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1989

STATE RAIL PROGRAM SURVEY

An Informational Report
Prepared by the
National Conference of State Railway Officials

Shortline Task Force

August 28, 1989

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**American Association of State Highway
and Transportation Officials**

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NATIONAL CONFERENCE OF STATE RAILWAY OFFICIALS

STATE PROGRAM SURVEY

This reference document is intended to be used as follows:

- o First, consult the Summary Chart and locate the program element of interest to you. Note the appropriate survey question number (it's directly beneath the program element description), and also note the state(s) identified as involved with that element.

- o Then, refer to the alphabetized State Survey Response for the selected state(s), and consult the appropriately numbered question for a profile of the involvement. If you need further information, state program officials are listed at the end of each Survey Response.

PM:2922-7/as

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NCSRO 1989 State Program Survey
Shortline Railroad Task Force

Summary

Survey Questions	PROGRAMS				PROGRAM INFORMATION						
	Operations	Track Rehabilitation	New Facility Construction	Acquisition	Conducts Environmental Audits	Requires Public Use/Traffic Guarantees	Policies/Guidelines Available	Local Funding Required	Reporting Requirements		
	3	4,6,7	9,11,12	13,15	31	16	30	5,10,14	19	29	
State											
Alabama	Yes	No	No	No	Yes	No	No		Yes	Yes	
Alaska	Yes	No	No	No	Yes		No	No	No	No	
Arizona											
Arkansas											
California	No	No	No	No	Yes		No		Yes	Yes	
Colorado	Yes	No	No	No	No		No		Yes	Yes	
Connecticut	Yes	Yes	Yes	Yes	Yes	Yes	No	Yes	Yes	Yes	
Delaware	Yes	No	No	No	Yes		No		Yes	Yes	
Florida	Yes	No	No	No	Yes	No	Yes	No	No	No	
Georgia	No	No	No	No	No	No	No		Yes	Yes	
Hawaii											
Idaho	No	No	No	No	Yes	Yes	No		Yes	Yes	
Illinois	No	Yes	Yes	No	No	Yes	Yes	No	No	No	
Indiana	No	Yes	Yes	Yes	No	Yes	Yes	Yes	Yes	Yes	
Iowa	No	Yes	Yes	Yes	No	Yes	Yes	Yes	Yes	Yes	
Kansas	No	No	No	No	Yes		No		No	No	
Kentucky	No	No	No	No	No		Yes		Yes	Yes	
Louisiana											
Maine	No	Yes	No	No	No	No	Yes	No	No	No	
Maryland	Yes	Yes	No	No	Yes	No	No	No	Yes	Yes	
Massachusetts	Yes	Yes	Yes	Yes	Yes	No	No	No	Yes	Yes	
Michigan	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	
Minnesota	No	Yes	Yes	Yes	Yes	No	Yes	Yes	Yes	Yes	
Mississippi											
Missouri	No	No	No	No	No	No	Yes			Yes	
Montana	Yes	No	No	No	Yes	No	No		Yes	Yes	
Nebraska	No	No	No	No	Yes		Yes		Yes	Yes	
Nevada	No	Yes	Yes	No	Yes	Yes	Yes	Yes	No	Yes	
New Hampshire	Yes	Yes	No	No	Yes	Yes	No	Yes	Yes	Yes	
New Jersey	Yes	Yes	Yes	Yes	No	Yes	Yes	Yes	No	Yes	
New Mexico											
New York	No	Yes	Yes	No	Yes	No	Yes	Yes	Yes	Yes	
North Carolina	No	Yes	No	Yes	No	No	No	Yes	Yes	Yes	
North Dakota	No	No	No	No	No	No	No		Yes	Yes	
Ohio	Yes	Yes	Yes	Yes	No	Yes	Yes	Yes	No	Yes	
Oklahoma	Yes	Yes	No	No	No	No	No	No	Yes	Yes	
Oregon	No	No	No	No	Yes	No	Yes		Yes	Yes	
Pennsylvania	Yes	Yes	Yes	Yes	No	Yes	Yes	Yes	Yes	Yes	
Rhode Island	Yes	No	No	No	No	Yes	No		No	No	
South Carolina	Yes	No	No	No			No		Yes		
South Dakota	Yes	Yes	No	No	No	No	No		Yes	Yes	
Tennessee	No	Yes	No	Yes	No	Yes	No	Yes	Yes	Yes	
Texas	No	No	No	No	Yes	No	Yes		Yes	Yes	
Utah											
Vermont	Yes	Yes	Yes	No	Yes	Yes	Yes	Yes	Yes	Yes	
Virginia	No	No	Yes	No	Yes	Yes	Yes	No	Yes	Yes	
Washington	No	Yes	Yes	Yes	No	Yes	No		Yes	Yes	
West Virginia	Yes	Yes	No	No	No	Yes	Yes	Yes	Yes	Yes	
Wisconsin	Yes	Yes	Yes	Yes	No	Yes	Yes	Yes	Yes	Yes	
Wyoming	No	No	No	No			No		Yes	Yes	

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Summary

Survey Questions	RAIL CORRIDORS							
	OPERATING			NON-OPERATING				INCOME PRODUCING ACTIVITIES IN EFFECT
	Owns	Leases	Provides Financial Operating Assistance	Owns	Rail Bank Program: Authorization/ In Effect	Interim Non-Rail Use: Allowable/ In Effect	Recreational Trails: State/Local Government	
1	2	17	21	20	22	23	32	
State								
Alabama	Yes	No	No	No	No		No	No
Alaska	Yes	No	No	No	No			Yes
Arizona								
Arkansas								
California	No	No	No	No	No			
Colorado	Yes	No	No	No	No		Yes	No
Connecticut	Yes	No	No	Yes	Yes	Yes	Yes	Yes
Delaware	Yes	No	Yes	No	No		No	Yes
Florida	Yes	No	No	Yes	Yes	Yes	Yes	Yes
Georgia	Yes	No	No	No	No		No	No
Hawaii								
Idaho	No	No	No	Yes	No	Yes	Yes	Yes
Illinois	No	No	No	No	No		No	
Indiana	No	No	No	No	Yes		Yes	
Iowa	No	No	No	No	Yes		Yes	
Kansas	No	No	No	No	No		No	
Kentucky	No	No	No	No	No		No	
Louisiana								
Maine	Yes	No	No	Yes	Yes	Yes	Yes	No
Maryland	Yes	No	Yes	Yes	Yes	Yes	Yes	Yes
Massachusetts	Yes	No	Yes	Yes	No	Yes	Yes	Yes
Michigan	Yes	Yes	No	Yes	Yes	Yes	Yes	Yes
Minnesota	No	No	No	Yes	Yes	Yes	Yes	No
Mississippi								
Missouri	No	No	No	Yes	Yes	Yes	Yes	No
Montana	Yes	No	No	No	Yes		No	Yes
Nebraska	No	No	No	Yes	No	No	Yes	No
Nevada	No	No	No	No	Yes	No	No	
New Hampshire	Yes	No	Yes	Yes	Yes	Yes	Yes	Yes
New Jersey	Yes	No	No	Yes	No	Yes	Yes	No
New Mexico								
New York	No	No	Yes	Yes	No	No	Yes	
North Carolina	Yes	No	No	No	No			No
North Dakota	No	No	No	No	No		Yes	
Ohio	Yes	No	No	Yes	Yes	Yes	Yes	Yes
Oklahoma	Yes	No	No	No	No		No	Yes
Oregon	No	No	No	Yes	Yes	Yes	Yes	No
Pennsylvania	Yes	Yes	Yes	Yes	No	Yes	Yes	Yes
Rhode Island	Yes	No	No	Yes	No	Yes	Yes	Yes
South Carolina	Yes	Yes	No	Yes	No	Yes	Yes	Yes
South Dakota	Yes	No	No	Yes	Yes	No	No	Yes
Tennessee	No	No	No	No	Yes	No	No	
Texas	No	No	No	No	No		No	
Utah								
Vermont	Yes	No	No	Yes	Yes	Yes	Yes	Yes
Virginia	No	No	No	Yes	No	Yes	Yes	No
Washington	No	No	No	Yes	Yes	Yes	Yes	Yes
West Virginia	Yes	No	Yes	Yes	Yes	Yes	Yes	Yes
Wisconsin	Yes	No	No	Yes	Yes	Yes	Yes	Yes
Wyoming	No	No	No	No	Yes	No	No	

NCSRO 1989 State Program Survey
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Summary

Survey Questions	LRSA FUND USES				Most Recent Complete State Rail Plan	LAWS Statutory First Right To Acquire Abandoned Corridors	Prohibition of Public Assistance to Private Business	Local Government May Own/ Operate Rail Lines	ASSOCIATIONS	
	Rehabilitation	Acquisition	New Construction	Planning Only					State Shortline	State All Railroads
	18				8	24	26	25	27	28
State										
Alabama	Yes	No	No	No	1988	No	Yes	Yes	No	No
Alaska	Yes	No	No	No	1985	Yes	No	Yes	No	No
Arizona										
Arkansas										
California	Yes	Yes	Yes	No	1982	No		Yes	No	Yes
Colorado	Yes	No	Yes	No	1985	No	Yes	Yes	No	No
Connecticut	Yes	Yes	No	No	1983	Yes	No	Yes	No	No
Delaware	Yes	Yes	No	No	1979	Yes	No	Yes	No	No
Florida	Yes	No	Yes	No	1988	No	Yes		No	No
Georgia	Yes	No	No	No	1988	No	No	Yes	No	No
Hawaii										
Idaho	Yes	No	No	No	1988	No	Yes	Yes	No	No
Illinois	Yes	No	Yes	No	1987	No	No	Yes	No	Yes
Indiana	Yes	No	No	No	1987		No	Yes	No	No
Iowa	Yes	No	Yes	No	1986	Yes	No	No	Yes	No
Kansas	Yes	No	Yes	No	1988	No	No	Yes	No	No
Kentucky	Yes	No	Yes	No	1981	No	No	No	No	No
Louisiana										
Maine	Yes	No	Yes	No	1986	Yes	No	Yes	No	No
Maryland	Yes	No	No	No	1989	Yes	No	Yes	No	No
Massachusetts	Yes	No	Yes	No	1988	Yes	Yes	Yes	No	Yes
Michigan	Yes	Yes	No	No	1982	Yes	No	Yes	No	Yes
Minnesota	Yes	No	No	No	1988	No	Yes	Yes	Yes	No
Mississippi										
Missouri	Yes	Yes	Yes	No	1984	Yes	No	Yes	No	No
Montana	Yes	No	Yes	No	1985	No		Yes	No	No
Nebraska	Yes	No	No	No	1986	Yes	Yes	No	No	No
Nevada	Yes	No	Yes	No		No	Yes	Yes	No	No
New Hampshire	Yes	Yes	No	No	1989	Yes	No	Yes	No	No
New Jersey	Yes	Yes	Yes	No	1989	No	Yes	Yes	No	No
New Mexico										
New York	Yes	No	Yes	No	1983	Yes	No	Yes	Yes	No
North Carolina	Yes	Yes	No	No	1979	No			No	No
North Dakota	Yes	No	Yes	No	1983	Yes	No	Yes	No	No
Ohio	Yes	Yes	Yes	No	1983	No	Yes	Yes	No	Yes
Oklahoma	Yes	Yes	No	No	1981	No	Yes	Yes	No	No
Oregon	Yes	No	No	No	1986	No	No	Yes	Yes	No
Pennsylvania	Yes	Yes	Yes	No	1988	Yes	No	Yes	No	Yes
Rhode Island	Yes	No	Yes	No	1985	Yes	No	Yes	No	No
South Carolina	Yes	Yes	No	No	1984	No	Yes	Yes	No	No
South Dakota	Yes	No	No	No	1986	No	Yes	Yes	No	No
Tennessee	Yes	Yes	No	No	1982	No	Yes	Yes	Yes	No
Texas	Yes	No	No	No	1984	No		Yes	No	Yes
Utah										
Vermont	Yes	Yes	No	No	1986	Yes	No	Yes	Yes	
Virginia	Yes	No	Yes	No	1988	No	Yes	Yes	No	No
Washington	Yes	Yes	Yes	No	1984	No	Yes	Yes	No	No
West Virginia	Yes	Yes	No	No	1978	No	No	Yes	No	No
Wisconsin	Yes	No	Yes	No	1983	Yes	Yes	Yes	No	Yes
Wyoming	No	No	No	Yes	1987	No		Yes	No	No

NCSRO 1989 STATE PROGRAM SURVEY
Shortline Railroad Task Force

Alabama

<u>Question</u>	<u>Response</u>	
	(*see note at end)	
	<u>Yes</u>	<u>No</u>
1. Does your state own (hold title or RR easement to) operating rail corridors?	<u>X</u>	___
2. Does your state lease, operating rail corridors from owners?	___	<u>X</u>
3. Does your state operate rail lines:		
(a) using state agency forces?	<u>X</u>	___
(b) by contract with private, for-profit corporations?	___	___
(c) by contract with non-profit corporations or associations?	___	___
(d) by contract through local units of government?	___	___
4. Do you have a state-funded track rehabilitation program?	___	<u>X</u>
(a) by loans only?	___	___
(b) by grants only?	___	___
(c) by loans and grants?	___	___
5. Are local match funds required to obtain state assistance?	___	___
6. If you answered "yes" to one element of question 4, may eligible fund applicants include:		
(a) the railroad operator?	___	___
(b) rail users or rail user associations?	___	___
(c) local governments?	___	___
(d) other non-transportation companies (such as industrial park developers)?	___	___
7. If you answered "yes" to question 4, are rehabilitation projects performed:		
(a) by state agency forces?	___	___
(b) by the operating railroads?	___	___
(c) by rail construction contractors?	___	___
8. When did your state last prepare a complete State Rail Plan (as opposed to an amendment for project eligibility)?	___	<u>1988</u>
9. Do you have a state-funded new rail facility construction program?	___	<u>X</u>
(a) by loans only?	___	___
(b) by grants only?	___	___
(c) by loans and grants?	___	___
10. Are local match funds required to obtain state assistance?	___	___
11. If you answered "yes" to Question 9, may eligible applicants include:		
(a) the proposed railroad operator?	___	___
(b) rail users or rail user associations?	___	___

Question

Response
(*see note at end)
Yes No

- (c) local governments
- (d) other non-transportation companies (such as industrial park developers)?

- 12. If you answered "yes" to Question 9, are construction projects performed:
 - (a) by state agency forces?
 - (b) by local government forces?
 - (c) by the proposed operating railroad?
 - (d) by railroad construction contractors?

- 13. Do you have a state-funded rail facility acquisition program?
 - (a) by loans only?
 - (b) by grants only?
 - (c) by loans and grants?

- 14. Are local match funds required to obtain state assistance?

- 15. If you answered "yes" to Question 13, may eligible applicants include:
 - (a) proposed rail operators?
 - (b) rail users or rail user associations?
 - (c) local governments?
 - (d) other non-transportation companies (such as industrial park developers)?

- 16. Does your state require program fund applicants to guarantee:
 - (a) public use or access to facilities?
 - (b) a specified level of traffic usage?

- 17. Does your state provide operating assistance funds?

- 18. Has your state used LSRA funds for implementation of:
 - (a) rehabilitation projects?
 - (b) acquisition projects?
 - (c) new rail facility construction projects?
 - (d) planning applications only?

- 19. Does your state require financial reporting by:
 - (a) all railroads?
 - (b) only Class I railroads?
 - (c) virtue of state law or regulations?
 - (d) virtue of assistance contract requirements?

- 20. Does your state have a formalized rail banking program:
 - (a) authorization?
 - (b) in active use?

Question

Response
(*see note at end)
Yes No

21. Does your state own non-operating rail corridors:
- (a) with rail structures in place? X
 - (b) where rail structures have been salvaged? X
22. If you answered "yes" to Questions 20 and/or 21, are interim non-rail uses of the rights of way:
- (a) presently in effect?
 - (b) allowable, but not in effect?
23. Specifically, are recreational trails established on rail rights of way now owned by:
- (a) the state? X
 - (b) local units of government?
24. Does your state have a statutory first right to acquire abandoned rail corridors? X
25. Do your state laws allow local units of government:
- (a) to own rail lines? X
 - (b) to operate rail lines? X
26. Does your state have a constitutional prohibition against providing public funds to assist private businesses? X
27. Do the shortline railroads operating in your state have a shortline association (distinct from the American Shortline Railroad Association)? X
28. Is there a state-wide association for both shortlines and Class Is operating within your state? X
29. Does your state require filing of railroad statistical (operational) data by:
- (a) all railroads? X
 - (b) only Class I railroads? X
 - (c) virtue of state law or regulations? X*
 - (d) virtue of assistance contract requirements? X
30. Does your state have established program guidelines or policies which can be made available to other states for information upon request? X
31. Does your state conduct environmental audits (concerning potential contamination) of facilities prior to undertaking projects? X
32. If your state owns rail corridors, has it undertaken income-producing activities such as:
- (a) fiber optics? X
 - (b) lease of non-operating portions of rail corridors? X
 - (c) other non-transportation uses of corridors?
(if "yes", uses include _____.)

33. Primary state contacts:

Rail freight program activities:

Name: Colonel Durden Title: Assistant State Planning Engineer Phone: (205) 261-6439

Rail freight planning activities:

Name: Colonel Durden Title: Assistant State Planning Engineer Phone: (205) 261-6439

Rail regulatory activities:

Name: Bernard Taylor Title: Transportation Dir., AL, PSC Phone: (205) 261-5172

Rail passenger activities:

Name: Bernard Taylor Title: Transportation Dir., AL, PSC Phone: (205) 261-5172

*Notes to responses:

19(a). Limited reporting below Class II.

19(c) and 29(c). Required by Alabama Public Service Commission.

NCSRO 1989 STATE PROGRAM SURVEY
Shortline Railroad Task Force

Alaska

<u>Question</u>	<u>Response</u>	
	<u>Yes</u>	<u>No</u>
1. Does your state own (hold title or RR easement to) operating rail corridors?	<u>X</u>	___
2. Does your state lease, operating rail corridors from owners?	___	<u>X</u>
3. Does your state operate rail lines:		
(a) using state agency forces?	<u>X</u>	___
(b) by contract with private, for-profit corporations?	___	<u>X</u>
(c) by contract with non-profit corporations or associations?	___	<u>X</u>
(d) by contract through local units of government?	___	<u>X</u>
4. Do you have a state-funded track rehabilitation program?	___	<u>X</u>
(a) by loans only?	___	___
(b) by grants only?	___	___
(c) by loans and grants?	___	___
5. Are local match funds required to obtain state assistance?	___	<u>X</u>
6. If you answered "yes" to one element of question 4, may eligible fund applicants include:		
(a) the railroad operator?	___	___
(b) rail users or rail user associations?	___	___
(c) local governments?	___	___
(d) other non-transportation companies (such as industrial park developers)?	___	___
7. If you answered "yes" to question 4, are rehabilitation projects performed:		
(a) by state agency forces?	___	___
(b) by the operating railroads?	___	___
(c) by rail construction contractors?	___	___
8. When did your state last prepare a complete State Rail Plan (as opposed to an amendment for project eligibility)?	___	<u>1985*</u>
9. Do you have a state-funded new rail facility construction program?	___	<u>X</u>
(a) by loans only?	___	___
(b) by grants only?	___	___
(c) by loans and grants?	___	___
10. Are local match funds required to obtain state assistance?	___	<u>X</u>
11. If you answered "yes" to Question 9, may eligible applicants include:		
(a) the proposed railroad operator?	___	___
(b) rail users or rail user associations?	___	___

Question

Response
(*see note at end)
Yes No

- (c) local governments — —
- (d) other non-transportation companies (such as industrial park developers)? — —

- 12. If you answered "yes" to Question 9, are construction projects performed:
 - (a) by state agency forces? — —
 - (b) by local government forces? — —
 - (c) by the proposed operating railroad? — —
 - (d) by railroad construction contractors? — —

- 13. Do you have a state-funded rail facility acquisition program?
 - (a) by loans only? — X
 - (b) by grants only? — —
 - (c) by loans and grants? — —

- 14. Are local match funds required to obtain state assistance? — X

- 15. If you answered "yes" to Question 13, may eligible applicants include:
 - (a) proposed rail operators? — —
 - (b) rail users or rail user associations? — —
 - (c) local governments? — —
 - (d) other non-transportation companies (such as industrial park developers)? — —

- 16. Does your state require program fund applicants to guarantee:
 - (a) public use or access to facilities? — —
 - (b) a specified level of traffic usage? — —

- 17. Does your state provide operating assistance funds? — X

- 18. Has your state used LSRA funds for implementation of:
 - (a) rehabilitation projects? X —
 - (b) acquisition projects? — X
 - (c) new rail facility construction projects? — X
 - (d) planning applications only? — X

- 19. Does your state require financial reporting by:
 - (a) all railroads? — X
 - (b) only Class I railroads? — X
 - (c) virtue of state law or regulations? — X
 - (d) virtue of assistance contract requirements? — X

- 20. Does your state have a formalized rail banking program:
 - (a) authorization? — X
 - (b) in active use? — X

QuestionResponse
(*see note at end)
Yes No

21. Does your state own non-operating rail corridors:
- (a) with rail structures in place? X
- (b) where rail structures have been salvaged? X
22. If you answered "yes" to Questions 20 and/or 21, are interim non-rail uses of the rights of way:
- (a) presently in effect?
- (b) allowable, but not in effect?
23. Specifically, are recreational trails established on rail rights of way now owned by:
- (a) the state?
- (b) local units of government?
24. Does your state have a statutory first right to acquire abandoned rail corridors? X
25. Do your state laws allow local units of government:
- (a) to own rail lines? X
- (b) to operate rail lines? X
26. Does your state have a constitutional prohibition against providing public funds to assist private businesses? X
27. Do the shortline railroads operating in your state have a shortline association (distinct from the American Shortline Railroad Association)? X
28. Is there a state-wide association for both shortlines and Class Is operating within your state? X
29. Does your state require filing of railroad statistical (operational) data by:
- (a) all railroads? X
- (b) only Class I railroads? X
- (c) virtue of state law or regulations? X
- (d) virtue of assistance contract requirements? X
30. Does your state have established program guidelines or policies which can be made available to other states for information upon request? X
31. Does your state conduct environmental audits (concerning potential contamination) of facilities prior to undertaking projects? X
32. If your state owns rail corridors, has it undertaken income-producing activities such as:
- (a) fiber optics? X
- (b) lease of non-operating portions of rail corridors? X
- (c) other non-transportation uses of corridors? X
(if "yes", uses include _____.)

