

GRADE CROSSING COLLISION INVESTIGATION CHECKLIST

ENGINEER INFORMATION

NAME: _____
ADDRESS: 810 NORTH ALAMEDA ST., SUITE 216, LOS ANGELES, CA 90012
PHONE: (213) 683-6965 (800) 331-0008 (800) 683-4114
D.O.B. ADVISED BY AMTRAK POLICE NOT TO BE GIVEN
TIME OF COLLISION: (2400) _____
TRAIN SPEED ESTIMATE @ COLLISION _____
(OPERATOR'S LICENSE NUMBER NOT PERMITTED ON ACCIDENT REPORT PER
C.V.C. 12953.

CONDUCTOR INFORMATION

NAME: _____
ADDRESS: 810 NORTH ALAMEDA ST., SUITE 216, LOS ANGELES, CA 90012
PHONE: (213) 683-6965 (800) 331-0008 (800) 683-4114
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TRAIN INFORMATION

LEAD UNIT & NUMBER OF UNITS _____
TRAIN ID NUMBER _____
NUMBER OF CARS IN TRAIN _____

RAILROAD COMPANY THAT OWNS TRACKS

BURLINGTON NORTHERN SANTA FE
2600 LOU MAKE DRIVE
FORTWORTH~TEXAS 76131

UNION PACIFIC RAILROAD
1416 DODGE STREET
OMAHA, NE 68179

ADDITIONAL CREW NUMBERS _____

ENGINE INFORMATION

HEADLIGHTS
HORN
BELL

MISCELLANEOUS INFORMATION

RR CAR NUMBER ON CROSSING _____
DISTANCE TO RR CAR FROM POINT OF IMPACT _____
WITNESSES _____

CROSSING SIGNALS

LIGHT/GATE/BELL COMBINATION
LIGHT/BELL COMBINATION
WIG-WAG
LIGHTS FLASHING/BELL RINGING ON ARRIVAL
CROSSING GATES DOWN

OTHER CROSSING CHARACTERISTICS

ADVANCE WARNING SIGNS IN PLACE
DOT/AAR CROSSING ID MARKER _____

LAWS GOVERNING
RAILROAD EMPLOYEES INVOLVED
IN RAILROAD ACCIDENTS

Trains involved in fatalities and accidents involving motor vehicle of other highway conveyance where roadways cross railroad lines are governed by federal laws and regulations, and they are not subject to state or local highway laws. Railroad employees involved in accidents at grade crossing or other locations have no obligation to submit to a breath or toxicologic test requested by state or local law enforcement authority, unless the authority has specific cause to believe a particular individual they wish to test has committed a criminal law violation.

In addition testing is normally not permitted when a person on the railroad's right-of-way is hit by a train. In connection with the collision of a train and a motor conveyance at a rail/highway grade crossing. The federal regulatory authority has been delegated to the Federal Railroad Administration (FRA). In part 219 of Title of the Code of Federal Regulations,(C.F.R.), the FRA (see 49 C.F.R. 219.201(b). Section 219.13 specifies that the regulations in Part 219 of 49 C.F.R. have the preemptive effect contemplated by Section 20106 of Title 49 C.F.R. of the United States Code (previously Section 205 of the Federal Railroad Safety Act of 1970), Section 20106 of Title 49 of the United States Code prohibits states from adopting laws with respect to railroad safety, if the United States Department of Transportation has adopted standards governing the subject matter, unless the state requirement is necessary to deal with a unique local problem and is not incompatible with the federal standards. Therefore, states and localities may not adopt laws requiring employees to submit to testing after an accident that does not involve reckless conduct in violation of criminal law.

