

INDUSTRY RAIL SAFETY ADVISORY COMMITTEE

MEETING AGENDA

Information of Meeting

Date: Monday, October 21, 2024

Time: 3:00 pm - 4:30 pm

Location: Virtual via Zoom

Facilitator: Sheryl Trent

Join Zoom Meeting

<https://us06web.zoom.us/j/89316636194?pwd=930M7hCz7sbYHAFmOff9Dj26BCcdw.1>

Meeting ID: 893 1663 6194

Passcode: 283851

Agenda

- 3:00 pm Welcome
- 3:02 pm Housekeeping/Administrative Items (*Information*)
- Review and Approval of Industry Committee Minutes from 10.14.24
 - Community Committee Minutes from 10.17.24
 - Update on Action Items
 - November 11th reschedule due to holiday
- 3:10 pm Check-In
- Progress to date
 - Value of joint meeting
 - Other thoughts as we approach final month of report work
- 3:25 pm Review of Final Language for Section V, A Quantification of the Adequate Levels of Investment Necessary to Reduce Highway-Rail Crossing Incidents and other Risks (*Presentation and Discuss Language*)
- Presentation with further information on FRA crossing data (PUC)
 - Review/modify draft language

The Committee recognizes that, given the limited time frame for conversation, it is not possible to offer a full quantification of adequate levels of investment. Further study and conversation are required, and the Class I railroad staff can be closely involved in those meetings. We would recommend that the approach and focus for rail safety be organized into three areas:

Education: this includes school curriculum, drivers' education, drivers' license renewal, signage, and marketing. Education is a lower cost and long-term approach to increasing awareness of rail, pedestrian and vehicular safety at crossings and in high traffic areas.

Engineering: we recommend identifying priority projects across the state based on data, developing a budget for those projects, and funding those projects in priority order. Engineering is a significant investment but is the only way to truly affect public safety.

Enforcement: this includes increasing penalties and increasing funding for staffing at the local law enforcement level. Enforcement in all areas is simply not possible given resources and funding.

- 3:30 pm Presentation on new PHMSA Rule, *Mike Ogborn (Information)*
- 3:45 pm Presentation on PUC, CDOT and DPS Pros and Cons for Agency Governance (*Information and Discussion*)
- 4:00 pm **Section VII**, An Assessment of Best Practices for Ensuring Financial Responsibility for Response, Cleanup, and Damages from Major Rail Events, Which Assessment Reviews Best Practices from Other States (*Information and Discussion*)
- Presentation on Colorado Designated Emergency Response Authority DERA, *Sean Schlessman*
 - Discussion
- 4:25 pm Look Ahead to Next Meetings and Open Discussion
October 28th
- **Section II**, An Indication That Public Data Not Subject To Exceptions Under The "Colorado Open Records Act", Part 2 Of Article 72 Of Title 24, Will Be Shared With The Community Rail Safety Advisory Committee And The Rail Industry Safety Advisory Committee (*Discussion and Direction*)
 - **Section IX**, A Legislative Proposal Concerning the Creation of a Fee Structure or other Revenue Source, An Assessment, And A Governance Body and An Office of Rail Safety to Address the Needs Described in Subsections (1 3) (a) (I) to (13) (a) (III) of This Section, Which Fee Structure, Assessment, And Governance Body can Be Introduced As Legislation As Soon As The 2025 Regular Legislative Session and Begin Operating No Later than January 1, 2027. (*Discussion and Direction*)

What information do you have to share?

What information do you need?

Next meeting is October 28th

Reminder: Possible Joint Meeting scheduled for November 7th

Action Items			
What	Who	By When	Status
Ask the AG for a legal opinion on: 1) Responding to email - do we respond in the next meeting, or do we just report we have responded to each email we have received since the last meeting 2) How do we keep a record of any comments or questions as part of the committee meetings	Rebecca	Next Meeting	Transparency and consistency are key. To that end, the committees should establish a policy for how comments are handled. The cleanest approach would be the policy that topics raised in public comments are addressed orally at the next scheduled meeting, as appropriate, which interested commenters can view via the Zoom link. Group discussion of any responses is ideal so that all committee members are aware of the response being provided and can voice if they disagree (versus an individual member sending a response). There is no need for meeting minutes to transcribe the questions and answers; the minutes can simply indicate that public comments were discussed.
Present questions to Community Committee	Pam	September 10	Done. See minutes of Community Committee meeting
Ask Kevin Kline to attend the September 23 meeting	Rebecca		Yes, attended.

Does information from wayside detectors get to the operating center?	Andy & John		
Send reports from FRA related to communications to long trains	John		Done
Check if Class III have wayside detectors	Michael		Done
Check if short lines have long trains	Michael		Done