33. Primary state contacts: **

Rail freight program activities:

Name: Richard J. Knapp Title: V.P. - Marketing Phone: (907) 265-2428

Rail freight planning activities:

Name: William H. Oldham Title: Sr. Financial Analyst Phone: (907) 265-2608

Rail regulatory activities:

Name: James B. Blasingame Title: Dir. of Administration Phone: (907) 265-2680

Rail passenger activities:

Name: Richard J. Knapp Title: V.P. - Marketing Phone: (907) 265-2428

*Notes to responses:

8. A State Rail plan update is currently being written.

**Contacts are provided for the Alaska Railroad Corporation.

**NCSRO 1989 STATE PROGRAM SURVEY
Shortline Railroad Task Force**

California

<u>Question</u>	<u>Response</u>	
	<u>Yes</u>	<u>No</u>
1. Does your state own (hold title or RR easement to) operating rail corridors?	—	<u>X</u>
2. Does your state lease, operating rail corridors from owners?	—	<u>X</u>
3. Does your state operate rail lines:		
(a) using state agency forces?	—	<u>X</u>
(b) by contract with private, for-profit corporations?	—	<u>X</u>
(c) by contract with non-profit corporations or associations?	—	<u>X</u>
(d) by contract through local units of government?	—	<u>X</u>
4. Do you have a state-funded track rehabilitation program?	—	<u>X</u>
(a) by loans only?	—	—
(b) by grants only?	—	—
(c) by loans and grants?	—	—
5. Are local match funds required to obtain state assistance?	—	—
6. If you answered "yes" to one element of question 4, may eligible fund applicants include:		
(a) the railroad operator?	—	—
(b) rail users or rail user associations?	—	—
(c) local governments?	—	—
(d) other non-transportation companies (such as industrial park developers)?	—	—
7. If you answered "yes" to question 4, are rehabilitation projects performed:		
(a) by state agency forces?	—	—
(b) by the operating railroads?	—	—
(c) by rail construction contractors?	—	—
8. When did your state last prepare a complete State Rail Plan (as opposed to an amendment for project eligibility)?	—	<u>1982</u>
9. Do you have a state-funded new rail facility construction program?	—	<u>X</u>
(a) by loans only?	—	—
(b) by grants only?	—	—
(c) by loans and grants?	—	—
10. Are local match funds required to obtain state assistance?	—	—
11. If you answered "yes" to Question 9, may eligible applicants include:		
(a) the proposed railroad operator?	—	—
(b) rail users or rail user associations?	—	—

Question

Response
 (*see note at end)
Yes No

	(c) local governments	—	—
	(d) other non-transportation companies (such as industrial park developers)?	—	—
12.	If you answered "yes" to Question 9, are construction projects performed:		
	(a) by state agency forces?	—	—
	(b) by local government forces?	—	—
	(c) by the proposed operating railroad?	—	—
	(d) by railroad construction contractors?	—	—
13.	Do you have a state-funded rail facility acquisition program?	—	<u>X</u>
	(a) by loans only?	—	—
	(b) by grants only?	—	—
	(c) by loans and grants?	—	—
14.	Are local match funds required to obtain state assistance?	—	—
15.	If you answered "yes" to Question 13, may eligible applicants include:		
	(a) proposed rail operators?	—	—
	(b) rail users or rail user associations?	—	—
	(c) local governments?	—	—
	(d) other non-transportation companies (such as industrial park developers)?	—	—
16.	Does your state require program fund applicants to guarantee:		
	(a) public use or access to facilities?	—	—
	(b) a specified level of traffic usage?	—	—
17.	Does your state provide operating assistance funds?	—	<u>X</u>
18.	Has your state used LSRA funds for implementation of:		
	(a) rehabilitation projects?	<u>X</u>	—
	(b) acquisition projects?	<u>X</u>	—
	(c) new rail facility construction projects?	<u>X</u>	—
	(d) planning applications <u>only</u> ?	—	<u>X</u>
19.	Does your state require financial reporting by:		
	(a) all railroads?	—	<u>X</u>
	(b) only Class I railroads?	<u>X</u>	—
	(c) virtue of state law or regulations?	<u>X</u>	—
	(d) virtue of assistance contract requirements?	—	<u>X</u>
20.	Does your state have a formalized rail banking program:		
	(a) authorization?	—	<u>X</u>
	(b) in active use?	—	<u>X</u>

Question

Response
(*see note at end)
Yes No

21. Does your state own non-operating rail corridors:
- (a) with rail structures in place? X
 - (b) where rail structures have been salvaged? X
22. If you answered "yes" to Questions 20 and/or 21, are interim non-rail uses of the rights of way:
- (a) presently in effect?
 - (b) allowable, but not in effect?
23. Specifically, are recreational trails established on rail rights of way now owned by:
- (a) the state?
 - (b) local units of government?
24. Does your state have a statutory first right to acquire abandoned rail corridors? X
25. Do your state laws allow local units of government:
- (a) to own rail lines? X
 - (b) to operate rail lines? X
26. Does your state have a constitutional prohibition against providing public funds to assist private businesses?
27. Do the shortline railroads operating in your state have a shortline association (distinct from the American Shortline Railroad Association)? X
28. Is there a state-wide association for both shortlines and Class Is operating within your state? X
29. Does your state require filing of railroad statistical (operational) data by:
- (a) all railroads? X
 - (b) only Class I railroads? X
 - (c) virtue of state law or regulations? X
 - (d) virtue of assistance contract requirements? X
30. Does your state have established program guidelines or policies which can be made available to other states for information upon request? X
31. Does your state conduct environmental audits (concerning potential contamination) of facilities prior to undertaking projects? X
32. If your state owns rail corridors, has it undertaken income-producing activities such as:
- (a) fiber optics?
 - (b) lease of non-operating portions of rail corridors?
 - (c) other non-transportation uses of corridors?
(if "yes", uses include _____.)

33. Primary state contacts:

Rail freight program activities:

Name: Charles A. Davis Title: Chief, Office of Rail Services Phone: (916) 445-4484

Rail freight planning activities:

Name: Charles A. Davis Title: Chief, Office of Rail Services Phone: (916) 445-4484

Rail regulatory activities:

Name: Charles A. Davis Title: Chief, Office of Rail Services Phone: (916) 445-4484

Rail passenger activities:

Name: Charles A. Davis Title: Chief, Office of Rail Services Phone: (916) 445-4484

*Notes to responses:

NCSRO 1989 STATE PROGRAM SURVEY
Shortline Railroad Task Force

Colorado

<u>Question</u>	<u>Response</u>	
	(*see note at end)	
	<u>Yes</u>	<u>No</u>
1. Does your state own (hold title or RR easement to) operating rail corridors?	<u>X</u>	___
2. Does your state lease, operating rail corridors from owners?	___	<u>X</u>
3. Does your state operate rail lines:		
(a) using state agency forces?	___	<u>X</u>
(b) by contract with private, for-profit corporations?	<u>X</u>	___
(c) by contract with non-profit corporations or associations?	___	<u>X</u>
(d) by contract through local units of government?	___	<u>X</u>
4. Do you have a state-funded track rehabilitation program?	___	<u>X</u>
(a) by loans only?	___	___
(b) by grants only?	___	___
(c) by loans and grants?	___	___
5. Are local match funds required to obtain state assistance?	___	___
6. If you answered "yes" to one element of question 4, may eligible fund applicants include:		
(a) the railroad operator?	___	___
(b) rail users or rail user associations?	___	___
(c) local governments?	___	___
(d) other non-transportation companies (such as industrial park developers)?	___	___
7. If you answered "yes" to question 4, are rehabilitation projects performed:		
(a) by state agency forces?	___	___
(b) by the operating railroads?	___	___
(c) by rail construction contractors?	___	___
8. When did your state last prepare a complete State Rail Plan (as opposed to an amendment for project eligibility)?	___	<u>1985</u>
9. Do you have a state-funded new rail facility construction program?	___	<u>X</u>
(a) by loans only?	___	___
(b) by grants only?	___	___
(c) by loans and grants?	___	___
10. Are local match funds required to obtain state assistance?	___	___
11. If you answered "yes" to Question 9, may eligible applicants include:		
(a) the proposed railroad operator?	___	___
(b) rail users or rail user associations?	___	___

Question

Response
(*see note at end)
Yes No

(c)	local governments	—	—
(d)	other non-transportation companies (such as industrial park developers)?	—	—
12.	If you answered "yes" to Question 9, are construction projects performed:		
(a)	by state agency forces?	—	—
(b)	by local government forces?	—	—
(c)	by the proposed operating railroad?	—	—
(d)	by railroad construction contractors?	—	—
13.	Do you have a state-funded rail facility acquisition program?	—	<u>X</u>
(a)	by loans only?	—	—
(b)	by grants only?	—	—
(c)	by loans and grants?	—	—
14.	Are local match funds required to obtain state assistance?	—	—
15.	If you answered "yes" to Question 13, may eligible applicants include:		
(a)	proposed rail operators?	—	—
(b)	rail users or rail user associations?	—	—
(c)	local governments?	—	—
(d)	other non-transportation companies (such as industrial park developers)?	—	—
16.	Does your state require program fund applicants to guarantee:		
(a)	public use or access to facilities?	—	—
(b)	a specified level of traffic usage?	—	—
17.	Does your state provide operating assistance funds?	—	<u>X</u>
18.	Has your state used LSRA funds for implementation of:		
(a)	rehabilitation projects?	<u>X</u>	—
(b)	acquisition projects?	—	<u>X</u>
(c)	new rail facility construction projects?	<u>X</u>	—
(d)	planning applications <u>only</u> ?	—	<u>X</u>
19.	Does your state require financial reporting by:		
(a)	all railroads?	<u>X</u>	—
(b)	only Class I railroads?	—	—
(c)	virtue of state law or regulations?	<u>X</u>	—
(d)	virtue of assistance contract requirements?	—	—
20.	Does your state have a formalized rail banking program:		
(a)	authorization?	—	<u>X</u>
(b)	in active use?	—	<u>X</u>

Question

Response
(*see note at end)
Yes No

21. Does your state own non-operating rail corridors:
- (a) with rail structures in place? X
 - (b) where rail structures have been salvaged? X
22. If you answered "yes" to Questions 20 and/or 21, are interim non-rail uses of the rights of way:
- (a) presently in effect?
 - (b) allowable, but not in effect?
23. Specifically, are recreational trails established on rail rights of way now owned by:
- (a) the state? X
 - (b) local units of government? X
24. Does your state have a statutory first right to acquire abandoned rail corridors? X
25. Do your state laws allow local units of government:
- (a) to own rail lines? X
 - (b) to operate rail lines? X
26. Does your state have a constitutional prohibition against providing public funds to assist private businesses? X
27. Do the shortline railroads operating in your state have a shortline association (distinct from the American Shortline Railroad Association)? X
28. Is there a state-wide association for both shortlines and Class Is operating within your state? X
29. Does your state require filing of railroad statistical (operational) data by:
- (a) all railroads? X
 - (b) only Class I railroads? X
 - (c) virtue of state law or regulations? X
 - (d) virtue of assistance contract requirements? X
30. Does your state have established program guidelines or policies which can be made available to other states for information upon request? X
31. Does your state conduct environmental audits (concerning potential contamination) of facilities prior to undertaking projects? X
32. If your state owns rail corridors, has it undertaken income-producing activities such as:
- (a) fiber optics? X
 - (b) lease of non-operating portions of rail corridors? X
 - (c) other non-transportation uses of corridors? X
(if "yes", uses include _____.)

33. Primary state contacts:

Rail freight program activities:

Name: Jack Baier Title: Transp. Eng. Phone: (303) 894-2084

Rail freight planning activities:

Name: _____ Title: _____ Phone: _____

Rail regulatory activities:

Name: Jack Baier Title: Transp. Eng. Phone: (303) 894-2084

Rail passenger activities:

Name: Jack Baier Title: Transp. Eng. Phone: (303) 894-2084

*Notes to responses:

NCSRO 1989 STATE PROGRAM SURVEY
Shortline Railroad Task Force

Connecticut

<u>Question</u>	<u>Response</u>	
	(*see note at end)	
	<u>Yes</u>	<u>No</u>
1. Does your state own (hold title or RR easement to) operating rail corridors?	<u>X</u>	<u>—</u>
2. Does your state lease, operating rail corridors from owners?	<u>—</u>	<u>X</u>
3. Does your state operate rail lines:		
(a) using state agency forces?	<u>—</u>	<u>X</u>
(b) by contract with private, for-profit corporations?	<u>X</u>	<u>—</u>
(c) by contract with non-profit corporations or associations?	<u>X</u>	<u>—</u>
(d) by contract through local units of government?	<u>—</u>	<u>X</u>
4. Do you have a state-funded track rehabilitation program?	<u>X</u>	<u>—</u>
(a) by loans only?	<u>—</u>	<u>X</u>
(b) by grants only?	<u>X</u>	<u>—</u>
(c) by loans and grants?	<u>—</u>	<u>X</u>
5. Are local match funds required to obtain state assistance?	<u>X</u>	<u>—</u>
6. If you answered "yes" to one element of question 4, may eligible fund applicants include:		
(a) the railroad operator?	<u>X</u>	<u>—</u>
(b) rail users or rail user associations?	<u>*</u>	<u>—</u>
(c) local governments?	<u>*</u>	<u>—</u>
(d) other non-transportation companies (such as industrial park developers)?	<u>*</u>	<u>—</u>
7. If you answered "yes" to question 4, are rehabilitation projects performed:		
(a) by state agency forces?	<u>—</u>	<u>X</u>
(b) by the operating railroads?	<u>X</u>	<u>—</u>
(c) by rail construction contractors?	<u>X</u>	<u>—</u>
8. When did your state last prepare a complete State Rail Plan (as opposed to an amendment for project eligibility)?	<u>1983</u>	
9. Do you have a state-funded new rail facility construction program?	<u>X</u>	<u>—</u>
(a) by loans only?	<u>—</u>	<u>X</u>
(b) by grants only?	<u>X</u>	<u>—</u>
(c) by loans and grants?	<u>—</u>	<u>X</u>
10. Are local match funds required to obtain state assistance?	<u>X</u>	<u>—</u>
11. If you answered "yes" to Question 9, may eligible applicants include:		
(a) the proposed railroad operator?	<u>X</u>	<u>—</u>
(b) rail users or rail user associations?	<u>*</u>	<u>—</u>

Question

Response
(*see note at end)
Yes No

- | | | | |
|-----|---|----------|----------|
| (c) | local governments | <u>*</u> | <u>—</u> |
| (d) | other non-transportation companies (such as industrial park developers)? | <u>*</u> | <u>—</u> |
| 12. | If you answered "yes" to Question 9, are construction projects performed: | | |
| (a) | by state agency forces? | <u>—</u> | <u>X</u> |
| (b) | by local government forces? | <u>—</u> | <u>X</u> |
| (c) | by the proposed operating railroad? | <u>X</u> | <u>—</u> |
| (d) | by railroad construction contractors? | <u>X</u> | <u>—</u> |
| 13. | Do you have a state-funded rail facility acquisition program? | <u>X</u> | <u>—</u> |
| (a) | by loans only? | <u>—</u> | <u>X</u> |
| (b) | by grants only? | <u>X</u> | <u>—</u> |
| (c) | by loans and grants? | <u>—</u> | <u>X</u> |
| 14. | Are local match funds required to obtain state assistance? | <u>—</u> | <u>X</u> |
| 15. | If you answered "yes" to Question 13, may eligible applicants include: | | |
| (a) | proposed rail operators? | <u>X</u> | <u>—</u> |
| (b) | rail users or rail user associations? | <u>*</u> | <u>—</u> |
| (c) | local governments? | <u>*</u> | <u>—</u> |
| (d) | other non-transportation companies (such as industrial park developers)? | <u>*</u> | <u>—</u> |
| 16. | Does your state require program fund applicants to guarantee: | | |
| (a) | public use or access to facilities? | <u>X</u> | <u>—</u> |
| (b) | a specified level of traffic usage? | <u>—</u> | <u>X</u> |
| 17. | Does your state provide operating assistance funds? | <u>—</u> | <u>X</u> |
| 18. | Has your state used LSRA funds for implementation of: | | |
| (a) | rehabilitation projects? | <u>X</u> | <u>—</u> |
| (b) | acquisition projects? | <u>X</u> | <u>—</u> |
| (c) | new rail facility construction projects? | <u>—</u> | <u>X</u> |
| (d) | planning applications <u>only</u> ? | <u>—</u> | <u>X</u> |
| 19. | Does your state require financial reporting by: | | |
| (a) | all railroads? | <u>*</u> | <u>—</u> |
| (b) | only Class I railroads? | <u>—</u> | <u>X</u> |
| (c) | virtue of state law or regulations? | <u>*</u> | <u>—</u> |
| (d) | virtue of assistance contract requirements? | <u>*</u> | <u>—</u> |
| 20. | Does your state have a formalized rail banking program: | | |
| (a) | authorization? | <u>—</u> | <u>X</u> |
| (b) | in active use? | <u>X</u> | <u>—</u> |

33. Primary state contacts:

Rail freight program activities:

Name: Richard L. Leete Title: Assistant Director Phone: (203) 667-7372
Rail Planning

Rail freight planning activities:

Name: Jack A. Donovan Title: Transp. Planner Phone: (203) 667-7368

Rail regulatory activities:

Name: Raymond Godcher Title: Transp. Planner Phone: (203) 667-7339

Rail passenger activities:

Name: H. James Boice Title: Transp. Planner Phone: (203) 667-7368

***Notes to responses:**

6 (b,c,d), 11(b,c,d) and 15 (b,c,d): These entities are not prohibited from applying for funding assistance, but the program is primarily designed for the benefit of the railroad operator.

19. a, c: All railroads must provide limited financial data for gross receipts legislation.

19. d: All projects undergo a cost/benefit analysis which is the only mechanism for the state to obtain detailed financial reporting.

25.a, b: There isn't any statute which forbids ownership or operation by local units of government.