CALIFORNIA VEHICLE CODE SECTION 12953 STATES:
ACCIDENTS OR VIOLATIONS CAUSING DETENTION OF CREWMEMBER OF TRAIN BY POLICE; FURNISHING OF LICENSE; ISSUANCE OF CITATION. IN ANY CIRCUMSTANCE INVOLVING ACCIDENTS OR VIOLATIONS IN WHICH THE ENGINEER OR ANY OTHER CREWMEMBER OF ANY TRAIN IS DETAINED BY STATE OR LOCAL POLICE, THE ENGINEER OR ANY OTHER CREWMEMBER SHALL NOT BE REQUIRED TO FURNISH A MOTOR VEHICLE OPERATOR'S LICENSE' NOR SHALL ANY CITATION INVOLVING THE OPERATION OF A TRAIN BE ISSUED AGAINST THE MOTOR VEHICLE OPERATOR'S LICENSE OF THE ENGINEER OR ANY OTHER CREWMEMBER OF THE TRAIN. (ADDED BY STATS. 1980. c 1134 PARAGRAPH 11.)

State and local law enforcement authorities can call the Police Department 24 hours a day at 1-800-331-0008 to obtain further information concerning the permissible treatment of railroad employees involved in an accident.

WVW 9/29/97

THIS FORM IS TO CONVEY INFORMATION TO COMPLETE STATE FORM 555. IN ADDITION THIS IS TO REDUCE CHANCES OF INFORMATION BEING OVERHEARD BY UNSANCTIONED PERSONNEL, THAT MIGHT BE ON THE SCENE.

DATE OF INCIDENT TIME
 MO DAY YEAR TIME (2400)

PERSON INVOLVED	DESCRIPTION OF DAMAGE	TYPE OF VEHICLE
WEATHER (MARK 1 OR 2) A CLEAR B CLOUDY C RAINING D SNOWING E FOG/VISIBILITY FT F OTHER G WIND	TRAFFIC CONTROL DEVICES/CROSSING GATES A CONTROLS FUNCTIONING B CONTROLS NOT FUNCTIONING C CONTROLS OBSCURED D NO CONTROLS PRESENT MOTOR VEHICLE INVOLVED WITH F TRAIN	A PASS CAR/ ST A WAGON B PASSENGER CAR W/TRAILER C MOTORCYCLE/SCOOTER D PU/ PANEL TR. E PU/ PANEL TR. W/TRAILER F TRUCK/ TRUCK TRACTOR G TRACTOR W/ TRLR. H SCHOOL BUS I OTHER BUS J EMERGENCY VEHICLE K HWY CONST. EQUIPMENT L BICYCLE M OTHER MOTOR VEHICLE N PEDESTRIAN
LIGHTING A DAYLIGHT B DUSK - DAWN C DARK - STREET LIGHTS D DARK NO STREET LIGHTS		

BRIEF STATEMENT:

WHERE INCIDENT OCCURRED

RAILROAD MILEPOST: MP _____ SUBDIVISION _____
 RAILROAD DIR. EAST WEST NORTH SOUTH TRACK NUMBER _____
 MAX- SPEED AUTH. FOR TRAIN _____ MPH SPEED EST. _____ MPH
 TRAIN NUMBER _____ DIVISION _____ NEAREST STA. CODE ____/____/____
 MEASURE OF TIME FROM FIRST SEEN _____ SECONDS
 RAILROAD RESPONSIBLE FOR TRACK MAINTENANCE _____
 NUMBER OF ENGINES _____ UNIT NO.(S) _____ CARS _____
 ENG. NAME: _____ AE. NAME: _____
 COND. NAME: _____ AC. NAME: _____
 AC. NAME- _____
 (COND/ENG) NAME: _____ DATE: _____ LIGHTS _____
 (AC/AE) _____ HORN _____
 SIGNATURE: _____ BELL _____

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 PHONE: (213) 683-6965

ADDRESS AND PHONE ARE THOSE OF THE CARRIER. THE CARRIER WILL PROVIDE ANY FURTHER INFORMATION A-BOU INCIDENT THAT MAY BE REQUESTED. THEY WILL ALSO PROVIDE EMPLOYEES FOR DEPOSITIONS UPON REQUEST.

INVESTIGATING OFFICER _____ BADGE NUMBER _____

WVW/RGN11/10,97

Routing: WHITE = Investigating officer - YELLOW = Retain with file - PINK = Employee copy