



# HOUSE BILL No. 5667

April 20, 2000, Introduced by Rep. Allen and referred to the Committee on Transportation.

A bill to amend 1993 PA 354, entitled "Railroad code of 1993," by amending section 315 (MCL 462.315).

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1       Sec. 315. (1) The department, by order, in accordance with  
2 section 301, may prescribe active traffic control devices to warn  
3 of the approach of trains about to cross a street or highway at  
4 public railroad grade crossings consisting of signals with signs,  
5 circuitry, or crossing gates and other appurtenances as depicted  
6 in the Michigan manual of uniform traffic control devices. Such  
7 determinations shall detail the number, type, and location of  
8 signals with signs, circuitry, or gates and appurtenances, which,  
9 however, shall conform as closely as possible with generally  
10 recognized national standards.

1 (2) Except as otherwise provided for in this act, the cost  
 2 of any installation, alteration, or modernization of active  
 3 traffic control devices shall be at equal expense of the railroad  
 4 and road authority.

5 (3) After initial installation, all active traffic control  
 6 devices, circuitry, and appurtenances at crossings shall be main-  
 7 tained, enhanced, renewed, and replaced by the railroad at its  
 8 own expense, except that the road authority shall pay ~~\$580.00~~  
 9 \$760.00 for flashing signals on a single track, ~~\$750.00~~ \$830.00  
 10 for flashing signals and gates on a single track, ~~\$520.00~~  
 11 \$895.00 for flashing signals ~~on cantilevers~~ WITH CANTILEVER ARM  
 12 on a single track, ~~\$1,040.00~~ \$1,215.00 for flashing signals ~~on~~  
 13 ~~cantilevers~~ WITH CANTILEVER ARM with gates on a single track,  
 14 ~~\$940.00~~ \$1,230.00 for flashing signals and gates on multiple  
 15 tracks, ~~and \$1,150.00~~ \$1,630.00 for flashing signals ~~on~~  
 16 ~~cantilevers~~ WITH CANTILEVER ARMS and gates on a multiple track,  
 17 \$725.00 FOR FLASHING SIGNALS ON A MULTIPLE TRACK, AND \$1,005.00  
 18 FOR FLASHING SIGNALS WITH CANTILEVER ARMS ON A MULTIPLE TRACK  
 19 annually for maintenance to the railroad for each crossing with  
 20 active traffic control devices not covered by existing or future  
 21 railroad-road authority agreements. The railroad shall furnish  
 22 standard equipment uniform for all railroads at a cost and  
 23 installation basis consistent for all railroads. By January 1,  
 24 ~~1999,~~ 2010 AND EVERY 10 YEARS AFTER 2010, the department shall  
 25 complete a study to determine the cost of maintenance of active  
 26 traffic control devices and shall forward a copy of the study to

1 the members of the house and senate committees that consider  
2 railroad legislation.

3       (4) Standard active railroad-highway traffic control devices  
4 consisting of side of street flashing light signals with or with-  
5 out half-roadway gates and cantilevers shall include the railroad  
6 crossing (crossbuck) sign, "stop on red signal" sign, and number  
7 of tracks sign located, designed, and maintained on the signal  
8 support as prescribed by the Michigan manual of uniform traffic  
9 control devices. The railroad shall perform actual installation  
10 and maintenance of these signs. The railroad shall also install,  
11 renew, and maintain any signs placed on cantilevered signal  
12 supports. Whenever active traffic control devices are installed  
13 at any crossing, they shall be so arranged that for every train  
14 or switching movement over the grade crossing, the active traffic  
15 control device shall be in operation for a period of not less  
16 than 20 seconds or more than 60 seconds in advance of the train  
17 movement reaching the nearest established curb line or highway  
18 shoulder and the devices shall continue to operate until the  
19 train movement has passed the established curb line or shoulder  
20 on the far side of the highway.

21       (5) The department may order a railroad, at the railroad's  
22 expense, to stop and flag a crossing for normal train service or  
23 when active traffic control devices may become inoperable.