

# State of South Dakota

SEVENTY-THIRD SESSION  
LEGISLATIVE ASSEMBLY, 1998

912B0355

## SENATE BILL NO. 128

Introduced by: Senators Kloucek, Hunhoff, Reedy, and Symens and Representatives Weber, Chicoine, Collier, Davis, Duxbury, Fischer-Clemens, Jaspers, Kazmerzak, Lee, Lockner, Putnam, and Schrempp

1 FOR AN ACT ENTITLED, An Act to permit the Department of Transportation to require  
2 reflector or luminescent paint on railroad cars.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That chapter 49-16A be amended by adding thereto a NEW SECTION to read  
5 as follows:

6 If the Department of Transportation determines it is necessary for the safety and protection  
7 of the public, the department shall order a railroad to place reflectors or luminescent paint on  
8 railroad cars operating in South Dakota in a manner and method suitable for the protection of  
9 the public. The department shall promulgate rules pursuant to chapter 1-26 to establish  
10 procedures, requirements, and criteria for working railroad cars pursuant to this Act.