31. Environmental audits are conducted, if required.

Question

Response
(*see note at end)
Yes No

21. Does your state own non-operating rail corridors:
- (a) with rail structures in place? X —
 - (b) where rail structures have been salvaged? X —
22. If you answered "yes" to Questions 20 and/or 21, are interim non-rail uses of the rights of way:
- (a) presently in effect? X —
 - (b) allowable, but not in effect? — —
23. Specifically, are recreational trails established on rail rights of way now owned by:
- (a) the state? X —
 - (b) local units of government? — X
24. Does your state have a statutory first right to acquire abandoned rail corridors? X —
25. Do your state laws allow local units of government:
- (a) to own rail lines? * —
 - (b) to operate rail lines? * —
26. Does your state have a constitutional prohibition against providing public funds to assist private businesses? — X
27. Do the shortline railroads operating in your state have a shortline association (distinct from the American Shortline Railroad Association)? — X
28. Is there a state-wide association for both shortlines and Class Is operating within your state? — X
29. Does your state require filing of railroad statistical (operational) data by:
- (a) all railroads? — X
 - (b) only Class I railroads? — X
 - (c) virtue of state law or regulations? — X
 - (d) virtue of assistance contract requirements? X —
30. Does your state have established program guidelines or policies which can be made available to other states for information upon request? — X
31. Does your state conduct environmental audits (concerning potential contamination) of facilities prior to undertaking projects? * —
32. If your state owns rail corridors, has it undertaken income-producing activities such as:
- (a) fiber optics? X —
 - (b) lease of non-operating portions of rail corridors? X —
 - (c) other non-transportation uses of corridors? — X
(if "yes", uses include _____.)

NCSRO 1989 STATE PROGRAM SURVEY
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Delaware

Question	Response (*see note at end)	
	Yes	No
1. Does your state own (hold title or RR easement to) operating rail corridors?	<u>X</u>	—
2. Does your state lease, operating rail corridors from owners?	—	<u>X</u>
3. Does your state operate rail lines:		
(a) using state agency forces?	—	<u>X</u>
(b) by contract with private, for-profit corporations?	<u>X</u>	—
(c) by contract with non-profit corporations or associations?	—	<u>X</u>
(d) by contract through local units of government?	—	<u>X</u>
4. Do you have a state-funded track rehabilitation program?	—	<u>X</u>
(a) by loans only?	—	—
(b) by grants only?	—	—
(c) by loans and grants?	—	—
5. Are local match funds required to obtain state assistance?	—	—
6. If you answered "yes" to one element of question 4, may eligible fund applicants include:		
(a) the railroad operator?	—	—
(b) rail users or rail user associations?	—	—
(c) local governments?	—	—
(d) other non-transportation companies (such as industrial park developers)?	—	—
7. If you answered "yes" to question 4, are rehabilitation projects performed:		
(a) by state agency forces?	—	—
(b) by the operating railroads?	—	—
(c) by rail construction contractors?	—	—
8. When did your state last prepare a complete State Rail Plan (as opposed to an amendment for project eligibility)?	<u>1979</u>	
9. Do you have a state-funded new rail facility construction program?	—	<u>X</u>
(a) by loans only?	—	—
(b) by grants only?	—	—
(c) by loans and grants?	—	—
10. Are local match funds required to obtain state assistance?	—	—
11. If you answered "yes" to Question 9, may eligible applicants include:		
(a) the proposed railroad operator?	—	—
(b) rail users or rail user associations?	—	—

Question

Response
 (*see note at end)
Yes No

- | | | | |
|-----|---|----------|----------|
| (c) | local governments | — | — |
| (d) | other non-transportation companies (such as industrial park developers)? | — | — |
| 12. | If you answered "yes" to Question 9, are construction projects performed: | | |
| (a) | by state agency forces? | — | — |
| (b) | by local government forces? | — | — |
| (c) | by the proposed operating railroad? | — | — |
| (d) | by railroad construction contractors? | — | — |
| 13. | Do you have a state-funded rail facility acquisition program? | — | <u>X</u> |
| (a) | by loans only? | — | — |
| (b) | by grants only? | — | — |
| (c) | by loans and grants? | — | — |
| 14. | Are local match funds required to obtain state assistance? | — | — |
| 15. | If you answered "yes" to Question 13, may eligible applicants include: | | |
| (a) | proposed rail operators? | — | — |
| (b) | rail users or rail user associations? | — | — |
| (c) | local governments? | — | — |
| (d) | other non-transportation companies (such as industrial park developers)? | — | — |
| 16. | Does your state require program fund applicants to guarantee: | | |
| (a) | public use or access to facilities? | — | — |
| (b) | a specified level of traffic usage? | — | — |
| 17. | Does your state provide operating assistance funds? | <u>X</u> | — |
| 18. | Has your state used LSRA funds for implementation of: | | |
| (a) | rehabilitation projects? | <u>X</u> | — |
| (b) | acquisition projects? | <u>X</u> | — |
| (c) | new rail facility construction projects? | — | <u>X</u> |
| (d) | planning applications <u>only</u> ? | — | <u>X</u> |
| 19. | Does your state require financial reporting by: | | |
| (a) | all railroads? | — | <u>X</u> |
| (b) | only Class I railroads? | — | <u>X</u> |
| (c) | virtue of state law or regulations? | — | <u>X</u> |
| (d) | virtue of assistance contract requirements? | <u>X</u> | — |
| 20. | Does your state have a formalized rail banking program: | | |
| (a) | authorization? | — | <u>X</u> |
| (b) | in active use? | — | <u>X</u> |

Question

Response
(*see note at end)
Yes No

21. Does your state own non-operating rail corridors:
- (a) with rail structures in place? X
 - (b) where rail structures have been salvaged? X
22. If you answered "yes" to Questions 20 and/or 21, are interim non-rail uses of the rights of way:
- (a) presently in effect?
 - (b) allowable, but not in effect?
23. Specifically, are recreational trails established on rail rights of way now owned by:
- (a) the state? X
 - (b) local units of government? X
24. Does your state have a statutory first right to acquire abandoned rail corridors? X
25. Do your state laws allow local units of government:
- (a) to own rail lines? X
 - (b) to operate rail lines? X
26. Does your state have a constitutional prohibition against providing public funds to assist private businesses? X
27. Do the shortline railroads operating in your state have a shortline association (distinct from the American Shortline Railroad Association)? X
28. Is there a state-wide association for both shortlines and Class Is operating within your state? X
29. Does your state require filing of railroad statistical (operational) data by:
- (a) all railroads? X
 - (b) only Class I railroads? X
 - (c) virtue of state law or regulations? X
 - (d) virtue of assistance contract requirements? X
30. Does your state have established program guidelines or policies which can be made available to other states for information upon request? X
31. Does your state conduct environmental audits (concerning potential contamination) of facilities prior to undertaking projects? X
32. If your state owns rail corridors, has it undertaken income-producing activities such as:
- (a) fiber optics? X
 - (b) lease of non-operating portions of rail corridors? X
 - (c) other non-transportation uses of corridors? X
(if "yes", uses include _____.)

33. Primary state contacts:

Rail freight program activities:

Name: John Anderson Title: Rail Administrator Phone: (302) 736-4597

Rail freight planning activities:

Name: John Anderson Title: Rail Administrator Phone: (302) 736-4597

Rail regulatory activities:

Name: John Anderson Title: Rail Administrator Phone: (302) 736-4597

Rail passenger activities:

Name: John Anderson Title: Rail Administrator Phone: (302)736-4597

*Notes to responses:

NCSRO 1989 STATE PROGRAM SURVEY
Shortline Railroad Task Force

Florida

<u>Question</u>	<u>Response</u>	
	(*see note at end)	
	<u>Yes</u>	<u>No</u>
1. Does your state own (hold title or RR easement to) operating rail corridors?	<u>X</u>	<u>—</u>
2. Does your state lease, operating rail corridors from owners?	<u>—</u>	<u>X</u>
3. Does your state operate rail lines:		
(a) using state agency forces?	<u>—</u>	<u>X</u>
(b) by contract with private, for-profit corporations?	<u>X</u>	<u>—</u>
(c) by contract with non-profit corporations or associations?	<u>—</u>	<u>X</u>
(d) by contract through local units of government?	<u>—</u>	<u>X</u>
4. Do you have a state-funded track rehabilitation program?	<u>—</u>	<u>X</u>
(a) by loans only?	<u>—</u>	<u>X</u>
(b) by grants only?	<u>—</u>	<u>X</u>
(c) by loans and grants?	<u>—</u>	<u>X</u>
5. Are local match funds required to obtain state assistance?	<u>—</u>	<u>X</u>
6. If you answered "yes" to one element of question 4, may eligible fund applicants include:		
(a) the railroad operator?	<u>—</u>	<u>—</u>
(b) rail users or rail user associations?	<u>—</u>	<u>—</u>
(c) local governments?	<u>—</u>	<u>—</u>
(d) other non-transportation companies (such as industrial park developers)?	<u>—</u>	<u>—</u>
7. If you answered "yes" to question 4, are rehabilitation projects performed:		
(a) by state agency forces?	<u>—</u>	<u>—</u>
(b) by the operating railroads?	<u>—</u>	<u>—</u>
(c) by rail construction contractors?	<u>—</u>	<u>—</u>
8. When did your state last prepare a complete State Rail Plan (as opposed to an amendment for project eligibility)?	<u>1988</u>	
9. Do you have a state-funded new rail facility construction program?	<u>—</u>	<u>X</u>
(a) by loans only?	<u>—</u>	<u>X</u>
(b) by grants only?	<u>—</u>	<u>X</u>
(c) by loans and grants?	<u>—</u>	<u>X</u>
10. Are local match funds required to obtain state assistance?	<u>—</u>	<u>X</u>
11. If you answered "yes" to Question 9, may eligible applicants include:		
(a) the proposed railroad operator?	<u>—</u>	<u>—</u>
(b) rail users or rail user associations?	<u>—</u>	<u>—</u>

Question

Response
(*see note at end)
Yes No

	(c) local governments	___	___
	(d) other non-transportation companies (such as industrial park developers)?	___	___
12.	If you answered "yes" to Question 9, are construction projects performed:		
	(a) by state agency forces?	___	___
	(b) by local government forces?	___	___
	(c) by the proposed operating railroad?	___	___
	(d) by railroad construction contractors?	___	___
13.	Do you have a state-funded rail facility acquisition program?	___	<u>X</u>
	(a) by loans only?	___	<u>X</u>
	(b) by grants only?	___	<u>X</u>
	(c) by loans and grants?	___	<u>X</u>
14.	Are local match funds required to obtain state assistance?	___	<u>X</u>
15.	If you answered "yes" to Question 13, may eligible applicants include:		
	(a) proposed rail operators?	___	___
	(b) rail users or rail user associations?	___	___
	(c) local governments?	___	___
	(d) other non-transportation companies (such as industrial park developers)?	___	___
16.	Does your state require program fund applicants to guarantee:		
	(a) public use or access to facilities?	___	<u>X</u>
	(b) a specified level of traffic usage?	___	<u>X</u>
17.	Does your state provide operating assistance funds?	___	<u>X</u>
18.	Has your state used LSRA funds for implementation of:		
	(a) rehabilitation projects?	<u>X</u>	___
	(b) acquisition projects?	___	<u>X</u>
	(c) new rail facility construction projects?	<u>X</u>	___
	(d) planning applications <u>only</u> ?	___	<u>X</u>
19.	Does your state require financial reporting by:		
	(a) all railroads?	___	<u>X</u>
	(b) only Class I railroads?	___	<u>X</u>
	(c) virtue of state law or regulations?	___	<u>X</u>
	(d) virtue of assistance contract requirements?	___	<u>X</u>
20.	Does your state have a formalized rail banking program:		
	(a) authorization?	<u>X</u>	___
	(b) in active use?	<u>X</u>	___

Question

Response
(*see note at end)
Yes No

21. Does your state own non-operating rail corridors:
- (a) with rail structures in place? X —
 - (b) where rail structures have been salvaged? X —
22. If you answered "yes" to Questions 20 and/or 21, are interim non-rail uses of the rights of way:
- (a) presently in effect? X —
 - (b) allowable, but not in effect? — —
23. Specifically, are recreational trails established on rail rights of way now owned by:
- (a) the state? X —
 - (b) local units of government? X —
24. Does your state have a statutory first right to acquire abandoned rail corridors? — X
25. Do your state laws allow local units of government:
- (a) to own rail lines? — —
 - (b) to operate rail lines? — —
26. Does your state have a constitutional prohibition against providing public funds to assist private businesses? X —
27. Do the shortline railroads operating in your state have a shortline association (distinct from the American Shortline Railroad Association)? — X
28. Is there a state-wide association for both shortlines and Class Is operating within your state? — X
29. Does your state require filing of railroad statistical (operational) data by:
- (a) all railroads? — X
 - (b) only Class I railroads? — X
 - (c) virtue of state law or regulations? — X
 - (d) virtue of assistance contract requirements? — X
30. Does your state have established program guidelines or policies which can be made available to other states for information upon request? X —
31. Does your state conduct environmental audits (concerning potential contamination) of facilities prior to undertaking projects? X —
32. If your state owns rail corridors, has it undertaken income-producing activities such as:
- (a) fiber optics? — X
 - (b) lease of non-operating portions of rail corridors? X —
 - (c) other non-transportation uses of corridors?
(if "yes", uses include _____.) — —

33. Primary state contacts:

Rail freight program activities:

Name: Gary E. Bechdol Title: Mgr., Rail Safety Phone: (904) 488-5704

Rail freight planning activities:

Name: Jack E. Heiss Title: Mgr., Rail Planning Phone: (904) 488-4640

Rail regulatory activities:

Name: _____ Title: _____ Phone: _____

Rail passenger activities:

Name: _____ Title: _____ Phone: _____

*Notes to responses:

NCSRO 1989 STATE PROGRAM SURVEY
Shortline Railroad Task Force

Georgia

<u>Question</u>	<u>Response</u> (*see note at end)	
	<u>Yes</u>	<u>No</u>
1. Does your state own (hold title or RR easement to) operating rail corridors?	<u>X</u>	<u> </u>
2. Does your state lease, operating rail corridors from owners?	<u> </u>	<u>X</u>
3. Does your state operate rail lines:		
(a) using state agency forces?	<u> </u>	<u>X</u>
(b) by contract with private, for-profit corporations?	<u> </u>	<u>X</u>
(c) by contract with non-profit corporations or associations?	<u> </u>	<u>X</u>
(d) by contract through local units of government?	<u> </u>	<u>X</u>
4. Do you have a state-funded track rehabilitation program?	<u> </u>	<u>X</u>
(a) by loans only?	<u> </u>	<u> </u>
(b) by grants only?	<u> </u>	<u> </u>
(c) by loans and grants?	<u> </u>	<u> </u>
5. Are local match funds required to obtain state assistance?	<u> </u>	<u> </u>
6. If you answered "yes" to one element of question 4, may eligible fund applicants include:		
(a) the railroad operator?	<u> </u>	<u> </u>
(b) rail users or rail user associations?	<u> </u>	<u> </u>
(c) local governments?	<u> </u>	<u> </u>
(d) other non-transportation companies (such as industrial park developers)?	<u> </u>	<u> </u>
7. If you answered "yes" to question 4, are rehabilitation projects performed:		
(a) by state agency forces?	<u> </u>	<u> </u>
(b) by the operating railroads?	<u> </u>	<u> </u>
(c) by rail construction contractors?	<u> </u>	<u> </u>
8. When did your state last prepare a complete State Rail Plan (as opposed to an amendment for project eligibility)?	<u>1988</u>	
9. Do you have a state-funded new rail facility construction program?	<u> </u>	<u>X</u>
(a) by loans only?	<u> </u>	<u> </u>
(b) by grants only?	<u> </u>	<u> </u>
(c) by loans and grants?	<u> </u>	<u> </u>
10. Are local match funds required to obtain state assistance?	<u> </u>	<u> </u>
11. If you answered "yes" to Question 9, may eligible applicants include:		
(a) the proposed railroad operator?	<u> </u>	<u> </u>
(b) rail users or rail user associations?	<u> </u>	<u> </u>

Question

Response
(*see note at end)
Yes No

	(c) local governments	—	—
	(d) other non-transportation companies (such as industrial park developers)?	—	—
12.	If you answered "yes" to Question 9, are construction projects performed:		
	(a) by state agency forces?	—	—
	(b) by local government forces?	—	—
	(c) by the proposed operating railroad?	—	—
	(d) by railroad construction contractors?	—	—
13.	Do you have a state-funded rail facility acquisition program?	—	<u>X</u>
	(a) by loans only?	—	—
	(b) by grants only?	—	—
	(c) by loans and grants?	—	—
14.	Are local match funds required to obtain state assistance?	—	—
15.	If you answered "yes" to Question 13, may eligible applicants include:		
	(a) proposed rail operators?	—	—
	(b) rail users or rail user associations?	—	—
	(c) local governments?	—	—
	(d) other non-transportation companies (such as industrial park developers)?	—	—
16.	Does your state require program fund applicants to guarantee:		
	(a) public use or access to facilities?	—	<u>X</u>
	(b) a specified level of traffic usage?	—	<u>X</u>
17.	Does your state provide operating assistance funds?	—	<u>X</u>
18.	Has your state used LSRA funds for implementation of:		
	(a) rehabilitation projects?	<u>X</u>	—
	(b) acquisition projects?	—	<u>X</u>
	(c) new rail facility construction projects?	—	<u>X</u>
	(d) planning applications <u>only</u> ?	—	<u>X</u>
19.	Does your state require financial reporting by:		
	(a) all railroads?	—	<u>X</u>
	(b) only Class I railroads?	<u>X</u>	—
	(c) virtue of state law or regulations?	<u>X</u>	—
	(d) virtue of assistance contract requirements?	—	<u>X</u>
20.	Does your state have a formalized rail banking program:		
	(a) authorization?	—	<u>X</u>
	(b) in active use?	—	<u>X</u>

<u>Question</u>	<u>Response</u>	
	(*see note at end)	
	<u>Yes</u>	<u>No</u>
21. Does your state own non-operating rail corridors:		
(a) with rail structures in place?	—	<u>X</u>
(b) where rail structures have been salvaged?	—	<u>X</u>
22. If you answered "yes" to Questions 20 and/or 21, are interim non-rail uses of the rights of way:		
(a) presently in effect?	—	—
(b) allowable, but not in effect?	—	—
23. Specifically, are recreational trails established on rail rights of way now owned by:		
(a) the state?	—	<u>X</u>
(b) local units of government?	—	<u>X</u>
24. Does your state have a statutory first right to acquire abandoned rail corridors?	—	<u>X</u>
25. Do your state laws allow local units of government:		
(a) to own rail lines?	<u>X</u>	—
(b) to operate rail lines?	<u>X</u>	—
26. Does your state have a constitutional prohibition against providing public funds to assist private businesses?	—	<u>X</u>
27. Do the shortline railroads operating in your state have a shortline association (distinct from the American Shortline Railroad Association)?	—	<u>X</u>
28. Is there a state-wide association for both shortlines and Class Is operating within your state?	—	<u>X</u>
29. Does your state require filing of railroad statistical (operational) data by:		
(a) all railroads?	—	<u>X</u>
(b) only Class I railroads?	<u>X</u>	—
(c) virtue of state law or regulations?	<u>X</u>	—
(d) virtue of assistance contract requirements?	—	<u>X</u>
30. Does your state have established program guidelines or policies which can be made available to other states for information upon request?	—	<u>X</u>
31. Does your state conduct environmental audits (concerning potential contamination) of facilities prior to undertaking projects?	—	<u>X</u>
32. If your state owns rail corridors, has it undertaken income-producing activities such as:		
(a) fiber optics?	—	<u>X</u>
(b) lease of non-operating portions of rail corridors?	—	<u>X</u>
(c) other non-transportation uses of corridors? (if "yes", uses include _____.)	—	<u>X</u>

33. Primary state contacts:

Rail freight program activities:

Name: Hal Wilson Title: Planner Phone: (404) 651-9215

Rail freight planning activities:

Name: Hal Wilson Title: Planner Phone: (404) 651-9215

Rail regulatory activities:

Name: Don Mc Gouirk Title: Director-Rail Services Phone: (404) 559-6625
Georgia PSC

Rail passenger activities:

Name: Hal Wilson Title: Planner Phone: (404) 651-9215

*Notes to responses:

