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ASSEMBLY BILL NO. 384—ASSEMBLYMEN  
HICKEY; GOICOECHEA AND GRADY

MARCH 21, 2011

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Referred to Committee on Transportation

SUMMARY—Repeals provisions governing certain duties of engineers who drive locomotives. (BDR 58-978)

FISCAL NOTE: Effect on Local Government: No.  
Effect on the State: No.

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

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AN ACT relating to railroads; repealing provisions requiring the ringing of a bell or sounding of a whistle of a locomotive under certain circumstances; and providing other matters properly relating thereto.

**Legislative Counsel's Digest:**

1 The Federal Railroad Administration of the United States Department of  
2 Transportation prescribes standards for sounding locomotive horns when  
3 locomotives approach and pass through public highway-rail grade crossings. The  
4 Federal Railroad Administration also provides standards for the creation and  
5 maintenance of quiet zones within which locomotive horns need not be sounded.  
6 (49 C.F.R. Part 222)  
7 Under existing Nevada law, an engineer who drives a locomotive is guilty of a  
8 misdemeanor if he or she fails to ring the bell or sound the whistle of the  
9 locomotive at least 80 rods from any place where the railway crosses a traveled  
10 road or street. (NRS 705.430) This bill repeals this state law requirement, which  
11 means that an engineer who drives a locomotive would be required to follow the  
12 federal law relating to circumstances for sounding the horn of a locomotive.

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\* A B 3 8 4 \*

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN  
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1     **Section 1.**   NRS 705.430 is hereby repealed.

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**TEXT OF REPEALED SECTION**

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**705.430 Penalty for unlawful failure to ring bell or sound whistle at crossing.** Every engineer driving a locomotive on any railway who shall fail to ring the bell or sound the whistle upon such locomotive, or cause the same to be rung or sounded, at least 80 rods from any place where such railway crosses a traveled road or street, where such road or street is customarily used by the public for the purpose of travel (except in cities where other regulations are required), or to continue the ringing of such bell or sounding of such whistle until such locomotive shall have crossed such road or street, shall be guilty of a misdemeanor.

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