

LCB File No. R030-07

**PROPOSED REGULATION OF THE PUBLIC
UTILITIES COMMISSION OF NEVADA**

(This regulation was previously adopted as T030-07)
Docket No. 07-03011

EXPLANATION - Matter in italics is new; matter in brackets ~~omitted material~~ is material to be omitted

AUTHORITY: NRS 703.025, 704.210, 704.280

NAC 705.160 Alongside track: General standards.

1. Except as otherwise provided in subsection 3 and NAC 705.010, a walkway alongside track that is required pursuant to the provisions of NAC 705.160 to 705.187, inclusive, must be constructed and maintained in conformity to the standards set forth in NAC 705.160 to 705.187, inclusive.

2. A walkway alongside track that is required pursuant to NAC 705.160 to 705.187, inclusive, must:

(a) Provide a reasonably regular surface that is *reasonably* smooth and *reasonably* safe for use by railroad employees and other persons who have duties in proximity to trains.

(b) Be surfaced with crushed material, asphaltic concrete, planking or other material that does not compromise track drainage.

(c) When crushed material is used in yards, 40 to 75 percent of the material must be capable of passing through a three quarter inch square sieve opening and 100 percent of the material must be capable of passing through a one and one-half inch square sieve opening. When crushed material is used in turnouts, 60 to 90 percent of the material must be capable of passing through a one and one-half inch square sieve opening.

(d) Unless the grade of the track is greater than 1 inch in 8 inches, have a grade that is less than 1 inch in 8 inches.

(e) If the walkway is alongside track with a curve greater than 18 degrees, be not less than 1 foot wider than otherwise required.

(f) Be kept reasonably free of hazards and obstructions, including, without limitation, fuel, oil, sand, posts and rocks.

3. The provisions of this section will be temporarily suspended during periods of heavy rain or snow, derailments, rock and earth slides and similar abnormal periods and for a reasonable time thereafter to permit restoration work.

4. Compliance with the provisions of NAC 705.160 to 705.187, inclusive, is not a complete defense to any civil action brought pursuant to NRS 705.260 to 705.340, inclusive, or for the violation of a railroad safety regulation or order.