NCSRO 1989 STATE PROGRAM SURVEY
Shortline Railroad Task Force

Idaho

<u>Question</u>	<u>Response</u>	
	(*see note at end)	
	<u>Yes</u>	<u>No</u>
1. Does your state own (hold title or RR easement to) operating rail corridors?	—	<u>X</u>
2. Does your state lease, operating rail corridors from owners?	—	<u>X</u>
3. Does your state operate rail lines:		
(a) using state agency forces?	—	<u>X</u>
(b) by contract with private, for-profit corporations?	—	<u>X</u>
(c) by contract with non-profit corporations or associations?	—	<u>X</u>
(d) by contract through local units of government?	—	<u>X</u>
4. Do you have a state-funded track rehabilitation program?	—	<u>X</u>
(a) by loans only?	—	—
(b) by grants only?	—	—
(c) by loans and grants?	—	—
5. Are local match funds required to obtain state assistance?	—	—
6. If you answered "yes" to one element of question 4, may eligible fund applicants include:		
(a) the railroad operator?	—	—
(b) rail users or rail user associations?	—	—
(c) local governments?	—	—
(d) other non-transportation companies (such as industrial park developers)?	—	—
7. If you answered "yes" to question 4, are rehabilitation projects performed:		
(a) by state agency forces?	—	—
(b) by the operating railroads?	—	—
(c) by rail construction contractors?	—	—
8. When did your state last prepare a complete State Rail Plan (as opposed to an amendment for project eligibility)?	<u>1988</u>	
9. Do you have a state-funded new rail facility construction program?	—	<u>X</u>
(a) by loans only?	—	—
(b) by grants only?	—	—
(c) by loans and grants?	—	—
10. Are local match funds required to obtain state assistance?	—	—
11. If you answered "yes" to Question 9, may eligible applicants include:		
(a) the proposed railroad operator?	—	—
(b) rail users or rail user associations?	—	—

Question

Response
(*see note at end)
Yes No

- (c) local governments ___
- (d) other non-transportation companies (such as industrial park developers)? ___

- 12. If you answered "yes" to Question 9, are construction projects performed:
 - (a) by state agency forces? ___
 - (b) by local government forces? ___
 - (c) by the proposed operating railroad? ___
 - (d) by railroad construction contractors? ___

- 13. Do you have a state-funded rail facility acquisition program?
 - (a) by loans only? ___
 - (b) by grants only? ___
 - (c) by loans and grants? ___

- 14. Are local match funds required to obtain state assistance? ___

- 15. If you answered "yes" to Question 13, may eligible applicants include:
 - (a) proposed rail operators? ___
 - (b) rail users or rail user associations? ___
 - (c) local governments? ___
 - (d) other non-transportation companies (such as industrial park developers)? ___

- 16. Does your state require program fund applicants to guarantee:
 - (a) public use or access to facilities? X
 - (b) a specified level of traffic usage? ___ X

- 17. Does your state provide operating assistance funds? ___ X

- 18. Has your state used LSRA funds for implementation of:
 - (a) rehabilitation projects? X
 - (b) acquisition projects? ___ X
 - (c) new rail facility construction projects? ___ X
 - (d) planning applications only? ___ X

- 19. Does your state require financial reporting by:
 - (a) all railroads? X
 - (b) only Class I railroads? ___ X
 - (c) virtue of state law or regulations? X
 - (d) virtue of assistance contract requirements? X

- 20. Does your state have a formalized rail banking program:
 - (a) authorization? ___ X
 - (b) in active use? ___ X

Question

Response
(*see note at end)
Yes No

21. Does your state own non-operating rail corridors:
- (a) with rail structures in place? X* —
 - (b) where rail structures have been salvaged? X —
22. If you answered "yes" to Questions 20 and/or 21, are interim non-rail uses of the rights of way:
- (a) presently in effect? — X
 - (b) allowable, but not in effect? X —
23. Specifically, are recreational trails established on rail rights of way now owned by:
- (a) the state? X* —
 - (b) local units of government? X —
24. Does your state have a statutory first right to acquire abandoned rail corridors? — X
25. Do your state laws allow local units of government:
- (a) to own rail lines? X* —
 - (b) to operate rail lines? X* —
26. Does your state have a constitutional prohibition against providing public funds to assist private businesses? X —
27. Do the shortline railroads operating in your state have a shortline association (distinct from the American Shortline Railroad Association)? — X
28. Is there a state-wide association for both shortlines and Class Is operating within your state? — X
29. Does your state require filing of railroad statistical (operational) data by:
- (a) all railroads? — X
 - (b) only Class I railroads? — X
 - (c) virtue of state law or regulations? — X
 - (d) virtue of assistance contract requirements? X —
30. Does your state have established program guidelines or policies which can be made available to other states for information upon request? — X
31. Does your state conduct environmental audits (concerning potential contamination) of facilities prior to undertaking projects? X* —
32. If your state owns rail corridors, has it undertaken income-producing activities such as:
- (a) fiber optics? — X
 - (b) lease of non-operating portions of rail corridors? X —
 - (c) other non-transportation uses of corridors?
(if "yes", uses include _____.) — X

33. Primary state contacts:

Rail freight program activities:

Name: Ronald Kerr Title: Principal Transp. Planner, ID DOT Phone: (208) 334-8210

Rail freight planning activities:

Name: Ronald Kerr Title: Principal Transp. Planner, ID DOT Phone: (208) 334-8210

Rail regulatory activities:

Name: Tonya Clark Title: Director of Regulated Carriers, ID P.U.C. Phone: (208) 334-3092

Rail passenger activities:

Name: Ronald Kerr Title: Principal Transp. Planner, ID DOT Phone: (208) 334-8210

*Notes to responses:

21. Track will be removed; the corridor to be used for highway and trail purposes.
- 23a. Recreational trails will be established.
25. State laws do not specifically address local ownership and operation of rail lines.
31. Environmental audit was performed for a relocation project funded by FHWA, not FRA.

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Illinois

<u>Question</u>	<u>Response</u> (*see note at end)	
	<u>Yes</u>	<u>No</u>
1. Does your state own (hold title or RR easement to) operating rail corridors?	—	<u>X</u>
2. Does your state lease, operating rail corridors from owners?	—	<u>X</u>
3. Does your state operate rail lines:		
(a) using state agency forces?	—	<u>X</u>
(b) by contract with private, for-profit corporations?	—	<u>X</u>
(c) by contract with non-profit corporations or associations?	—	<u>X</u>
(d) by contract through local units of government?	—	<u>X</u>
4. Do you have a state-funded track rehabilitation program?	<u>X</u>	—
(a) by loans only?	—	—
(b) by grants only?	—	—
(c) by loans and grants?	<u>X</u>	—
5. Are local match funds required to obtain state assistance?	—	<u>X</u>
6. If you answered "yes" to one element of question 4, may eligible fund applicants include:		
(a) the railroad operator?	<u>X</u>	—
(b) rail users or rail user associations?	<u>X</u>	—
(c) local governments?	<u>X</u>	—
(d) other non-transportation companies (such as industrial park developers)?	<u>X</u>	—
7. If you answered "yes" to question 4, are rehabilitation projects performed:		
(a) by state agency forces?	—	<u>X</u>
(b) by the operating railroads?	<u>X</u>	—
(c) by rail construction contractors?	<u>X</u>	—
8. When did your state last prepare a complete State Rail Plan (as opposed to an amendment for project eligibility)?	1987	
9. Do you have a state-funded new rail facility construction program?	<u>X</u>	—
(a) by loans only?	—	—
(b) by grants only?	—	—
(c) by loans and grants?	<u>X</u>	—
10. Are local match funds required to obtain state assistance?	—	<u>X</u>
11. If you answered "yes" to Question 9, may eligible applicants include:		
(a) the proposed railroad operator?	<u>X</u>	—
(b) rail users or rail user associations?	<u>X</u>	—

Question

Response
(*see note at end)
Yes No

(c)	local governments	<u>X</u>	<u>—</u>
(d)	other non-transportation companies (such as industrial park developers)?	<u>X</u>	<u>—</u>
12.	If you answered "yes" to Question 9, are construction projects performed:		
(a)	by state agency forces?	<u>—</u>	<u>X</u>
(b)	by local government forces?	<u>X</u>	<u>—</u>
(c)	by the proposed operating railroad?	<u>X</u>	<u>—</u>
(d)	by railroad construction contractors?	<u>X</u>	<u>—</u>
13.	Do you have a state-funded rail facility acquisition program?	<u>—</u>	<u>X</u>
(a)	by loans only?	<u>—</u>	<u>—</u>
(b)	by grants only?	<u>—</u>	<u>—</u>
(c)	by loans and grants?	<u>—</u>	<u>—</u>
14.	Are local match funds required to obtain state assistance?	<u>—</u>	<u>—</u>
15.	If you answered "yes" to Question 13, may eligible applicants include:		
(a)	proposed rail operators?	<u>—</u>	<u>—</u>
(b)	rail users or rail user associations?	<u>—</u>	<u>—</u>
(c)	local governments?	<u>—</u>	<u>—</u>
(d)	other non-transportation companies (such as industrial park developers)?	<u>—</u>	<u>—</u>
16.	Does your state require program fund applicants to guarantee:		
(a)	public use or access to facilities?	<u>X</u>	<u>—</u>
(b)	a specified level of traffic usage?	<u>—</u>	<u>X</u>
17.	Does your state provide operating assistance funds?	<u>—</u>	<u>X</u>
18.	Has your state used LSRA funds for implementation of:		
(a)	rehabilitation projects?	<u>X</u>	<u>—</u>
(b)	acquisition projects?	<u>—</u>	<u>X</u>
(c)	new rail facility construction projects?	<u>X</u>	<u>—</u>
(d)	planning applications <u>only</u> ?	<u>—</u>	<u>X</u>
19.	Does your state require financial reporting by:		
(a)	all railroads?	<u>—</u>	<u>X</u>
(b)	only Class I railroads?	<u>—</u>	<u>X</u>
(c)	virtue of state law or regulations?	<u>—</u>	<u>X</u>
(d)	virtue of assistance contract requirements?	<u>—</u>	<u>X</u>
20.	Does your state have a formalized rail banking program:		
(a)	authorization?	<u>—</u>	<u>X</u>
(b)	in active use?	<u>—</u>	<u>X</u>

Question

Response
(*see note at end)
Yes No

21. Does your state own non-operating rail corridors:
- (a) with rail structures in place? X
 - (b) where rail structures have been salvaged? X
22. If you answered "yes" to Questions 20 and/or 21, are interim non-rail uses of the rights of way:
- (a) presently in effect?
 - (b) allowable, but not in effect?
23. Specifically, are recreational trails established on rail rights of way now owned by:
- (a) the state? X
 - (b) local units of government? X
24. Does your state have a statutory first right to acquire abandoned rail corridors? X
25. Do your state laws allow local units of government:
- (a) to own rail lines? X
 - (b) to operate rail lines? X
26. Does your state have a constitutional prohibition against providing public funds to assist private businesses? X
27. Do the shortline railroads operating in your state have a shortline association (distinct from the American Shortline Railroad Association)? X
28. Is there a state-wide association for both shortlines and Class I's operating within your state? X
29. Does your state require filing of railroad statistical (operational) data by:
- (a) all railroads? X
 - (b) only Class I railroads? X
 - (c) virtue of state law or regulations? X
 - (d) virtue of assistance contract requirements? X
30. Does your state have established program guidelines or policies which can be made available to other states for information upon request? X
31. Does your state conduct environmental audits (concerning potential contamination) of facilities prior to undertaking projects? X
32. If your state owns rail corridors, has it undertaken income-producing activities such as:
- (a) fiber optics?
 - (b) lease of non-operating portions of rail corridors?
 - (c) other non-transportation uses of corridors?
(if "yes", uses include _____.)

33. Primary state contacts:

Rail freight program activities:

Name: Merrill Travis Title: Bureau Chief Phone: (217) 782-2835

Rail freight planning activities:

Name: Merrill Travis Title: Bureau Chief Phone: (217) 782-2835

Rail regulatory activities:

Name: Merrill Travis Title: Bureau Chief Phone: (217) 782-2835

Rail passenger activities:

Name: Merrill Travis Title: Bureau Chief Phone: (217) 782-2835

*Notes to responses:

NCSRO 1989 STATE PROGRAM SURVEY
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Indiana

<u>Question</u>	<u>Response</u>	
	(*see note at end)	
	<u>Yes</u>	<u>No</u>
1. Does your state own (hold title or RR easement to) operating rail corridors?	—	<u>X</u>
2. Does your state lease, operating rail corridors from owners?	—	<u>X</u>
3. Does your state operate rail lines:		
(a) using state agency forces?	—	<u>X</u>
(b) by contract with private, for-profit corporations?	—	<u>X</u>
(c) by contract with non-profit corporations or associations?	—	<u>X</u>
(d) by contract through local units of government?	—	<u>X</u>
4. Do you have a state-funded track rehabilitation program?	<u>X</u>	—
(a) by loans only?	<u>X</u>	—
(b) by grants only?	—	<u>X</u>
(c) by loans and grants?	—	<u>X</u>
5. Are local match funds required to obtain state assistance?	<u>X</u>	—
6. If you answered "yes" to one element of question 4, may eligible fund applicants include:		
(a) the railroad operator?	<u>X</u>	—
(b) rail users or rail user associations?	—	<u>X</u>
(c) local governments?	<u>X</u>	—
(d) other non-transportation companies (such as industrial park developers)?	—	<u>X</u>
7. If you answered "yes" to question 4, are rehabilitation projects performed:		
(a) by state agency forces?	—	<u>X</u>
(b) by the operating railroads?	<u>X</u>	—
(c) by rail construction contractors?	<u>X</u>	—
8. When did your state last prepare a complete State Rail Plan (as opposed to an amendment for project eligibility)?	<u>1987</u>	
9. Do you have a state-funded new rail facility construction program?	<u>X</u>	—
(a) by loans only?	<u>X</u>	—
(b) by grants only?	—	<u>X</u>
(c) by loans and grants?	—	<u>X</u>
10. Are local match funds required to obtain state assistance?	<u>X</u>	—
11. If you answered "yes" to Question 9, may eligible applicants include:		
(a) the proposed railroad operator?	<u>X</u>	—
(b) rail users or rail user associations?	—	<u>X</u>

Question

Response
(*see note at end)
Yes No

- (c) local governments X
(d) other non-transportation companies (such as industrial park developers)? X
12. If you answered "yes" to Question 9, are construction projects performed:
(a) by state agency forces? X
(b) by local government forces? X
(c) by the proposed operating railroad? X
(d) by railroad construction contractors? X
13. Do you have a state-funded rail facility acquisition program?
(a) by loans only? X
(b) by grants only? X
(c) by loans and grants? X
14. Are local match funds required to obtain state assistance? X
15. If you answered "yes" to Question 13, may eligible applicants include:
(a) proposed rail operators? X
(b) rail users or rail user associations? X*
(c) local governments? X
(d) other non-transportation companies (such as industrial park developers)? X
16. Does your state require program fund applicants to guarantee:
(a) public use or access to facilities? X
(b) a specified level of traffic usage? X
17. Does your state provide operating assistance funds? X
18. Has your state used LSRA funds for implementation of:
(a) rehabilitation projects? X
(b) acquisition projects? X
(c) new rail facility construction projects? X
(d) planning applications only? X
19. Does your state require financial reporting by:
(a) all railroads? X
(b) only Class I railroads? X
(c) virtue of state law or regulations? X
(d) virtue of assistance contract requirements? X
20. Does your state have a formalized rail banking program:
(a) authorization? X
(b) in active use? X

Question

Response
(*see note at end)
Yes No

21. Does your state own non-operating rail corridors:
- (a) with rail structures in place? X
 - (b) where rail structures have been salvaged? X
22. If you answered "yes" to Questions 20 and/or 21, are interim non-rail uses of the rights of way:
- (a) presently in effect? *
 - (b) allowable, but not in effect?
23. Specifically, are recreational trails established on rail rights of way now owned by:
- (a) the state? *
 - (b) local units of government? X
24. Does your state have a statutory first right to acquire abandoned rail corridors? *
25. Do your state laws allow local units of government:
- (a) to own rail lines? X
 - (b) to operate rail lines? X
26. Does your state have a constitutional prohibition against providing public funds to assist private businesses? X
27. Do the shortline railroads operating in your state have a shortline association (distinct from the American Shortline Railroad Association)? X
28. Is there a state-wide association for both shortlines and Class Is operating within your state? X
29. Does your state require filing of railroad statistical (operational) data by:
- (a) all railroads? X
 - (b) only Class I railroads? X
 - (c) virtue of state law or regulations? X
 - (d) virtue of assistance contract requirements? X
30. Does your state have established program guidelines or policies which can be made available to other states for information upon request? X
31. Does your state conduct environmental audits (concerning potential contamination) of facilities prior to undertaking projects? X
32. If your state owns rail corridors, has it undertaken income-producing activities such as:
- (a) fiber optics?
 - (b) lease of non-operating portions of rail corridors?
 - (c) other non-transportation uses of corridors?
(if "yes", uses include _____.)

33. Primary state contacts:

Rail freight program activities:

Name: Michael Scime Title: Rail Planner Phone: (317) 232-1478

Rail freight planning activities:

Name: Michael Scime Title: Rail Planner Phone: (317) 232-1478

Rail regulatory activities:

Name: Michael McGathey Title: Code Enforcement Phone: (317) 232-4786

Rail passenger activities:

Name: John Parsons Title: Deputy Director of Phone: (317) 232-1495
Division of Public Transit

***Notes to responses:**

15. Applicants "a" (proposed rail operator) and "b" (rail users or rail user associations) are usually the same.

22, 23, 24. Unknown, however, interium non-rail uses of rights of way and recreational trails would be managed by the Department of Natural Resources.

