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State of Minnesota

HOUSE OF REPRESENTATIVES

EIGHTY-EIGHTH SESSION

H. F. No. 1288

03/05/2013 Authored by Schoen, Abeler, Erhardt and Davnie

The bill was read for the first time and referred to the Committee on Labor, Workplace and Regulated Industries

1.1 A bill for an act  
1.2 relating to railroads; requiring certain health care and compensated time lost for  
1.3 railroad employees following critical train incidents; proposing coding for new  
1.4 law in Minnesota Statutes, chapter 219.

1.5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.6 Section 1. **[219.635] EMPLOYEE HEALTH CARE AND COMPENSATION**  
1.7 **FOLLOWING CRITICAL INCIDENT.**

1.8 When a Class One or Class Two common rail carrier train or track vehicle strikes  
1.9 or is struck by a pedestrian, motor vehicle, or other implement, the carrier shall provide,  
1.10 upon request of an affected employee, a minimum of 96 continuous hours of release from  
1.11 on-duty service after the crew completes the tour during which the incident occurred,  
1.12 without expense to the employee. The carrier shall also provide an affected employee the  
1.13 time necessary for appropriate counseling service upon request of the employee or the  
1.14 employee's representative. The counseling service must be provided by an independent,  
1.15 third-party, and accredited counseling agency. If an affected employee is physically  
1.16 injured, the employee may provide information regarding the facts of the incident to the  
1.17 carrier's legal representative as soon as is reasonably possible.