

CHAPTER 802
NOTIFICATION OF RAILROAD ACCIDENTS/INCIDENTS
[Prior to 6/3/87, Transportation Department [820]—(10,B)Ch 6]

761—802.1(327C) Written reports.

802.1(1) *When required.* A railroad filing with the Federal Railroad Administration any of the forms listed in subrule 802.1(2) shall, at the same time, file a copy with the department at the following address if the accident or incident occurred in Iowa: Office of Rail Transportation, Iowa Department of Transportation, 800 Lincoln Way, Ames, Iowa 50010.

802.1(2) *Forms.* This rule applies to the following Federal Railroad Administration forms:

FRA F 6180.54 — Rail Equipment Accident/Incident Report

FRA F 6180.57 — Rail-Highway Grade Crossing Accident/Incident Report

This rule is intended to implement Iowa Code section 327C.41.

[ARC 3882C, IAB 7/4/18, effective 8/8/18]

761—802.2(327C) Notification of railroad accidents/incidents.

802.2(1) *Accidents or incidents requiring notification.* Any accident/incident involving train movement which results in any of the following shall be reported within four hours of the accident/incident to the department:

- a. Fatality.
- b. Personal injury requiring hospitalization.
- c. Derailment of ten or more rail cars and locomotives.
- d. Derailment of any number of cars or locomotives when one or more are not upright.
- e. Derailment or other incident involving a railroad passenger train.
- f. Release or potential release of hazardous materials that presents a risk or potential risk to public safety including injury, fatality, evacuation or shelter-in-place of persons.
- g. Damage to public or private transportation infrastructure not owned by the involved railroad.

802.2(2) *Content of notice.* The notice of an accident/incident shall provide, at a minimum, the following information:

- a. Name of the railroad involved.
- b. Name and contact information of the individual calling to file the notice.
- c. Date and time the accident/incident occurred.
- d. Location of the accident/incident, described as accurately as possible, including the nearest city and the U.S. DOT crossing identification number or railroad milepost.
- e. Description of the accident/incident.
- f. Impact on motor vehicle travel, if known.
- g. Number of injuries and fatalities.
- h. Hazardous materials involved in the incident and actions taken in the event of a release.
- i. Number of rail cars derailed.

802.2(3) *Method of notification.* The notice shall be made to the department's traffic management center by telephone at (515)237-3300 (open year-round, 24 hours a day, including legal holidays).

This rule is intended to implement Iowa Code sections 327C.37 and 327C.41.

[ARC 3882C, IAB 7/4/18, effective 8/8/18]

[Filed 8/24/82, Notice 7/7/82—published 9/15/82, effective 10/20/82]

[Filed 10/2/85, Notice 8/14/85—published 10/23/85, effective 11/27/85]

[Filed 5/11/87, Notice 3/11/87—published 6/3/87, effective 7/8/87]

[Filed 8/26/88, Notice 7/13/88—published 9/21/88, effective 10/26/88]

[Filed 1/10/90, Notice 11/29/89—published 2/7/90, effective 3/14/90]

[Filed 1/15/92, Notice 12/11/91—published 2/5/92, effective 3/11/92]

[Filed 7/15/03, Notice 5/14/03—published 8/6/03, effective 9/10/03]

[Filed ARC 3882C (Notice ARC 3757C, IAB 4/25/18), IAB 7/4/18, effective 8/8/18]