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Iowa

<u>Question</u>	<u>Response</u>	
	(*see note at end)	
	<u>Yes</u>	<u>No</u>
1. Does your state own (hold title or RR easement to) operating rail corridors?	—	<u>X</u>
2. Does your state lease, operating rail corridors from owners?	—	<u>X</u>
3. Does your state operate rail lines:		
(a) using state agency forces?	—	<u>X</u>
(b) by contract with private, for-profit corporations?	—	<u>X</u>
(c) by contract with non-profit corporations or associations?	—	<u>X</u>
(d) by contract through local units of government?	—	<u>X</u>
4. Do you have a state-funded track rehabilitation program?	<u>X</u>	—
(a) by loans only?	—	<u>X</u>
(b) by grants only?	—	<u>X</u>
(c) by loans and grants?	<u>X</u>	—
5. Are local match funds required to obtain state assistance?	<u>X</u>	—
6. If you answered "yes" to one element of question 4, may eligible fund applicants include:		
(a) the railroad operator?	<u>X</u>	—
(b) rail users or rail user associations?	<u>X</u>	—
(c) local governments?	<u>X</u>	—
(d) other non-transportation companies (such as industrial park developers)?	<u>X</u>	—
7. If you answered "yes" to question 4, are rehabilitation projects performed:		
(a) by state agency forces?	—	<u>X</u>
(b) by the operating railroads?	<u>X</u>	—
(c) by rail construction contractors?	<u>X</u>	—
8. When did your state last prepare a complete State Rail Plan (as opposed to an amendment for project eligibility)?	<u>1986</u>	
9. Do you have a state-funded new rail facility construction program?	<u>X</u>	—
(a) by loans only?	—	<u>X</u>
(b) by grants only?	—	<u>X</u>
(c) by loans and grants?	<u>X</u>	—
10. Are local match funds required to obtain state assistance?	<u>X</u>	—
11. If you answered "yes" to Question 9, may eligible applicants include:		
(a) the proposed railroad operator?	<u>X</u>	—
(b) rail users or rail user associations?	<u>X</u>	—

Question

Response
(*see note at end)
Yes No

- | | | | |
|-----|---|-----------|----------|
| (c) | local governments | <u>X</u> | <u>—</u> |
| (d) | other non-transportation companies (such as industrial park developers)? | <u>X</u> | <u>—</u> |
| 12. | If you answered "yes" to Question 9, are construction projects performed: | | |
| (a) | by state agency forces? | <u>—</u> | <u>X</u> |
| (b) | by local government forces? | <u>—</u> | <u>X</u> |
| (c) | by the proposed operating railroad? | <u>X</u> | <u>—</u> |
| (d) | by railroad construction contractors? | <u>X</u> | <u>—</u> |
| 13. | Do you have a state-funded rail facility acquisition program? | <u>X</u> | <u>—</u> |
| (a) | by loans only? | <u>—</u> | <u>X</u> |
| (b) | by grants only? | <u>—</u> | <u>X</u> |
| (c) | by loans and grants? | <u>X</u> | <u>—</u> |
| 14. | Are local match funds required to obtain state assistance? | <u>X</u> | <u>—</u> |
| 15. | If you answered "yes" to Question 13, may eligible applicants include: | | |
| (a) | proposed rail operators? | <u>X</u> | <u>—</u> |
| (b) | rail users or rail user associations? | <u>X</u> | <u>—</u> |
| (c) | local governments? | <u>X</u> | <u>—</u> |
| (d) | other non-transportation companies (such as industrial park developers)? | <u>X</u> | <u>—</u> |
| 16. | Does your state require program fund applicants to guarantee: | | |
| (a) | public use or access to facilities? | <u>X*</u> | <u>—</u> |
| (b) | a specified level of traffic usage? | <u>X*</u> | <u>—</u> |
| 17. | Does your state provide operating assistance funds? | <u>—</u> | <u>—</u> |
| 18. | Has your state used LSRA funds for implementation of: | | |
| (a) | rehabilitation projects? | <u>X</u> | <u>—</u> |
| (b) | acquisition projects? | <u>—</u> | <u>X</u> |
| (c) | new rail facility construction projects? | <u>X</u> | <u>—</u> |
| (d) | planning applications <u>only</u> ? | <u>—</u> | <u>X</u> |
| 19. | Does your state require financial reporting by: | | |
| (a) | all railroads? | <u>X</u> | <u>—</u> |
| (b) | only Class I railroads? | <u>—</u> | <u>X</u> |
| (c) | virtue of state law or regulations? | <u>X</u> | <u>—</u> |
| (d) | virtue of assistance contract requirements? | <u>X</u> | <u>—</u> |
| 20. | Does your state have a formalized rail banking program: | | |
| (a) | authorization? | <u>X</u> | <u>—</u> |
| (b) | in active use? | <u>X</u> | <u>—</u> |

Question

Response
(*see note at end)
Yes No

21. Does your state own non-operating rail corridors:
- (a) with rail structures in place? X*
 - (b) where rail structures have been salvaged? X
22. If you answered "yes" to Questions 20 and/or 21, are interim non-rail uses of the rights of way:
- (a) presently in effect?
 - (b) allowable, but not in effect?
23. Specifically, are recreational trails established on rail rights of way now owned by:
- (a) the state? X
 - (b) local units of government? X*
24. Does your state have a statutory first right to acquire abandoned rail corridors? X
25. Do your state laws allow local units of government:
- (a) to own rail lines? X
 - (b) to operate rail lines? X
26. Does your state have a constitutional prohibition against providing public funds to assist private businesses? X
27. Do the shortline railroads operating in your state have a shortline association (distinct from the American Shortline Railroad Association)? X
28. Is there a state-wide association for both shortlines and Class Is operating within your state? X
29. Does your state require filing of railroad statistical (operational) data by:
- (a) all railroads? X
 - (b) only Class I railroads? X
 - (c) virtue of state law or regulations? X
 - (d) virtue of assistance contract requirements? X
30. Does your state have established program guidelines or policies which can be made available to other states for information upon request? X
31. Does your state conduct environmental audits (concerning potential contamination) of facilities prior to undertaking projects? X
32. If your state owns rail corridors, has it undertaken income-producing activities such as:
- (a) fiber optics?
 - (b) lease of non-operating portions of rail corridors?
 - (c) other non-transportation uses of corridors?
(if "yes", uses include _____.)

33. Primary state contacts:

Rail freight program activities:

Name: Les Holland Title: Director, Rail and Water Division Phone: (515) 239-1646

Rail freight planning activities:

Name: Don Ward Title: Director, Advance Planning Phone: (515) 239-1147

Rail regulatory activities:

Name: Harvey Sims Title: Operations Manager Rail and Water Div. Phone: (515) 239-1054

Rail passenger activities:

Name: Les Holland Title: Director, Rail and Water Div. Phone: (515) 239-1646

*Notes to responses:

16(a). Common carrier status.

16(b). Requirement is dependent upon project.

21. Iowa does not own rail corridors. It has loaned funds to shipper organizations to railbank corridors.

23. County and private non-profit organizations; county conservation boards.

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Kansas

<u>Question</u>	<u>Response</u>	
	(*see note at end)	
	<u>Yes</u>	<u>No</u>
1. Does your state own (hold title or RR easement to) operating rail corridors?	—	<u>X</u>
2. Does your state lease, operating rail corridors from owners?	—	<u>X</u>
3. Does your state operate rail lines:		
(a) using state agency forces?	—	<u>X</u>
(b) by contract with private, for-profit corporations?	—	<u>X</u>
(c) by contract with non-profit corporations or associations?	—	<u>X</u>
(d) by contract through local units of government?	—	<u>X</u>
4. Do you have a state-funded track rehabilitation program?	—	<u>X</u>
(a) by loans only?	—	—
(b) by grants only?	—	—
(c) by loans and grants?	—	—
5. Are local match funds required to obtain state assistance?	—	—
6. If you answered "yes" to one element of question 4, may eligible fund applicants include:		
(a) the railroad operator?	—	—
(b) rail users or rail user associations?	—	—
(c) local governments?	—	—
(d) other non-transportation companies (such as industrial park developers)?	—	—
7. If you answered "yes" to question 4, are rehabilitation projects performed:		
(a) by state agency forces?	—	—
(b) by the operating railroads?	—	—
(c) by rail construction contractors?	—	—
8. When did your state last prepare a complete State Rail Plan (as opposed to an amendment for project eligibility)?	<u>1988</u>	
9. Do you have a state-funded new rail facility construction program?	—	<u>X</u>
(a) by loans only?	—	—
(b) by grants only?	—	—
(c) by loans and grants?	—	—
10. Are local match funds required to obtain state assistance?	—	—
11. If you answered "yes" to Question 9, may eligible applicants include:		
(a) the proposed railroad operator?	—	—
(b) rail users or rail user associations?	—	—
(c) local governments	—	—

Question

Response
(*see note at end)
Yes No

- (d) other non-transportation companies (such as industrial park developers)? — —
12. If you answered "yes" to Question 9, are construction projects performed:
- (a) by state agency forces? — —
 - (b) by local government forces? — —
 - (c) by the proposed operating railroad? — —
 - (d) by railroad construction contractors? — —
13. Do you have a state-funded rail facility acquisition program? — X
- (a) by loans only? — —
 - (b) by grants only? — —
 - (c) by loans and grants? — —
14. Are local match funds required to obtain state assistance? — —
15. If you answered "yes" to Question 13, may eligible applicants include:
- (a) proposed rail operators? — —
 - (b) rail users or rail user associations? — —
 - (c) local governments? — —
 - (d) other non-transportation companies (such as industrial park developers)? — —
16. Does your state require program fund applicants to guarantee:
- (a) public use or access to facilities? — —
 - (b) a specified level of traffic usage? — —
17. Does your state provide operating assistance funds? — X
18. Has your state used LSRA funds for implementation of:
- (a) rehabilitation projects? X —
 - (b) acquisition projects? — X
 - (c) new rail facility construction projects? X —
 - (d) planning applications only? — X
19. Does your state require financial reporting by:
- (a) all railroads? — X
 - (b) only Class I railroads? — X
 - (c) virtue of state law or regulations? — X
 - (d) virtue of assistance contract requirements? — X
20. Does your state have a formalized rail banking program:
- (a) authorization? — X
 - (b) in active use? — X

Question

(*see
1)

21. Does your state own non-operating rail corridors:
- (a) with rail structures in place?
 - (b) where rail structures have been salvaged?
22. If you answered "yes" to Questions 20 and/or 21, are interim non-rail uses of the rights of way:
- (a) presently in effect?
 - (b) allowable, but not in effect?
23. Specifically, are recreational trails established on rail rights of way now owned by:
- (a) the state?
 - (b) local units of government?
24. Does your state have a statutory first right to acquire abandoned rail corridors?
25. Do your state laws allow local units of government:
- (a) to own rail lines?
 - (b) to operate rail lines?
26. Does your state have a constitutional prohibition against providing public funds to private businesses?
27. Do the state railroads operating in your state have a shortline association (distinct from the Shortline Railroad Association)?
28. Is there a state association for both shortlines and Class I's operating within your state?
29. Does your state require filing of railroad statistical (operational) data by:
- (a) all railroads?
 - (b) Class I railroads?
 - (c) by law or regulations?
 - (d) by contract requirements?
30. Does your state have established program guidelines or policies which can be made available to the public upon request?
31. Does your state require environmental audits (concerning potential contamination) of facilities during projects?
32. If your state has undertaken income-producing activities such as leasing portions of rail corridors for other uses of corridors?
- (a) no
 - (b) portions of rail corridors?
 - (c) other uses of corridors?
- _____.)

33. Primary state contacts:

Rail freight program activities:

Name: Victor Eusebio Title: Supervisor Special Studies Phone: (913) 296-3228

Rail freight planning activities:

Name: Oscar Albrecht Title: Rail Planning Manager Phone: (913) 296-2274

Rail regulatory activities:

Name: Alfonso Maxwell Title: Director, Transp. Phone: (913) 296-3808

Rail passenger activities:

Name: -None- Title: _____ Phone: _____

*Notes to responses:

**NCSRO 1989 STATE PROGRAM SURVEY
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Kentucky

<u>Question</u>	<u>Response</u> (*see note at end)	
	<u>Yes</u>	<u>No</u>
1. Does your state own (hold title or RR easement to) operating rail corridors?	___	<u>X</u>
2. Does your state lease, operating rail corridors from owners?	___	<u>X</u>
3. Does your state operate rail lines:		
(a) using state agency forces?	___	<u>X</u>
(b) by contract with private, for-profit corporations?	___	<u>X</u>
(c) by contract with non-profit corporations or associations?	___	<u>X</u>
(d) by contract through local units of government?	___	<u>X</u>
4. Do you have a state-funded track rehabilitation program?	___	<u>X</u>
(a) by loans only?	___	___
(b) by grants only?	___	___
(c) by loans and grants?	___	___
5. Are local match funds required to obtain state assistance?	___	___
6. If you answered "yes" to one element of question 4, may eligible fund applicants include:		
(a) the railroad operator?	___	___
(b) rail users or rail user associations?	___	___
(c) local governments?	___	___
(d) other non-transportation companies (such as industrial park developers)?	___	___
7. If you answered "yes" to question 4, are rehabilitation projects performed:		
(a) by state agency forces?	___	___
(b) by the operating railroads?	___	___
(c) by rail construction contractors?	___	___
8. When did your state last prepare a complete State Rail Plan (as opposed to an amendment for project eligibility)?	___	<u>1981</u>
9. Do you have a state-funded new rail facility construction program?	___	<u>X</u>
(a) by loans only?	___	___
(b) by grants only?	___	___
(c) by loans and grants?	___	___
10. Are local match funds required to obtain state assistance?	___	___
11. If you answered "yes" to Question 9, may eligible applicants include:		
(a) the proposed railroad operator?	___	___
(b) rail users or rail user associations?	___	___

Question	Response (*see note at end)	
	Yes	No
(c) local governments	—	—
(d) other non-transportation companies (such as industrial park developers)?	—	—
12. If you answered "yes" to Question 9, are construction projects performed:		
(a) by state agency forces?	—	—
(b) by local government forces?	—	—
(c) by the proposed operating railroad?	—	—
(d) by railroad construction contractors?	—	—
13. Do you have a state-funded rail facility acquisition program?	—	<u>X</u>
(a) by loans only?	—	—
(b) by grants only?	—	—
(c) by loans and grants?	—	—
14. Are local match funds required to obtain state assistance?	—	—
15. If you answered "yes" to Question 13, may eligible applicants include:		
(a) proposed rail operators?	—	—
(b) rail users or rail user associations?	—	—
(c) local governments?	—	—
(d) other non-transportation companies (such as industrial park developers)?	—	—
16. Does your state require program fund applicants to guarantee:		
(a) public use or access to facilities?	—	—
(b) a specified level of traffic usage?	—	—
17. Does your state provide operating assistance funds?	—	<u>X</u>
18. Has your state used LSRA funds for implementation of:		
(a) rehabilitation projects?	<u>X</u>	—
(b) acquisition projects?	—	<u>X</u>
(c) new rail facility construction projects?	<u>X</u>	—
(d) planning applications <u>only</u> ?	—	<u>X</u>
19. Does your state require financial reporting by:		
(a) all railroads?	<u>X</u>	—
(b) only Class I railroads?	—	<u>X</u>
(c) virtue of state law or regulations?	<u>X</u>	—
(d) virtue of assistance contract requirements?	—	—
20. Does your state have a formalized rail banking program:		
(a) authorization?	—	<u>X</u>
(b) in active use?	—	<u>X</u>

Question

Response
(*see note at end)
Yes No

21. Does your state own non-operating rail corridors:
- (a) with rail structures in place? X
 - (b) where rail structures have been salvaged? X
22. If you answered "yes" to Questions 20 and/or 21, are interim non-rail uses of the rights of way:
- (a) presently in effect?
 - (b) allowable, but not in effect?
23. Specifically, are recreational trails established on rail rights of way now owned by:
- (a) the state? X
 - (b) local units of government? X
24. Does your state have a statutory first right to acquire abandoned rail corridors? X
25. Do your state laws allow local units of government:
- (a) to own rail lines? X
 - (b) to operate rail lines? X
26. Does your state have a constitutional prohibition against providing public funds to assist private businesses? X
27. Do the shortline railroads operating in your state have a shortline association (distinct from the American Shortline Railroad Association)? X
28. Is there a state-wide association for both shortlines and Class I operating within your state? X
29. Does your state require filing of railroad statistical (operational) data by:
- (a) all railroads? X
 - (b) only Class I railroads? X
 - (c) virtue of state law or regulations? X
 - (d) virtue of assistance contract requirements? X
30. Does your state have established program guidelines or policies which can be made available to other states for information upon request? X
31. Does your state conduct environmental audits (concerning potential contamination) of facilities prior to undertaking projects? X
32. If your state owns rail corridors, has it undertaken income-producing activities such as:
- (a) fiber optics?
 - (b) lease of non-operating portions of rail corridors?
 - (c) other non-transportation uses of corridors?
(if "yes", uses include _____.)

33. Primary state contacts:

Rail freight program activities:

Name: Jerry D. Ross Title: Director, Div. of Phone: (502) 564-7433
Mass Transportation

Rail freight planning activities:

Name: _____ Title: _____ Phone: _____

Rail regulatory activities:

Name: Henry Spaulding Title: Chairman Phone: (502) 564-4640

Rail passenger activities:

Name: _____ Title: _____ Phone: _____

*Notes to responses:

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Maine

<u>Question</u>	<u>Response</u>	
	<u>Yes</u>	<u>No</u>
1. Does your state own (hold title or RR easement to) operating rail corridors?	<u>X*</u>	—
2. Does your state lease, operating rail corridors from owners?	—	<u>X</u>
3. Does your state operate rail lines:		
(a) using state agency forces?	—	<u>X</u>
(b) by contract with private, for-profit corporations?	—	<u>X*</u>
(c) by contract with non-profit corporations or associations?	—	<u>X</u>
(d) by contract through local units of government?	—	<u>X</u>
4. Do you have a state-funded track rehabilitation program?	<u>X</u>	—
(a) by loans only?	—	<u>X</u>
(b) by grants only?	<u>X*</u>	—
(c) by loans and grants?	—	<u>X</u>
5. Are local match funds required to obtain state assistance?	—	<u>X</u>
6. If you answered "yes" to one element of question 4, may eligible fund applicants include:		
(a) the railroad operator?	<u>X</u>	—
(b) rail users or rail user associations?	<u>X</u>	—
(c) local governments?	—	—
(d) other non-transportation companies (such as industrial park developers)?	<u>X</u>	—
7. If you answered "yes" to question 4, are rehabilitation projects performed:		
(a) by state agency forces?	—	<u>X</u>
(b) by the operating railroads?	<u>X</u>	—
(c) by rail construction contractors?	<u>X</u>	—
8. When did your state last prepare a complete State Rail Plan (as opposed to an amendment for project eligibility)?	—	<u>1986</u>
9. Do you have a state-funded new rail facility construction program?	—	<u>X</u>
(a) by loans only?	—	—
(b) by grants only?	—	—
(c) by loans and grants?	—	—
10. Are local match funds required to obtain state assistance?	—	—
11. If you answered "yes" to Question 9, may eligible applicants include:		
(a) the proposed railroad operator?	—	—
(b) rail users or rail user associations?	—	—

Question

Response
(*see note at end)
Yes No

(c)	local governments	—	—
(d)	other non-transportation companies (such as industrial park developers)?	—	—
12.	If you answered "yes" to Question 9, are construction projects performed:		
(a)	by state agency forces?	—	—
(b)	by local government forces?	—	—
(c)	by the proposed operating railroad?	—	—
(d)	by railroad construction contractors?	—	—
13.	Do you have a state-funded rail facility acquisition program?	—	<u>X</u>
(a)	by loans only?	—	—
(b)	by grants only?	—	—
(c)	by loans and grants?	—	—
14.	Are local match funds required to obtain state assistance?	—	—
15.	If you answered "yes" to Question 13, may eligible applicants include:		
(a)	proposed rail operators?	—	—
(b)	rail users or rail user associations?	—	—
(c)	local governments?	—	—
(d)	other non-transportation companies (such as industrial park developers)?	—	—
16.	Does your state require program fund applicants to guarantee:		
(a)	public use or access to facilities?	—	<u>X</u>
(b)	a specified level of traffic usage?	—	<u>X</u>
17.	Does your state provide operating assistance funds?	—	<u>X</u>
18.	Has your state used LSRA funds for implementation of:		
(a)	rehabilitation projects?	<u>X</u>	—
(b)	acquisition projects?	—	<u>X</u>
(c)	new rail facility construction projects?	<u>X</u>	—
(d)	planning applications <u>only</u> ?	—	<u>X</u>
19.	Does your state require financial reporting by:		
(a)	all railroads?	—	<u>X</u>
(b)	only Class I railroads?	—	<u>X</u>
(c)	virtue of state law or regulations?	—	<u>X</u>
(d)	virtue of assistance contract requirements?	—	<u>X</u>
20.	Does your state have a formalized rail banking program:		
(a)	authorization?	<u>X</u>	—
(b)	in active use?	<u>X</u>	—

Question

Response
(*see note at end)
Yes No

21. Does your state own non-operating rail corridors:
- (a) with rail structures in place? X
 - (b) where rail structures have been salvaged? X
22. If you answered "yes" to Questions 20 and/or 21, are interim non-rail uses of the rights of way:
- (a) presently in effect? X
 - (b) allowable, but not in effect?
23. Specifically, are recreational trails established on rail rights of way now owned by:
- (a) the state? X
 - (b) local units of government?
24. Does your state have a statutory first right to acquire abandoned rail corridors? X
25. Do your state laws allow local units of government:
- (a) to own rail lines? X
 - (b) to operate rail lines? X
26. Does your state have a constitutional prohibition against providing public funds to assist private businesses? X
27. Do the shortline railroads operating in your state have a shortline association (distinct from the American Shortline Railroad Association)? X
28. Is there a state-wide association for both shortlines and Class Is operating within your state? X
29. Does your state require filing of railroad statistical (operational) data by:
- (a) all railroads? X
 - (b) only Class I railroads? X
 - (c) virtue of state law or regulations? X
 - (d) virtue of assistance contract requirements? X
30. Does your state have established program guidelines or policies which can be made available to other states for information upon request? X*
31. Does your state conduct environmental audits (concerning potential contamination) of facilities prior to undertaking projects? X
32. If your state owns rail corridors, has it undertaken income-producing activities such as:
- (a) fiber optics? X*
 - (b) lease of non-operating portions of rail corridors? X
 - (c) other non-transportation uses of corridors?
(if "yes", uses include _____.)

