

HOUSE No. 1810

The Commonwealth of Massachusetts

PRESENTED BY:

Gailanne M. Cariddi

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act establishing time limits for the idling of stopped locomotives.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Gailanne M. Cariddi</i>	<i>1st Berkshire</i>	<i>1/19/2017</i>
<i>Diana DiZoglio</i>	<i>14th Essex</i>	
<i>Susannah M. Whipps</i>	<i>2nd Franklin</i>	
<i>James Arciero</i>	<i>2nd Middlesex</i>	

HOUSE No. 1810

By Ms. Cariddi of North Adams, a petition (accompanied by bill, House, No. 1810) of Gailanne M. Cariddi and others relative to establishing time limits for the idling of stopped locomotives. Transportation.

The Commonwealth of Massachusetts

**In the One Hundred and Ninetieth General Court
(2017-2018)**

An Act establishing time limits for the idling of stopped locomotives.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Chapter 160 of the General Laws as appearing in the 2014 official edition is hereby
2 amended by inserting after Section 252 the following new sections:-

3 Section 253: Stopped locomotives; operation of engine; time limit; penalty

4 No person shall cause, suffer, allow or permit the operation of the engine of a locomotive
5 while said locomotive is stopped for a foreseeable period of time in excess of ninety minutes
6 while said locomotive is stopped in a residential area. This section shall not apply to (a)
7 locomotives being serviced, provided that the operation of the engine is essential to the proper
8 repair thereof, or (b) locomotives engaged in the delivery or acceptance of goods, wares, or
9 merchandise for which engine assisted power is necessary and substitute alternate means cannot
10 be made available, or (c) locomotives engaged in an operation for which the engine power is
11 necessary for an associate power need other than movement and substitute alternate power
12 means cannot be made available provided that such operation does not cause or contribute to a

13 condition of air pollution or significant disturbance of said residential areas. Whoever violates
14 any provision of this section shall be punished by a fine of not more than one hundred dollars for
15 the first offense, nor more than five hundred dollars for each succeeding offense.

16 Section 254: The department of transportation, hereinafter the department, shall post
17 signs relating to prohibited idling where practicable and include the maximum penalty that may
18 be imposed for a violation of Section 253 herein. Said signs shall be posted at other appropriate
19 locations throughout the state, as determined by the department, including but not limited to,
20 locations for which a municipality receives a substantial number of complaints of idling
21 locomotive engines.

22 This act shall take effect 180 days following passage.