The bill provides that whoever recklessly violates the illumination standards shall be fined not more than \$100. Additionally, each day a violation exists constitutes a separate offense.<sup>6</sup>

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## HISTORY

ACTION	DATE
Introduced	03-07-17

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<sup>3</sup> R.C. 4907.71.

<sup>4</sup> R.C. 4907.71.

<sup>5</sup> R.C. 4907.71.

<sup>6</sup> R.C. 4907.99(H).