33. Primary state contacts:

Rail freight program activities:

Name: N/A Title: _____ Phone: _____

Rail freight planning activities:

Name: N/A Title: _____ Phone: _____

Rail regulatory activities:

Name: Michael Murray Title: Director, Rail
Transp. Division Phone: (207) 289-2841

Rail passenger activities:

Name: N/A Title: _____ Phone: _____

***Notes to responses:**

1. The department is in the process of soliciting proposals from shortline operators for 179 miles of branchlines acquired in 1988.
3. Not presently, see note 1 above.
- 4(b). Pays 1/2 of at-grade crossing maintenance to maximum of \$1500 annually.
30. State statutes on maintenance reimbursement and financial assistance.
- 32(a). Selling railroad has retained easement for fiber optics/telecommunications development.

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Maryland

<u>Question</u>	<u>Response</u>	
	(*see note at end)	
	<u>Yes</u>	<u>No</u>
1. Does your state own (hold title or RR easement to) operating rail corridors?	<u>X</u>	<u>—</u>
2. Does your state lease, operating rail corridors from owners?	<u>—</u>	<u>X</u>
3. Does your state operate rail lines:		
(a) using state agency forces?	<u>—</u>	<u>X</u>
(b) by contract with private, for-profit corporations?	<u>X</u>	<u>—</u>
(c) by contract with non-profit corporations or associations?	<u>—</u>	<u>X</u>
(d) by contract through local units of government?	<u>—</u>	<u>X</u>
4. Do you have a state-funded track rehabilitation program?	<u>X*</u>	<u>—</u>
(a) by loans only?	<u>—</u>	<u>X</u>
(b) by grants only?	<u>X</u>	<u>—</u>
(c) by loans and grants?	<u>—</u>	<u>X</u>
5. Are local match funds required to obtain state assistance?	<u>—</u>	<u>X</u>
6. If you answered "yes" to one element of question 4, may eligible fund applicants include:		
(a) the railroad operator?	<u>—</u>	<u>X</u>
(b) rail users or rail user associations?	<u>—</u>	<u>X</u>
(c) local governments?	<u>X</u>	<u>—</u>
(d) other non-transportation companies (such as industrial park developers)?	<u>—</u>	<u>X</u>
7. If you answered "yes" to question 4, are rehabilitation projects performed:		
(a) by state agency forces?	<u>—</u>	<u>X</u>
(b) by the operating railroads?	<u>X</u>	<u>—</u>
(c) by rail construction contractors?	<u>X</u>	<u>—</u>
8. When did your state last prepare a complete State Rail Plan (as opposed to an amendment for project eligibility)?	<u>1989</u>	
9. Do you have a state-funded new rail facility construction program?	<u>—</u>	<u>X</u>
(a) by loans only?	<u>—</u>	<u>—</u>
(b) by grants only?	<u>—</u>	<u>—</u>
(c) by loans and grants?	<u>—</u>	<u>—</u>
10. Are local match funds required to obtain state assistance?	<u>—</u>	<u>—</u>
11. If you answered "yes" to Question 9, may eligible applicants include:		
(a) the proposed railroad operator?	<u>—</u>	<u>—</u>
(b) rail users or rail user associations?	<u>—</u>	<u>—</u>

<u>Question</u>	<u>Response</u>	
	(*see note at end)	
	<u>Yes</u>	<u>No</u>
(c) local governments	—	—
(d) other non-transportation companies (such as industrial park developers)?	—	—
12. If you answered "yes" to Question 9, are construction projects performed:		
(a) by state agency forces?	—	—
(b) by local government forces?	—	—
(c) by the proposed operating railroad?	—	—
(d) by railroad construction contractors?	—	—
13. Do you have a state-funded rail facility acquisition program?	—	X
(a) by loans only?	—	—
(b) by grants only?	—	—
(c) by loans and grants?	—	—
14. Are local match funds required to obtain state assistance?	—	—
15. If you answered "yes" to Question 13, may eligible applicants include:		
(a) proposed rail operators?	—	—
(b) rail users or rail user associations?	—	—
(c) local governments?	—	—
(d) other non-transportation companies (such as industrial park developers)?	—	—
16. Does your state require program fund applicants to guarantee:		
(a) public use or access to facilities?	—	X
(b) a specified level of traffic usage?	—	X
17. Does your state provide operating assistance funds?	X	—
18. Has your state used LSRA funds for implementation of:		
(a) rehabilitation projects?	X	—
(b) acquisition projects?	—	X
(c) new rail facility construction projects?	—	X
(d) planning applications <u>only</u> ?	—	X
19. Does your state require financial reporting by:		
(a) all railroads?	—	X
(b) only Class I railroads?	—	X
(c) virtue of state law or regulations?	—	X
(d) virtue of assistance contract requirements?	X	—
20. Does your state have a formalized rail banking program:		
(a) authorization?	X	—
(b) in active use?	X	—

Question

Response
(*see note at end)
Yes No

21. Does your state own non-operating rail corridors:
- (a) with rail structures in place? X —
 - (b) where rail structures have been salvaged? X —
22. If you answered "yes" to Questions 20 and/or 21, are interim non-rail uses of the rights of way:
- (a) presently in effect? X —
 - (b) allowable, but not in effect? X —
23. Specifically, are recreational trails established on rail rights of way now owned by:
- (a) the state? X —
 - (b) local units of government? X —
24. Does your state have a statutory first right to acquire abandoned rail corridors? X —
25. Do your state laws allow local units of government:
- (a) to own rail lines? X —
 - (b) to operate rail lines? X —
26. Does your state have a constitutional prohibition against providing public funds to assist private businesses? — X
27. Do the shortline railroads operating in your state have a shortline association (distinct from the American Shortline Railroad Association)? — X
28. Is there a state-wide association for both shortlines and Class Is operating within your state? — X
29. Does your state require filing of railroad statistical (operational) data by:
- (a) all railroads? — X
 - (b) only Class I railroads? — X
 - (c) virtue of state law or regulations? — X
 - (d) virtue of assistance contract requirements? X —
30. Does your state have established program guidelines or policies which can be made available to other states for information upon request? — X
31. Does your state conduct environmental audits (concerning potential contamination) of facilities prior to undertaking projects? X —
32. If your state owns rail corridors, has it undertaken income-producing activities such as:
- (a) fiber optics? — X
 - (b) lease of non-operating portions of rail corridors? X —
 - (c) other non-transportation uses of corridors? X —
(if "yes", uses include Utility and grade crossing leases.)

33. Primary state contacts:

Rail freight program activities:

Name: Gregory V. Harshaw Title: Director, Freight Services Phone: (301) 282-6167

Rail freight planning activities:

Name: Gregory V. Harshaw Title: Director, Freight Services Phone: (301) 282-6167

Rail regulatory activities:

Name: Allen C. Ludwig Title: Railroad Safety Inspector Phone: (301) 333-4242

Rail passenger activities:

Name: Joseph C. Nessel Title: Director, Passenger Services Phone: (301) 282-8969

*Notes to responses:

4. Direct contracting with railroad construction companies in most cases.

NCSRO 1989 STATE PROGRAM SURVEY
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Massachusetts

<u>Question</u>	<u>Response</u> (*see note at end)	
	<u>Yes</u>	<u>No</u>
1. Does your state own (hold title or RR easement to) operating rail corridors?	<u>X</u>	<u> </u>
2. Does your state lease, operating rail corridors from owners?	<u> </u>	<u>X</u>
3. Does your state operate rail lines:		
(a) using state agency forces?	<u> </u>	<u>X</u>
(b) by contract with private, for-profit corporations?	<u>X</u>	<u> </u>
(c) by contract with non-profit corporations or associations?	<u> </u>	<u>X</u>
(d) by contract through local units of government?	<u> </u>	<u>X</u>
4. Do you have a state-funded track rehabilitation program?	<u>X</u>	<u> </u>
(a) by loans only?	<u> </u>	<u>X</u>
(b) by grants only?	<u> </u>	<u>X</u>
(c) by loans and grants?	<u>X*</u>	<u> </u>
5. Are local match funds required to obtain state assistance?	<u> </u>	<u>X</u>
6. If you answered "yes" to one element of question 4, may eligible fund applicants include:		
(a) the railroad operator?	<u>X*</u>	<u> </u>
(b) rail users or rail user associations?	<u>X*</u>	<u> </u>
(c) local governments?	<u>X*</u>	<u> </u>
(d) other non-transportation companies (such as industrial park developers)?	<u> </u>	<u>X</u>
7. If you answered "yes" to question 4, are rehabilitation projects performed:		
(a) by state agency forces?	<u> </u>	<u>X</u>
(b) by the operating railroads?	<u>X*</u>	<u> </u>
(c) by rail construction contractors?	<u>X*</u>	<u> </u>
8. When did your state last prepare a complete State Rail Plan (as opposed to an amendment for project eligibility)?	<u>1988</u>	
9. Do you have a state-funded new rail facility construction program?	<u>X</u>	<u> </u>
(a) by loans only?	<u> </u>	<u>X</u>
(b) by grants only?	<u>X</u>	<u> </u>
(c) by loans and grants?	<u> </u>	<u>X</u>
10. Are local match funds required to obtain state assistance?	<u> </u>	<u>X</u>
11. If you answered "yes" to Question 9, may eligible applicants include:		
(a) the proposed railroad operator?	<u>X</u>	<u> </u>
(b) rail users or rail user associations?	<u>X</u>	<u> </u>

Question

Response
 (*see note at end)
Yes No

- | | | | |
|-----|--|-----------|-----------|
| | (c) local governments | <u>X</u> | <u> </u> |
| | (d) other non-transportation companies (such as industrial park developers)? | <u> </u> | <u>X</u> |
| 12. | If you answered "yes" to Question 9, are construction projects performed: | | |
| | (a) by state agency forces? | <u> </u> | <u>X</u> |
| | (b) by local government forces? | <u> </u> | <u>X</u> |
| | (c) by the proposed operating railroad? | <u>X</u> | <u> </u> |
| | (d) by railroad construction contractors? | <u>X</u> | <u> </u> |
| 13. | Do you have a state-funded rail facility acquisition program? | <u>X</u> | <u> </u> |
| | (a) by loans only? | <u> </u> | <u>X</u> |
| | (b) by grants only? | <u>X</u> | <u> </u> |
| | (c) by loans and grants? | <u> </u> | <u>X</u> |
| 14. | Are local match funds required to obtain state assistance? | <u> </u> | <u>X</u> |
| 15. | If you answered "yes" to Question 13, may eligible applicants include: | | |
| | (a) proposed rail operators? | <u>X</u> | <u> </u> |
| | (b) rail users or rail user associations? | <u>X</u> | <u> </u> |
| | (c) local governments? | <u>X</u> | <u> </u> |
| | (d) other non-transportation companies (such as industrial park developers)? | <u> </u> | <u>X</u> |
| 16. | Does your state require program fund applicants to guarantee: | | |
| | (a) public use or access to facilities? | <u> </u> | <u>X*</u> |
| | (b) a specified level of traffic usage? | <u> </u> | <u>X</u> |
| 17. | Does your state provide operating assistance funds? | <u>X</u> | <u> </u> |
| 18. | Has your state used LSRA funds for implementation of: | | |
| | (a) rehabilitation projects? | <u>X</u> | <u> </u> |
| | (b) acquisition projects? | <u> </u> | <u>X</u> |
| | (c) new rail facility construction projects? | <u>X</u> | <u> </u> |
| | (d) planning applications <u>only</u> ? | <u> </u> | <u>X</u> |
| 19. | Does your state require financial reporting by: | | |
| | (a) all railroads? | <u> </u> | <u>X</u> |
| | (b) only Class I railroads? | <u> </u> | <u>X</u> |
| | (c) virtue of state law or regulations? | <u> </u> | <u>X</u> |
| | (d) virtue of assistance contract requirements? | <u>X</u> | <u> </u> |
| 20. | Does your state have a formalized rail banking program: | | |
| | (a) authorization? | <u> </u> | <u>X</u> |
| | (b) in active use? | <u> </u> | <u>X</u> |

Question

Response
(*see note at end)
Yes No

21. Does your state own non-operating rail corridors:
- (a) with rail structures in place? X
 - (b) where rail structures have been salvaged? X
22. If you answered "yes" to Questions 20 and/or 21, are interim non-rail uses of the rights of way:
- (a) presently in effect? X
 - (b) allowable, but not in effect? X
23. Specifically, are recreational trails established on rail rights of way now owned by:
- (a) the state? X
 - (b) local units of government? X
24. Does your state have a statutory first right to acquire abandoned rail corridors? X*
25. Do your state laws allow local units of government:
- (a) to own rail lines? X
 - (b) to operate rail lines? X
26. Does your state have a constitutional prohibition against providing public funds to assist private businesses? X*
27. Do the shortline railroads operating in your state have a shortline association (distinct from the American Shortline Railroad Association)? X
28. Is there a state-wide association for both shortlines and Class Is operating within your state? X*
29. Does your state require filing of railroad statistical (operational) data by:
- (a) all railroads? X
 - (b) only Class I railroads? X
 - (c) virtue of state law or regulations? X
 - (d) virtue of assistance contract requirements? X
30. Does your state have established program guidelines or policies which can be made available to other states for information upon request? X
31. Does your state conduct environmental audits (concerning potential contamination) of facilities prior to undertaking projects? X*
32. If your state owns rail corridors, has it undertaken income-producing activities such as:
- (a) fiber optics? X
 - (b) lease of non-operating portions of rail corridors? X
 - (c) other non-transportation uses of corridors? X
(if "yes", uses include bike path.)

33. Primary state contacts:

Rail freight program activities:

Name: Paul McBride Title: Asst. Secretary Phone: (617) 973-7010

Rail freight planning activities:

Name: Judith Truax, Atty. Title: Asst. Deputy Secy. Phone: (617) 973-7012

Rail regulatory activities:

Name: Judith Truax, Atty. Title: Asst. Deputy Secy. Phone: (617) 973-7012

Rail passenger activities:

Name: Judith Truax, Atty. Title: Asst. Deputy Secy. Phone: (617) 973-7012

*Notes to responses:

4. Although Massachusetts has not yet "loaned" funds to a private railroad, it has considered doing so.
6. The owner of a rail line is eligible (or, possibly, the owner of the easement to operate over the line). Therefore, the operator can apply if it owns the line (6a). Most of our funding is available to publicly-owned properties. A small fund is available which could be used for rail users (6b) or local governments (6c) although we have never done so. We would not use our funds for non-rail uses, although other state agencies might.
7. Oversight of public-spending on rail projects is performed by EOTC or the Massachusetts Bay Transportation Authority (MBTA) as our agent.
16. We rely on the provisions of the ICC Act to assure access.
24. We have a right of first refusal to acquire any railroad property. M.G.L. c. 161c, 7. We also have the right to prohibit building on former railroad rights-of-way. M.G.L. c. 40, 54A.
26. Article 62 of the Massachusetts Constitution.
28. Massachusetts Railroad Association.
31. The Massachusetts Environmental Policy Act requires this of all state funded projects.

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Michigan

<u>Question</u>	<u>Response</u>	
	(*see note at end)	
	<u>Yes</u>	<u>No</u>
1. Does your state own (hold title or RR easement to) operating rail corridors?	<u>X</u>	—
2. Does your state lease, operating rail corridors from owners?	<u>X*</u>	—
3. Does your state operate rail lines:		
(a) using state agency forces?	—	<u>X</u>
(b) by contract with private, for-profit corporations?	<u>X</u>	—
(c) by contract with non-profit corporations or associations?	—	<u>X</u>
(d) by contract through local units of government?	—	<u>X</u>
4. Do you have a state-funded track rehabilitation program?	<u>X</u>	—
(a) by loans only?	—	<u>X</u>
(b) by grants only?	—	<u>X</u>
(c) by loans and grants?	<u>X*</u>	—
5. Are local match funds required to obtain state assistance?	<u>X*</u>	—
6. If you answered "yes" to one element of question 4, may eligible fund applicants include:		
(a) the railroad operator?	<u>X</u>	—
(b) rail users or rail user associations?	<u>X</u>	—
(c) local governments?	<u>X</u>	—
(d) other non-transportation companies (such as industrial park developers)?	<u>X</u>	—
7. If you answered "yes" to question 4, are rehabilitation projects performed:		
(a) by state agency forces?	—	<u>X</u>
(b) by the operating railroads?	<u>X</u>	—
(c) by rail construction contractors?	<u>X</u>	—
8. When did your state last prepare a complete State Rail Plan (as opposed to an amendment for project eligibility)?	<u>1982</u>	
9. Do you have a state-funded new rail facility construction program?	<u>X</u>	—
(a) by loans only?	—	<u>X</u>
(b) by grants only?	—	<u>X</u>
(c) by loans and grants?	<u>X*</u>	—
10. Are local match funds required to obtain state assistance?	<u>X*</u>	—
11. If you answered "yes" to Question 9, may eligible applicants include:		
(a) the proposed railroad operator?	<u>X</u>	—
(b) rail users or rail user associations?	<u>X</u>	—

Question	Response (*see note at end)	
	Yes	No
(c) local governments	<u>X</u>	—
(d) other non-transportation companies (such as industrial park developers)?	<u>X</u>	—
12. If you answered "yes" to Question 9, are construction projects performed:		
(a) by state agency forces?	—	<u>X</u>
(b) by local government forces?	—	<u>X</u>
(c) by the proposed operating railroad?	<u>X</u>	—
(d) by railroad construction contractors?	<u>X</u>	—
13. Do you have a state-funded rail facility acquisition program?	<u>X</u>	—
(a) by loans only?	—	<u>X</u>
(b) by grants only?	—	<u>X</u>
(c) by loans and grants?	<u>X*</u>	—
14. Are local match funds required to obtain state assistance?	<u>X*</u>	—
15. If you answered "yes" to Question 13, may eligible applicants include:		
(a) proposed rail operators?	<u>X</u>	—
(b) rail users or rail user associations?	<u>X</u>	—
(c) local governments?	<u>X</u>	—
(d) other non-transportation companies (such as industrial park developers)?	<u>X</u>	—
16. Does your state require program fund applicants to guarantee:		
(a) public use or access to facilities?	<u>X</u>	—
(b) a specified level of traffic usage?	<u>X</u>	—
17. Does your state provide operating assistance funds?	—	<u>X</u>
18. Has your state used LSRA funds for implementation of:		
(a) rehabilitation projects?	<u>X</u>	—
(b) acquisition projects?	<u>X</u>	—
(c) new rail facility construction projects?	—	<u>X</u>
(d) planning applications <u>only</u> ?	—	<u>X</u>
19. Does your state require financial reporting by:		
(a) all railroads?	<u>X</u>	—
(b) only Class I railroads?	—	<u>X</u>
(c) virtue of state law or regulations?	<u>X</u>	—
(d) virtue of assistance contract requirements?	<u>X</u>	—
20. Does your state have a formalized rail banking program:		
(a) authorization?	<u>X</u>	—
(b) in active use?	<u>X</u>	—

Question

Response
(*see note at end)
Yes No

21. Does your state own non-operating rail corridors:
- (a) with rail structures in place? X
 - (b) where rail structures have been salvaged? X
22. If you answered "yes" to Questions 20 and/or 21, are interim non-rail uses of the rights of way:
- (a) presently in effect? X
 - (b) allowable, but not in effect? X
23. Specifically, are recreational trails established on rail rights of way now owned by:
- (a) the state? X*
 - (b) local units of government? X
24. Does your state have a statutory first right to acquire abandoned rail corridors? X
25. Do your state laws allow local units of government:
- (a) to own rail lines? X
 - (b) to operate rail lines? X
26. Does your state have a constitutional prohibition against providing public funds to assist private businesses? X
27. Do the shortline railroads operating in your state have a shortline association (distinct from the American Shortline Railroad Association)? X
28. Is there a state-wide association for both shortlines and Class Is operating within your state? X
29. Does your state require filing of railroad statistical (operational) data by:
- (a) all railroads? X
 - (b) only Class I railroads? X*
 - (c) virtue of state law or regulations? X
 - (d) virtue of assistance contract requirements? X
30. Does your state have established program guidelines or policies which can be made available to other states for information upon request? X
31. Does your state conduct environmental audits (concerning potential contamination) of facilities prior to undertaking projects? X
32. If your state owns rail corridors, has it undertaken income-producing activities such as:
- (a) fiber optics? X
 - (b) lease of non-operating portions of rail corridors? X
 - (c) other non-transportation uses of corridors? X
- (if "yes", uses include Utility and other private sector underground crossings.)

