

HOUSE BILL NO. 3464

103RD GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE JORDAN.

7424H.011

JOSEPH ENGLER, Chief Clerk

AN ACT

To amend chapter 389, RSMo, by adding thereto one new section relating to reports relating to certain railroad incidents, with penalty provisions.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Chapter 389, RSMo, is amended by adding thereto one new section, to be
2 known as section 389.1220, to read as follows:

389.1220. 1. For purposes of this section, "personally identifying information"
2 **includes a crew member's or engineer's name, home address, personal telephone**
3 **number, driver's license number, Social Security number, or other information that**
4 **could reasonably be used to identify or locate such individual.**

5 **2. Personally identifying information of train crew members and engineers**
6 **contained in reports or communications related to railroad incidents involving motor**
7 **vehicles shall be redacted from any publicly released records.**

8 **3. Unredacted copies of such records shall be accessible only:**

9 **(1) To the employing railroad or its authorized representatives;**

10 **(2) By court order, and to others specifically authorized by such order; or**

11 **(3) To law enforcement agencies, the attorney general's office, or the department**
12 **of transportation if the information is necessary to perform their official duties.**

13 **4. If a court determines that a crew member or engineer was not at fault in a**
14 **railroad incident involving a motor vehicle, such person's identifying information shall**
15 **remain confidential in all public records.**

16 **5. The department of transportation shall enforce this section and may**
17 **promulgate rules to ensure compliance and confidentiality. Any rule or portion of a**

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in bold-face type in the above bill is proposed language.

18 rule, as that term is defined in section 536.010, that is created under the authority
19 delegated in this section shall become effective only if it complies with and is subject to
20 all of the provisions of chapter 536 and, if applicable, section 536.028. This section and
21 chapter 536 are nonseverable and if any of the powers vested with the general assembly
22 pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul
23 a rule are subsequently held unconstitutional, then the grant of rulemaking authority
24 and any rule proposed or adopted after August 28, 2026, shall be invalid and void.

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