

SENATE AMENDMENT NO. _____

Offered by _____ of _____

Amend _____ Bill No. _____, Page _____, Section _____, Line _____,

2 by inserting immediately after said line the following:

3 "390.064. 1. As used in this section, the following terms
4 shall mean:

5 (1) "Contract carrier", a passenger contract carrier that
6 for compensation transports railroad employees with a vehicle
7 used to transport persons, including the driver;

8 (2) "Railroad employee", shall have the same meaning
9 ascribed to the term "employee" as used in 49 C.F.R. Part 228.5,
10 as such regulation may be periodically amended.

11 2. Notwithstanding any other provision to the contrary,
12 contract carriers that transport railroad employees on a road or
13 highway of this state shall be subject to the safety standards
14 set forth in Title 49, Code of Federal Regulations, Part 391,
15 except 391.11(b) (4) and Subpart E, Parts 392, 393, 395, and 396,
16 except section 396.17.

17 3. The department of transportation shall promulgate rules
18 and regulations to implement and administer the provisions of
19 this section. Any rule or portion of a rule, as that term is
20 defined in section 536.010 that is created under the authority
21 delegated in this section shall become effective only if it
22 complies with and is subject of all of the provisions of chapter

1 536, and, if applicable, section 536.028. This section and
2 chapter 536 are nonseverable and if any of the powers vested with
3 the general assembly pursuant to chapter 536, to review, to delay
4 the effective date, or to disapprove and annul a rule are
5 subsequently held unconstitutional, then the grant of rulemaking
6 authority and any rule proposed or adopted after August 28, 2013,
7 shall be invalid and void."; and

8 Further amend the title and enacting clause accordingly.
9