33. Primary state contacts:

Rail freight program activities:

Name: Susan G. Brook Title: Administrator
Freight Division Phone: (517) 373-6494

Rail freight planning activities:

Name: Roger Brower Title: Supervisor, Rail
Planning Section Phone: (517) 373-6393

Rail regulatory activities:

Name: Norma Fleming Title: Administrator,
RR Safety and Tariffs Phone: (517) 394-8600

Rail passenger activities:

Name: Scott Hercik Title: Manager,
Rail Passenger
Operations Section Phone: (517) 335-2571

*Notes to responses:

2. Trackage rights and lease of yard facility.
- 4, 9, 13. Assistance to improve or expand privately owned infrastructure is by loan only.
- 5, 10, 14. A non-MDOT financial commitment is required for proposed projects involving improvements or expansions (via acquisition or new facility construction) of the privately-owned infrastructure. (MDOT may improve or expand the state-owned infrastructure without requiring local match funds. However, if the facility proposed to be acquired does not directly connect to an existing state-owned line, a local match is required.) In all cases, other criteria must also be met for the proposed project to be funded by MDOT.
23. Michigan's Department of Natural Resources has established recreational trails on rights of way that it owns.
29. While not a requirement, statistical data is included along with the financial data, reported by the Class I railroads.

**NCSRO 1989 STATE PROGRAM SURVEY
Shortline Railroad Task Force**

Minnesota

<u>Question</u>	<u>Response</u> (*see note at end)	
	<u>Yes</u>	<u>No</u>
1. Does your state own (hold title or RR easement to) operating rail corridors?	—	<u>X</u>
2. Does your state lease, operating rail corridors from owners?	—	<u>X</u>
3. Does your state operate rail lines:		
(a) using state agency forces?	—	<u>X</u>
(b) by contract with private, for-profit corporations?	—	<u>X</u>
(c) by contract with non-profit corporations or associations?	—	<u>X</u>
(d) by contract through local units of government?	—	<u>X</u>
4. Do you have a state-funded track rehabilitation program?	<u>X</u>	—
(a) by loans only?	<u>X*</u>	—
(b) by grants only?	—	<u>X</u>
(c) by loans and grants?	—	<u>X</u>
5. Are local match funds required to obtain state assistance?	<u>X</u>	—
6. If you answered "yes" to one element of question 4, may eligible fund applicants include:		
(a) the railroad operator?	<u>X</u>	—
(b) rail users or rail user associations?	<u>X</u>	—
(c) local governments?	<u>X</u>	—
(d) other non-transportation companies (such as industrial park developers)?	—	<u>X</u>
7. If you answered "yes" to question 4, are rehabilitation projects performed:		
(a) by state agency forces?	—	<u>X</u>
(b) by the operating railroads?	<u>X</u>	—
(c) by rail construction contractors?	<u>X</u>	—
8. When did your state last prepare a complete State Rail Plan (as opposed to an amendment for project eligibility)?	—	<u>1988</u>
9. Do you have a state-funded new rail facility construction program?	<u>X</u>	—
(a) by loans only?	<u>X*</u>	—
(b) by grants only?	—	<u>X</u>
(c) by loans and grants?	—	<u>X</u>
10. Are local match funds required to obtain state assistance?	—	—
11. If you answered "yes" to Question 9, may eligible applicants include:		
(a) the proposed railroad operator?	—	<u>X</u>
(b) rail users or rail user associations?	<u>X*</u>	—

Question

Response
(*see note at end)
Yes No

	(c) local governments	—	<u>X</u>
	(d) other non-transportation companies (such as industrial park developers)?	—	<u>X</u>
12.	If you answered "yes" to Question 9, are construction projects performed:		
	(a) by state agency forces?	—	<u>X</u>
	(b) by local government forces?	—	<u>X</u>
	(c) by the proposed operating railroad?	—	<u>X</u>
	(d) by railroad construction contractors?	<u>X</u>	—
13.	Do you have a state-funded rail facility acquisition program?	<u>X*</u>	—
	(a) by loans only?	—	—
	(b) by grants only?	—	—
	(c) by loans and grants?	—	—
14.	Are local match funds required to obtain state assistance?	<u>X</u>	—
15.	If you answered "yes" to Question 13, may eligible applicants include:		
	(a) proposed rail operators?	—	—
	(b) rail users or rail user associations?	—	—
	(c) local governments?	<u>X*</u>	—
	(d) other non-transportation companies (such as industrial park developers)?	—	—
16.	Does your state require program fund applicants to guarantee:		
	(a) public use or access to facilities?	—	<u>X</u>
	(b) a specified level of traffic usage?	—	<u>X</u>
17.	Does your state provide operating assistance funds?	—	<u>X</u>
18.	Has your state used LSRA funds for implementation of:		
	(a) rehabilitation projects?	<u>X</u>	—
	(b) acquisition projects?	—	<u>X</u>
	(c) new rail facility construction projects?	—	<u>X</u>
	(d) planning applications <u>only</u> ?	—	<u>X</u>
19.	Does your state require financial reporting by:		
	(a) all railroads?	—	<u>X</u>
	(b) only Class I railroads?	—	—
	(c) virtue of state law or regulations?	—	<u>X</u>
	(d) virtue of assistance contract requirements?	<u>X</u>	—
20.	Does your state have a formalized rail banking program:		
	(a) authorization?	<u>X</u>	—
	(b) in active use?	<u>X</u>	—

**NCSRO 1989 STATE PROGRAM SURVEY
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Missouri

<u>Question</u>	<u>Response</u>	
	(*see note at end)	
	<u>Yes</u>	<u>No</u>
1. Does your state own (hold title or RR easement to) operating rail corridors?	—	<u>X</u>
2. Does your state lease, operating rail corridors from owners?	—	<u>X</u>
3. Does your state operate rail lines:		
(a) using state agency forces?	—	<u>X</u>
(b) by contract with private, for-profit corporations?	—	<u>X</u>
(c) by contract with non-profit corporations or associations?	—	<u>X</u>
(d) by contract through local units of government?	—	<u>X</u>
4. Do you have a state-funded track rehabilitation program?	—	<u>X*</u>
(a) by loans only?	—	—
(b) by grants only?	—	—
(c) by loans and grants?	—	—
5. Are local match funds required to obtain state assistance?	—	—
6. If you answered "yes" to one element of question 4, may eligible fund applicants include:		
(a) the railroad operator?	—	—
(b) rail users or rail user associations?	—	—
(c) local governments?	—	—
(d) other non-transportation companies (such as industrial park developers)?	—	—
7. If you answered "yes" to question 4, are rehabilitation projects performed:		
(a) by state agency forces?	—	—
(b) by the operating railroads?	—	—
(c) by rail construction contractors?	—	—
8. When did your state last prepare a complete State Rail Plan (as opposed to an amendment for project eligibility)?	<u>1984</u>	
9. Do you have a state-funded new rail facility construction program?	—	<u>X</u>
(a) by loans only?	—	—
(b) by grants only?	—	—
(c) by loans and grants?	—	—
10. Are local match funds required to obtain state assistance?	—	—
11. If you answered "yes" to Question 9, may eligible applicants include:		
(a) the proposed railroad operator?	—	—
(b) rail users or rail user associations?	—	—

Question

Response
(*see note at end)
Yes No

21. Does your state own non-operating rail corridors:
- (a) with rail structures in place?
 - (b) where rail structures have been salvaged? X
22. If you answered "yes" to Questions 20 and/or 21, are interim non-rail uses of the rights of way:
- (a) presently in effect? X
 - (b) allowable, but not in effect?
23. Specifically, are recreational trails established on rail rights of way now owned by:
- (a) the state? X
 - (b) local units of government? X
24. Does your state have a statutory first right to acquire abandoned rail corridors? X
25. Do your state laws allow local units of government:
- (a) to own rail lines? X*
 - (b) to operate rail lines? X
26. Does your state have a constitutional prohibition against providing public funds to assist private businesses? X*
27. Do the shortline railroads operating in your state have a shortline association (distinct from the American Shortline Railroad Association)? X*
28. Is there a state-wide association for both shortlines and Class Is operating within your state? X
29. Does your state require filing of railroad statistical (operational) data by:
- (a) all railroads?
 - (b) only Class I railroads? X
 - (c) virtue of state law or regulations?
 - (d) virtue of assistance contract requirements? X
30. Does your state have established program guidelines or policies which can be made available to other states for information upon request? X
31. Does your state conduct environmental audits (concerning potential contamination) of facilities prior to undertaking projects? X*
32. If your state owns rail corridors, has it undertaken income-producing activities such as:
- (a) fiber optics? X
 - (b) lease of non-operating portions of rail corridors? X
 - (c) other non-transportation uses of corridors? X
(if "yes", uses include _____.)

Primary state contacts:

Rail freight program activities:

Name: Al Vogel Title: Director, Rail Plan. and Prog. Devel. Phone: (612) 296-1613

Rail freight planning activities:

Name: Al Vogel Title: Director, Rail Plan. and Prog. Devel. Phone: (612) 296-1613

Rail regulatory activities:

Name: Tim Perry - TRB* Title: Admin. Director MN Transp. Reg. Board Phone: (612) 296-7131

Rail passenger activities: **

Name: Al Vogel Title: Director, Rail Plan. and Prog. Devel. Phone: (612) 296-1613

*Notes to responses:

4. Funding is presently provided by loans only (However, grants were awarded in the past).
9. Loans provided through the Capital Improvement Program where the new construction project is undertaken in conjunction with a rehabilitation project. Loan guarantees are provided for construction improvements on lines not subject to a rail rehabilitation project.
11. Applicants are primarily individual rail shippers (not rail user associations) although some assistance has been provided to railroads.
13. May loan up to 100 percent for purchase of a rail line, with MN holding a lien against property. For lines purchase for the Rail Banking Program, 100 percent State funds are used and the state has title.
15. 25. Regional Railroad Authority, MN stats. Chapt. 398A.
26. Special Constitutional amendment allows assistance to railroads.
27. Minnesota Regional Railroad Assn.
31. In certain cases.
- * Track inspection falls under authority of Director, Rail Planning and Program Development.
- ** No current activities.

M:2882-8/saw

Question

Response
(*see note at end)
Yes No

(c)	local governments	---	---
(d)	other non-transportation companies (such as industrial park developers)?	---	---
12.	If you answered "yes" to Question 9, are construction projects performed:		
(a)	by state agency forces?	---	---
(b)	by local government forces?	---	---
(c)	by the proposed operating railroad?	---	---
(d)	by railroad construction contractors?	---	---
13.	Do you have a state-funded rail facility acquisition program?	---	---
(a)	by loans only?	---	---
(b)	by grants only?	---	---
(c)	by loans and grants?	---	---
14.	Are local match funds required to obtain state assistance?	---	---
15.	If you answered "yes" to Question 13, may eligible applicants include:		
(a)	proposed rail operators?	---	---
(b)	rail users or rail user associations?	---	---
(c)	local governments?	---	---
(d)	other non-transportation companies (such as industrial park developers)?	---	---
16.	Does your state require program fund applicants to guarantee:		
(a)	public use or access to facilities?	---	<u>X</u>
(b)	a specified level of traffic usage?	---	<u>X</u>
17.	Does your state provide operating assistance funds?	---	<u>X</u>
18.	Has your state used LSRA funds for implementation of:		
(a)	rehabilitation projects?	<u>X</u>	---
(b)	acquisition projects?	<u>X</u>	---
(c)	new rail facility construction projects?	<u>X</u>	---
(d)	planning applications <u>only</u> ?	---	<u>X</u>
19.	Does your state require financial reporting by:		
(a)	all railroads?	---	---
(b)	only Class I railroads?	---	---
(c)	virtue of state law or regulations?	---	---
(d)	virtue of assistance contract requirements?	---	---
20.	Does your state have a formalized rail banking program:		
(a)	authorization?	<u>X</u>	---
(b)	in active use?	<u>X</u>	---

Question

Response
(*see note at end)
Yes No

21. Does your state own non-operating rail corridors:
- (a) with rail structures in place? X
 - (b) where rail structures have been salvaged? X
22. If you answered "yes" to Questions 20 and/or 21, are interim non-rail uses of the rights of way:
- (a) presently in effect? X
 - (b) allowable, but not in effect? X
23. Specifically, are recreational trails established on rail rights of way now owned by:
- (a) the state? X
 - (b) local units of government? X
24. Does your state have a statutory first right to acquire abandoned rail corridors? X
25. Do your state laws allow local units of government:
- (a) to own rail lines? X
 - (b) to operate rail lines? X
26. Does your state have a constitutional prohibition against providing public funds to assist private businesses? X
27. Do the shortline railroads operating in your state have a shortline association (distinct from the American Shortline Railroad Association)? X
28. Is there a state-wide association for both shortlines and Class Is operating within your state? X
29. Does your state require filing of railroad statistical (operational) data by:
- (a) all railroads? X
 - (b) only Class I railroads? X
 - (c) virtue of state law or regulations? X
 - (d) virtue of assistance contract requirements? X
30. Does your state have established program guidelines or policies which can be made available to other states for information upon request? X
31. Does your state conduct environmental audits (concerning potential contamination) of facilities prior to undertaking projects? X
32. If your state owns rail corridors, has it undertaken income-producing activities such as:
- (a) fiber optics? X
 - (b) lease of non-operating portions of rail corridors? X
 - (c) other non-transportation uses of corridors? X
(if "yes", uses include _____.)

33. Primary state contacts:

Rail freight program activities:

Name: Sam Masters Title: Dir. of Railroads Phone: (314) 751-7476

Rail freight planning activities:

Name: Sam Masters Title: Dir. of Railroads Phone: (314) 751-7476

Rail regulatory activities:

Name: Steve Walker Title: Missouri Department of Econ.
Development, Dir. Div. of Transportation Phone: (314) 751-7100

Rail passenger activities:

Name: Sam Masters Title: Dir. of Railroads Phone: (314) 751-7476

*Notes to responses:

4. Missouri has a program, but it is not funded at this time.

NCSRO 1989 STATE PROGRAM SURVEY
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Montana

<u>Question</u>	<u>Response</u>	
	(*see note at end)	
	<u>Yes</u>	<u>No</u>
1. Does your state own (hold title or RR easement to) operating rail corridors?	<u>X</u>	___
2. Does your state lease, operating rail corridors from owners?	___	<u>X</u>
3. Does your state operate rail lines:		
(a) using state agency forces?	___	<u>X</u>
(b) by contract with private, for-profit corporations?	<u>X</u>	___
(c) by contract with non-profit corporations or associations?	<u>X</u>	___
(d) by contract through local units of government?	___	<u>X</u>
4. Do you have a state-funded track rehabilitation program?	___	<u>X</u>
(a) by loans only?	___	___
(b) by grants only?	___	___
(c) by loans and grants?	___	___
5. Are local match funds required to obtain state assistance?	___	___
6. If you answered "yes" to one element of question 4, may eligible fund applicants include:		
(a) the railroad operator?	___	___
(b) rail users or rail user associations?	___	___
(c) local governments?	___	___
(d) other non-transportation companies (such as industrial park developers)?	___	___
7. If you answered "yes" to question 4, are rehabilitation projects performed:		
(a) by state agency forces?	___	___
(b) by the operating railroads?	___	___
(c) by rail construction contractors?	___	___
8. When did your state last prepare a complete State Rail Plan (as opposed to an amendment for project eligibility)?	___	<u>1985</u>
9. Do you have a state-funded new rail facility construction program?	___	___
(a) by loans only?	___	___
(b) by grants only?	___	___
(c) by loans and grants?	___	___
10. Are local match funds required to obtain state assistance?	___	___
11. If you answered "yes" to Question 9, may eligible applicants include:		
(a) the proposed railroad operator?	___	___
(b) rail users or rail user associations?	___	___

Question

Response
(*see note at end)
Yes No

- (c) local governments
- (d) other non-transportation companies (such as industrial park developers)?

- 12. If you answered "yes" to Question 9, are construction projects performed:
 - (a) by state agency forces?
 - (b) by local government forces?
 - (c) by the proposed operating railroad?
 - (d) by railroad construction contractors?

- 13. Do you have a state-funded rail facility acquisition program?
 - (a) by loans only?
 - (b) by grants only?
 - (c) by loans and grants?

- 14. Are local match funds required to obtain state assistance?

- 15. If you answered "yes" to Question 13, may eligible applicants include:
 - (a) proposed rail operators?
 - (b) rail users or rail user associations?
 - (c) local governments?
 - (d) other non-transportation companies (such as industrial park developers)?

- 16. Does your state require program fund applicants to guarantee:
 - (a) public use or access to facilities? X
 - (b) a specified level of traffic usage? X

- 17. Does your state provide operating assistance funds? X

- 18. Has your state used LSRA funds for implementation of:
 - (a) rehabilitation projects? X
 - (b) acquisition projects? X
 - (c) new rail facility construction projects? X
 - (d) planning applications only? X

- 19. Does your state require financial reporting by:
 - (a) all railroads? X
 - (b) only Class I railroads? X
 - (c) virtue of state law or regulations? X
 - (d) virtue of assistance contract requirements? X

- 20. Does your state have a formalized rail banking program:
 - (a) authorization? X
 - (b) in active use? X

Question

Response
(*see note at end)
Yes No

21. Does your state own non-operating rail corridors:
- (a) with rail structures in place? X
 - (b) where rail structures have been salvaged? X
22. If you answered "yes" to Questions 20 and/or 21, are interim non-rail uses of the rights of way:
- (a) presently in effect?
 - (b) allowable, but not in effect?
23. Specifically, are recreational trails established on rail rights of way now owned by:
- (a) the state? X
 - (b) local units of government? X
24. Does your state have a statutory first right to acquire abandoned rail corridors? X
25. Do your state laws allow local units of government:
- (a) to own rail lines? X
 - (b) to operate rail lines? X
26. Does your state have a constitutional prohibition against providing public funds to assist private businesses? *
27. Do the shortline railroads operating in your state have a shortline association (distinct from the American Shortline Railroad Association)? X
28. Is there a state-wide association for both shortlines and Class Is operating within your state? X
29. Does your state require filing of railroad statistical (operational) data by:
- (a) all railroads? X
 - (b) only Class I railroads? X
 - (c) virtue of state law or regulations? X
 - (d) virtue of assistance contract requirements? X
30. Does your state have established program guidelines or policies which can be made available to other states for information upon request? X
31. Does your state conduct environmental audits (concerning potential contamination) of facilities prior to undertaking projects? X
32. If your state owns rail corridors, has it undertaken income-producing activities such as:
- (a) fiber optics? X
 - (b) lease of non-operating portions of rail corridors? X
 - (c) other non-transportation uses of corridors? X
- (if "yes", uses include Farming, communication, and electrical corridors.)

