

## § 213.1

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- 213.353 Turnouts, crossovers, and lift rail assemblies or other transition devices on moveable bridges.
- 213.355 Frog guard rails and guard faces; gage.
- 213.357 Derails.
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- 213.361 Right of way.
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APPENDIX A TO PART 213—MAXIMUM ALLOWABLE CURVING SPEEDS

APPENDIX B TO PART 213—SCHEDULE OF CIVIL PENALTIES

APPENDIX C TO PART 213—STATEMENT OF AGENCY POLICY ON THE SAFETY OF RAILROAD BRIDGES

AUTHORITY: 49 U.S.C. 20102–20114 and 20142; 28 U.S.C. 2461; and 49 CFR 1.49(m).

SOURCE: 63 FR 34029, June 22, 1998, unless otherwise noted.

### Subpart A—General

#### § 213.1 Scope of part.

(a) This part prescribes minimum safety requirements for railroad track that is part of the general railroad system of transportation. The requirements prescribed in this part apply to specific track conditions existing in isolation. Therefore, a combination of track conditions, none of which individually amounts to a deviation from the requirements in this part, may require remedial action to provide for safe operations over that track. This part does not restrict a railroad from adopting and enforcing additional or more stringent requirements not inconsistent with this part.

(b) Subparts A through F apply to track Classes 1 through 5. Subpart G and 213.2, 213.3, and 213.15 apply to track over which trains are operated at speeds in excess of those permitted over Class 5 track.

#### § 213.2 Preemptive effect.

Under 49 U.S.C. 20106, issuance of these regulations preempts any State law, regulation, or order covering the same subject matter, except an additional or more stringent law, regulation, or order that is necessary to eliminate or reduce an essentially local safety hazard; is not incompatible with a law, regulation, or order of the United States Government; and that does not impose an unreasonable burden on interstate commerce.

#### § 213.3 Application.

(a) Except as provided in paragraph (b) of this section, this part applies to