

AMENDMENT

OFFERED BY MS. TITUS OF NEVADA

At the end of subtitle D of title X, insert the following:

1 **SEC. 10431. TRACK INSPECTIONS.**

2 (a) IN GENERAL.—Subchapter II of chapter 201 of
3 title 49, United States Code, is further amended by adding
4 at the end the following:

5 **“§ 20174. Visual and automated track inspection re-**
6 **quirements**

7 “(a) MINIMUM FREQUENCY FOR VISUAL TRACK IN-
8 SPECTIONS.—All main line track designated for operation
9 at Class 3 track speeds or higher under section 213.9 of
10 title 49, Code of Federal Regulations, as in effect on Janu-
11 ary 1, 2026, shall be subject to visual inspection by a
12 qualified inspector not less frequently than twice each
13 week, with at least 1 calendar day between each inspec-
14 tion.

15 “(b) IMMEDIATE REMEDIATION OF SAFETY DE-
16 FECTS.—Any defect or unsafe condition identified by any
17 inspection, detection, or monitoring method shall be cor-
18 rected, protected, or removed from service immediately
19 upon detection, consistent with the requirements of part

1 213 of title 49, Code of Federal Regulations, as in effect
2 on January 1, 2026.

3 “(c) REMEDIATION BY QUALIFIED PERSON.—If a
4 qualified inspector making a track inspection under this
5 section finds a deviation from the requirements of part
6 213 of title 49, Code of Federal Regulations, as in effect
7 on January 1, 2026, the qualified inspector shall—

8 “(1) immediately initiate remedial action; and

9 “(2) have the sole authority to authorize any
10 subsequent movements to facilitate repairs on track
11 that is out of service.

12 “(d) PROHIBITION ON GRANTING WAIVERS THAT
13 REDUCE SAFETY COVERAGE.—Notwithstanding any
14 other provision of law, including section 20103 of this
15 title, the Secretary of Transportation may not grant a
16 waiver, exemption, or modification of any safety regulation
17 issued under chapter II of subtitle B of title 49, Code of
18 Federal Regulations, as in effect on January 1, 2026, if
19 the proposed alternative inspection, detection, or moni-
20 toring method fails to identify or detect all defect condi-
21 tions defined or recognized as unsafe under applicable
22 Federal Railroad Administration regulations.

23 “(e) AUTOMATED TRACK INSPECTION REQUIRE-
24 MENTS.—Not later than 1 year after the date of the enact-
25 ment of this section, the Secretary shall update subparts

1 F and G of part 213 of title 49, Code of Federal Regula-
2 tions, to require that a Track Geometry Measurement Sys-
3 tem operate over the following track classifications at the
4 following frequencies and be subject to the following re-
5 quirements regarding TGMS inspections:

6 “(1) For operations at a qualified cant defi-
7 ciency (Eu) of more than 5 inches on Classes 1
8 through 5 track, at least 4 times per calendar year,
9 with at least 43 days elapsing between TGMS in-
10 spections.

11 “(2) For Class 1 track operating more than
12 15,000,000 gross tons annually, at least once per
13 calendar year, with at least 170 days elapsing be-
14 tween TGMS inspections.

15 “(3) For Class 2 track—

16 “(A) operating 15,000,000 or fewer gross
17 tons annually, at least once per calendar year,
18 with at least 170 days elapsing between TGMS
19 inspections; and

20 “(B) operating more than 15,000,000
21 gross tons annually, at least twice per calendar
22 year, with at least 120 days elapsing between
23 TGMS inspections.

24 “(4) For Class 3 track—

1 “(A) operating 15,000,000 or fewer gross
2 tons annually, at least twice per calendar year,
3 with at least 120 days elapsing between TGMS
4 inspections; and

5 “(B) operating more than 15,000,000
6 gross tons annually, at least 3 times per cal-
7 endar year, with at least 90 days elapsing be-
8 tween TGMS inspections.

9 “(5) For Class 4 track—

10 “(A) operating 15,000,000 or fewer gross
11 tons annually, at least 3 times per calendar
12 year, with at least 90 days elapsing between
13 TGMS inspections; and

14 “(B) operating more than 15,000,000
15 gross tons annually, at least 4 times per cal-
16 endar year, with at least 43 days elapsing be-
17 tween TGMS inspections.

18 “(6) For Class 5 track, at least 4 times per cal-
19 endar year, with at least 43 days elapsing between
20 TGMS inspections.

21 “(7) For Class 6 and Class 7 track, at least
22 twice during any 120-day period, with at least 25
23 days elapsing between TGMS inspections.

1 “(8) For Class 8 track, at least twice during
2 any 60-day period, with at least 12 days elapsing be-
3 tween TGMS inspections.

4 “(9) For Class 9 track, at least twice during
5 any 30-day period, with at least 6 days elapsing be-
6 tween TGMS inspections.

7 “(10) For crossovers where the track speed is
8 more than 30 miles per hour, at least twice per cal-
9 endar year, with at least 120 days elapsing between
10 TGMS inspections.

11 “(f) FIXING DEVIATION REQUIREMENTS.—Not later
12 than 1 year after the date of the enactment of this section,
13 the Secretary shall update part 213 of title 49, Code of
14 Federal Regulations, as in effect on January 1, 2026, to
15 require that when any inspection, whether done by a quali-
16 fied inspector or by a machine (including a TGMS ma-
17 chine), finds a deviation from the requirements of this
18 part, the qualified inspector or other authorized personnel
19 shall immediately remediate the deviation in accordance
20 with such part.

21 “(g) APPLICABLE REQUIREMENTS.—The Secretary
22 shall ensure that any requirements of subparts F and G
23 of part 213 of title 49, Code of Federal Regulations, as
24 in effect on January 1, 2026, including section 213.333
25 of such part, generated by an update to the regulations

1 made pursuant to subsection (e) or (f) are applied to the
2 applicable track classification.

3 “(h) DEFINITIONS.—In this section:

4 “(1) CLASS 1 TRACK; CLASS 2 TRACK; CLASS 3
5 TRACK; CLASS 4 TRACK; CLASS 5 TRACK.—The terms
6 ‘Class 1 track’, ‘Class 2 track’, ‘Class 3 track’,
7 ‘Class 4 track’, and ‘Class 5 track’ means Class 1
8 track, Class 2 track, Class 3 track, Class 4 track,
9 and Class 5 track, respectively, as such terms are
10 used in section 213.9(a) of title 49, Code of Federal
11 Regulations, as in effect on January 1, 2026.

12 “(2) MAIN LINE.—The term ‘main line’ has the
13 meaning given such term in section 236.1003 of title
14 49, Code of Federal Regulations, as in effect on
15 January 1, 2026.

16 “(3) QUALIFIED INSPECTOR.—The term ‘quali-
17 fied inspector’ means a person designated as a quali-
18 fied person to inspect track for defects under section
19 213.7(b) of title 49, Code of Federal Regulations, as
20 in effect on January 1, 2026.

21 “(4) TRACK GEOMETRY MEASUREMENT SYS-
22 TEM; TGMS.—The terms ‘Track Geometry Measure-
23 ment System’ and ‘TGMS’ means a Track Geometry
24 Measurement System as such term is used in section

1 213.333 of title 49, Code of Federal Regulations, as
2 in effect on January 1, 2026.”.

3 (b) CLERICAL AMENDMENT.—The analysis for chap-
4 ter 201 of title 49, United States Code, is further amend-
5 ed by adding at the end the following:

“20174. Visual and automated track inspection requirements.”.