33. Primary state contacts:

Rail freight program activities:

Name: John Craig Title: Bureau Chief Phone: (406) 444-3445

Rail freight planning activities:

Name: John Craig Title: Bureau Chief Phone: (406) 444-3445

Rail regulatory activities:

Name: Wayne Budt Title: Administrator Phone: (406) 444-6190

Rail passenger activities:

Name: Richard Howell Title: Manager Phone: (406) 444-3676

*Notes to responses:

26. Legal testing underway (White decision).

NCSRO 1989 STATE PROGRAM SURVEY
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Nebraska

<u>Question</u>	<u>Response</u>	
	(*see note at end)	
	<u>Yes</u>	<u>No</u>
1. Does your state own (hold title or RR easement to) operating rail corridors?	—	<u>X</u>
2. Does your state lease, operating rail corridors from owners?	—	<u>X</u>
3. Does your state operate rail lines:		
(a) using state agency forces?	—	<u>X</u>
(b) by contract with private, for-profit corporations?	—	<u>X</u>
(c) by contract with non-profit corporations or associations?	—	<u>X</u>
(d) by contract through local units of government?	—	<u>X</u>
4. Do you have a state-funded track rehabilitation program?	—	<u>X</u>
(a) by loans only?	—	—
(b) by grants only?	—	—
(c) by loans and grants?	—	—
5. Are local match funds required to obtain state assistance?	—	—
6. If you answered "yes" to one element of question 4, may eligible fund applicants include:		
(a) the railroad operator?	—	—
(b) rail users or rail user associations?	—	—
(c) local governments?	—	—
(d) other non-transportation companies (such as industrial park developers)?	—	—
7. If you answered "yes" to question 4, are rehabilitation projects performed:		
(a) by state agency forces?	—	—
(b) by the operating railroads?	—	—
(c) by rail construction contractors?	—	—
8. When did your state last prepare a complete State Rail Plan (as opposed to an amendment for project eligibility)?	—	<u>1986</u>
9. Do you have a state-funded new rail facility construction program?	—	<u>X</u>
(a) by loans only?	—	—
(b) by grants only?	—	—
(c) by loans and grants?	—	—
10. Are local match funds required to obtain state assistance?	—	—
11. If you answered "yes" to Question 9, may eligible applicants include:		
(a) the proposed railroad operator?	—	—
(b) rail users or rail user associations?	—	—

Question

Response
(*see note at end)
Yes No

	(c) local governments	—	—
	(d) other non-transportation companies (such as industrial park developers)?	—	—
12.	If you answered "yes" to Question 9, are construction projects performed:		
	(a) by state agency forces?	—	—
	(b) by local government forces?	—	—
	(c) by the proposed operating railroad?	—	—
	(d) by railroad construction contractors?	—	—
13.	Do you have a state-funded rail facility acquisition program?	—	X
	(a) by loans only?	—	—
	(b) by grants only?	—	—
	(c) by loans and grants?	—	—
14.	Are local match funds required to obtain state assistance?	—	—
15.	If you answered "yes" to Question 13, may eligible applicants include:		
	(a) proposed rail operators?	—	—
	(b) rail users or rail user associations?	—	—
	(c) local governments?	—	—
	(d) other non-transportation companies (such as industrial park developers)?	—	—
16.	Does your state require program fund applicants to guarantee:		
	(a) public use or access to facilities?	—	—
	(b) a specified level of traffic usage?	—	—
17.	Does your state provide operating assistance funds?	—	X
18.	Has your state used LSRA funds for implementation of:		
	(a) rehabilitation projects?	X	—
	(b) acquisition projects?	—	X
	(c) new rail facility construction projects?	—	X
	(d) planning applications <u>only</u> ?	—	X
19.	Does your state require financial reporting by:		
	(a) all railroads?	—	X
	(b) only Class I railroads?	X	—
	(c) virtue of state law or regulations?	X*	—
	(d) virtue of assistance contract requirements?	—	X
20.	Does your state have a formalized rail banking program:		
	(a) authorization?	—	X
	(b) in active use?	—	X

Question

Response
(*see note at end)
Yes No

21. Does your state own non-operating rail corridors:
- (a) with rail structures in place? X
 - (b) where rail structures have been salvaged? X*
22. If you answered "yes" to Questions 20 and/or 21, are interim non-rail uses of the rights of way:
- (a) presently in effect? *
 - (b) allowable, but not in effect?
23. Specifically, are recreational trails established on rail rights of way now owned by:
- (a) the state? X
 - (b) local units of government? X
24. Does your state have a statutory first right to acquire abandoned rail corridors? X*
25. Do your state laws allow local units of government:
- (a) to own rail lines? X
 - (b) to operate rail lines? X
26. Does your state have a constitutional prohibition against providing public funds to assist private businesses? X
27. Do the shortline railroads operating in your state have a shortline association (distinct from the American Shortline Railroad Association)? X
28. Is there a state-wide association for both shortlines and Class Is operating within your state? X
29. Does your state require filing of railroad statistical (operational) data by:
- (a) all railroads? X
 - (b) only Class I railroads? X
 - (c) virtue of state law or regulations? X*
 - (d) virtue of assistance contract requirements? X
30. Does your state have established program guidelines or policies which can be made available to other states for information upon request? X
31. Does your state conduct environmental audits (concerning potential contamination) of facilities prior to undertaking projects? X
32. If your state owns rail corridors, has it undertaken income-producing activities such as:
- (a) fiber optics? *
 - (b) lease of non-operating portions of rail corridors?
 - (c) other non-transportation uses of corridors?
(if "yes", uses include _____.)

33. Primary state contacts:

Rail freight program activities:

Name: Mike Goings Title: Rail Planning and Phone: (402) 479-4515
Waterways Supervisor

Rail freight planning activities:

Name: Mike Goings Title: Rail Planning and Phone: (402) 479-4515
Waterways Supervisor

Rail regulatory activities:

Name: Dwight Wininger Title: Executive Secretary, Phone: (402) 471-3101
Public Service Comm.

Rail passenger activities:

Name: Dwight Wininger Title: Executive Secretary, Phone: (402) 471-3101
Public Service Comm.

*Notes to responses:

21(b) and 22. Nebraska owns 73 miles of abandoned railroad. Fill material will be used for highway construction and then the right-of-way will be sold to adjoining landowners. This corridor will not be used for future transportation purposes.

19(c) and 29(c). State Statute 75-116.

24. State Statute 74-424.

32. Not applicable, see above note to 21(b) and 22.

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Nevada

<u>Question</u>	<u>Response</u> (*see note at end)	
	<u>Yes</u>	<u>No</u>
1. Does your state own (hold title or RR easement to) operating rail corridors?	—	<u>X</u>
2. Does your state lease, operating rail corridors from owners?	—	<u>X</u>
3. Does your state operate rail lines:		
(a) using state agency forces?	—	<u>X</u>
(b) by contract with private, for-profit corporations?	—	<u>X</u>
(c) by contract with non-profit corporations or associations?	—	<u>X</u>
(d) by contract through local units of government?	—	<u>X</u>
4. Do you have a state-funded track rehabilitation program?	<u>X</u>	—
(a) by loans only?	—	<u>X</u>
(b) by grants only?	<u>X</u>	—
(c) by loans and grants?	—	<u>X</u>
5. Are local match funds required to obtain state assistance?	<u>X</u>	—
6. If you answered "yes" to one element of question 4, may eligible fund applicants include:		
(a) the railroad operator?	<u>X</u>	—
(b) rail users or rail user associations?	<u>X</u>	—
(c) local governments?	<u>X</u>	—
(d) other non-transportation companies (such as industrial park developers)?	<u>X</u>	—
7. If you answered "yes" to question 4, are rehabilitation projects performed:		
(a) by state agency forces?	—	<u>X</u>
(b) by the operating railroads?	<u>X</u>	—
(c) by rail construction contractors?	<u>X</u>	—
8. When did your state last prepare a complete State Rail Plan (as opposed to an amendment for project eligibility)?	_____	
9. Do you have a state-funded new rail facility construction program?	<u>X</u>	—
(a) by loans only?	—	<u>X</u>
(b) by grants only?	<u>X</u>	—
(c) by loans and grants?	—	<u>X</u>
10. Are local match funds required to obtain state assistance?	<u>X</u>	—
11. If you answered "yes" to Question 9, may eligible applicants include:		
(a) the proposed railroad operator?	<u>X</u>	—
(b) rail users or rail user associations?	<u>X</u>	—

Question

Response
(*see note at end)
Yes No

	(c) local governments	<u>X</u>	<u>—</u>
	(d) other non-transportation companies (such as industrial park developers)?	<u>X</u>	<u>—</u>
12.	If you answered "yes" to Question 9, are construction projects performed:		
	(a) by state agency forces?	<u>—</u>	<u>X</u>
	(b) by local government forces?	<u>X</u>	<u>—</u>
	(c) by the proposed operating railroad?	<u>X</u>	<u>—</u>
	(d) by railroad construction contractors?	<u>X</u>	<u>—</u>
13.	Do you have a state-funded rail facility acquisition program?	<u>—</u>	<u>X</u>
	(a) by loans only?	<u>—</u>	<u>—</u>
	(b) by grants only?	<u>—</u>	<u>—</u>
	(c) by loans and grants?	<u>—</u>	<u>—</u>
14.	Are local match funds required to obtain state assistance?	<u>—</u>	<u>—</u>
15.	If you answered "yes" to Question 13, may eligible applicants include:		
	(a) proposed rail operators?	<u>—</u>	<u>—</u>
	(b) rail users or rail user associations?	<u>—</u>	<u>—</u>
	(c) local governments?	<u>—</u>	<u>—</u>
	(d) other non-transportation companies (such as industrial park developers)?	<u>—</u>	<u>—</u>
16.	Does your state require program fund applicants to guarantee:		
	(a) public use or access to facilities?	<u>—</u>	<u>X</u>
	(b) a specified level of traffic usage?	<u>X</u>	<u>—</u>
17.	Does your state provide operating assistance funds?	<u>—</u>	<u>X</u>
18.	Has your state used LSRA funds for implementation of:		
	(a) rehabilitation projects?	<u>X</u>	<u>—</u>
	(b) acquisition projects?	<u>—</u>	<u>X</u>
	(c) new rail facility construction projects?	<u>X</u>	<u>—</u>
	(d) planning applications <u>only</u> ?	<u>—</u>	<u>X</u>
19.	Does your state require financial reporting by:		
	(a) all railroads?	<u>—</u>	<u>X</u>
	(b) only Class I railroads?	<u>—</u>	<u>X</u>
	(c) virtue of state law or regulations?	<u>—</u>	<u>X</u>
	(d) virtue of assistance contract requirements?	<u>—</u>	<u>X</u>
20.	Does your state have a formalized rail banking program:		
	(a) authorization?	<u>X</u>	<u>—</u>
	(b) in active use?	<u>—</u>	<u>X</u>

Question

Response
(*see note at end)
Yes No

21. Does your state own non-operating rail corridors:
- (a) with rail structures in place? X
 - (b) where rail structures have been salvaged? X
22. If you answered "yes" to Questions 20 and/or 21, are interim non-rail uses of the rights of way:
- (a) presently in effect? X
 - (b) allowable, but not in effect? X
23. Specifically, are recreational trails established on rail rights of way now owned by:
- (a) the state? X
 - (b) local units of government? X
24. Does your state have a statutory first right to acquire abandoned rail corridors? X
25. Do your state laws allow local units of government:
- (a) to own rail lines? X
 - (b) to operate rail lines? X
26. Does your state have a constitutional prohibition against providing public funds to assist private businesses? X
27. Do the shortline railroads operating in your state have a shortline association (distinct from the American Shortline Railroad Association)? X
28. Is there a state-wide association for both shortlines and Class Is operating within your state? X
29. Does your state require filing of railroad statistical (operational) data by:
- (a) all railroads? X
 - (b) only Class I railroads? X
 - (c) virtue of state law or regulations? X
 - (d) virtue of assistance contract requirements? X
30. Does your state have established program guidelines or policies which can be made available to other states for information upon request? X
31. Does your state conduct environmental audits (concerning potential contamination) of facilities prior to undertaking projects? X
32. If your state owns rail corridors, has it undertaken income-producing activities such as:
- (a) fiber optics? X
 - (b) lease of non-operating portions of rail corridors? X
 - (c) other non-transportation uses of corridors? X
(if "yes", uses include _____.)

33. Primary state contacts:

Rail freight program activities:

Name: Dennis O. Barry Title: Assistant Director Phone: (702) 885-3691

Rail freight planning activities:

Name: Dennis O. Barry Title: Assistant Director Phone: (702) 885-3691

Rail regulatory activities:

Name: Brad Hess Title: State Safety Rail Inspector Phone: (702) 687-6063

Rail passenger activities:

Name: None Title: _____ Phone: _____

*Notes to responses:

NCSRO 1989 STATE PROGRAM SURVEY
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New Hampshire

<u>Question</u>	<u>Response</u> (*see note at end)	
	<u>Yes</u>	<u>No</u>
1. Does your state own (hold title or RR easement to) operating rail corridors?	<u>X</u>	—
2. Does your state lease, operating rail corridors from owners?	—	<u>X</u>
3. Does your state operate rail lines:		
(a) using state agency forces?	—	<u>X</u>
(b) by contract with private, for-profit corporations?	<u>X</u>	—
(c) by contract with non-profit corporations or associations?	—	<u>X</u>
(d) by contract through local units of government?	—	<u>X</u>
4. Do you have a state-funded track rehabilitation program?	<u>X</u>	—
(a) by loans only?	—	<u>X</u>
(b) by grants only?	<u>X</u>	—
(c) by loans and grants?	—	<u>X</u>
5. Are local match funds required to obtain state assistance?	<u>X</u>	—
6. If you answered "yes" to one element of question 4, may eligible fund applicants include:		
(a) the railroad operator?	<u>X</u>	—
(b) rail users or rail user associations?	<u>X</u>	—
(c) local governments?	<u>X</u>	—
(d) other non-transportation companies (such as industrial park developers)?	<u>X</u>	—
7. If you answered "yes" to question 4, are rehabilitation projects performed:		
(a) by state agency forces?	—	<u>X</u>
(b) by the operating railroads?	<u>X</u>	—
(c) by rail construction contractors?	<u>X</u>	—
8. When did your state last prepare a complete State Rail Plan (as opposed to an amendment for project eligibility)?	— 1989 —	
9. Do you have a state-funded new rail facility construction program?	—	<u>X</u>
(a) by loans only?	—	—
(b) by grants only?	—	—
(c) by loans and grants?	—	—
10. Are local match funds required to obtain state assistance?	—	—
11. If you answered "yes" to Question 9, may eligible applicants include:		
(a) the proposed railroad operator?	—	—
(b) rail users or rail user associations?	—	—

Question	Response (*see note at end)	
	Yes	No
(c) local governments	—	—
(d) other non-transportation companies (such as industrial park developers)?	—	—
12. If you answered "yes" to Question 9, are construction projects performed:		
(a) by state agency forces?	—	—
(b) by local government forces?	—	—
(c) by the proposed operating railroad?	—	—
(d) by railroad construction contractors?	—	—
13. Do you have a state-funded rail facility acquisition program?	—	<u>X</u>
(a) by loans only?	—	—
(b) by grants only?	—	—
(c) by loans and grants?	—	—
14. Are local match funds required to obtain state assistance?	—	—
15. If you answered "yes" to Question 13, may eligible applicants include:		
(a) proposed rail operators?	—	—
(b) rail users or rail user associations?	—	—
(c) local governments?	—	—
(d) other non-transportation companies (such as industrial park developers)?	—	—
16. Does your state require program fund applicants to guarantee:		
(a) public use or access to facilities?	—	<u>X</u>
(b) a specified level of traffic usage?	<u>X</u>	—
17. Does your state provide operating assistance funds?	<u>X</u>	—
18. Has your state used LSRA funds for implementation of:		
(a) rehabilitation projects?	<u>X</u>	—
(b) acquisition projects?	<u>X</u>	—
(c) new rail facility construction projects?	—	<u>X</u>
(d) planning applications <u>only</u> ?	—	<u>X</u>
19. Does your state require financial reporting by:		
(a) all railroads?	<u>X</u>	—
(b) only Class I railroads?	—	<u>X</u>
(c) virtue of state law or regulations?	<u>X</u>	—
(d) virtue of assistance contract requirements?	<u>X</u>	—
20. Does your state have a formalized rail banking program:		
(a) authorization?	<u>X</u>	—
(b) in active use?	<u>X</u>	—

Question

Response
(*see note at end)
Yes No

21. Does your state own non-operating rail corridors:
- (a) with rail structures in place? X —
 - (b) where rail structures have been salvaged? X —
22. If you answered "yes" to Questions 20 and/or 21, are interim non-rail uses of the rights of way:
- (a) presently in effect? X —
 - (b) allowable, but not in effect? — —
23. Specifically, are recreational trails established on rail rights of way now owned by:
- (a) the state? X —
 - (b) local units of government? X —
24. Does your state have a statutory first right to acquire abandoned rail corridors? X —
25. Do your state laws allow local units of government:
- (a) to own rail lines? X —
 - (b) to operate rail lines? X —
26. Does your state have a constitutional prohibition against providing public funds to assist private businesses? — X
27. Do the shortline railroads operating in your state have a shortline association (distinct from the American Shortline Railroad Association)? — X
28. Is there a state-wide association for both shortlines and Class Is operating within your state? — X
29. Does your state require filing of railroad statistical (operational) data by:
- (a) all railroads? X —
 - (b) only Class I railroads? — X
 - (c) virtue of state law or regulations? X —
 - (d) virtue of assistance contract requirements? X —
30. Does your state have established program guidelines or policies which can be made available to other states for information upon request? — X
31. Does your state conduct environmental audits (concerning potential contamination) of facilities prior to undertaking projects? X —
32. If your state owns rail corridors, has it undertaken income-producing activities such as:
- (a) fiber optics? — X
 - (b) lease of non-operating portions of rail corridors? X —
 - (c) other non-transportation uses of corridors? X —
- (if "yes", uses include selling of ancillary parcels of land, easements and licenses.)

33. Primary state contacts:

Rail freight program activities:

Name: Cender D. Sanders Title: Operations Engineer Phone: (603) 271-2468

Rail freight planning activities:

Name: William A. Boudreau Title: Railroad Planner Phone: (603) 271-2468

Rail regulatory activities:

Name: Walter W. King Title: Administrator, Rail Safety Phone: (603) 271-2448

Rail passenger activities:

Name: Walter W. King Title: Administrator, Rail Safety Phone: (603) 271-2448

*Notes to responses:

NCSRO 1989 STATE PROGRAM SURVEY
Shortline Railroad Task Force

New Jersey

<u>Question</u>	<u>Response</u>	
	(*see note at end)	
	<u>Yes</u>	<u>No</u>
1. Does your state own (hold title or RR easement to) operating rail corridors?	<u>X</u>	<u> </u>
2. Does your state lease, operating rail corridors from owners?	<u> </u>	<u>X</u>
3. Does your state operate rail lines:		
(a) using state agency forces?	<u> </u>	<u>X</u>
(b) by contract with private, for-profit corporations?	<u>X</u>	<u> </u>
(c) by contract with non-profit corporations or associations?	<u> </u>	<u>X</u>
(d) by contract through local units of government?	<u> </u>	<u>X</u>
4. Do you have a state-funded track rehabilitation program?	<u>X</u>	<u> </u>
(a) by loans only?	<u> </u>	<u>X</u>
(b) by grants only?	<u>X</u>	<u> </u>
(c) by loans and grants?	<u> </u>	<u>X</u>
5. Are local match funds required to obtain state assistance?	<u>X</u>	<u> </u>
6. If you answered "yes" to one element of question 4, may eligible fund applicants include:		
(a) the railroad operator?	<u>X</u>	<u> </u>
(b) rail users or rail user associations?	<u>X</u>	<u> </u>
(c) local governments?	<u>X</u>	<u> </u>
(d) other non-transportation companies (such as industrial park developers)?	<u>X</u>	<u> </u>
7. If you answered "yes" to question 4, are rehabilitation projects performed:		
(a) by state agency forces?	<u> </u>	<u>X</u>
(b) by the operating railroads?	<u>X</u>	<u> </u>
(c) by rail construction contractors?	<u>X</u>	<u> </u>
8. When did your state last prepare a complete State Rail Plan (as opposed to an amendment for project eligibility)?	<u>1989</u>	
9. Do you have a state-funded new rail facility construction program?	<u>X</u>	<u> </u>
(a) by loans only?	<u> </u>	<u>X</u>
(b) by grants only?	<u>X</u>	<u> </u>
(c) by loans and grants?	<u> </u>	<u>X</u>
10. Are local match funds required to obtain state assistance?	<u>X</u>	<u> </u>
11. If you answered "yes" to Question 9, may eligible applicants include:		
(a) the proposed railroad operator?	<u>X</u>	<u> </u>
(b) rail users or rail user associations?	<u>X</u>	<u> </u>

<u>Question</u>	<u>Response</u> (*see note at end)	
	<u>Yes</u>	<u>No</u>
(c) local governments	<u>X</u>	<u>—</u>
(d) other non-transportation companies (such as industrial park developers)?	<u>X</u>	<u>—</u>
12. If you answered "yes" to Question 9, are construction projects performed:		
(a) by state agency forces?	<u>—</u>	<u>X</u>
(b) by local government forces?	<u>—</u>	<u>X</u>
(c) by the proposed operating railroad?	<u>X</u>	<u>—</u>
(d) by railroad construction contractors?	<u>X</u>	<u>—</u>
13. Do you have a state-funded rail facility acquisition program?	<u>X</u>	<u>—</u>
(a) by loans only?	<u>—</u>	<u>X</u>
(b) by grants only?	<u>X</u>	<u>—</u>
(c) by loans and grants?	<u>—</u>	<u>X</u>
14. Are local match funds required to obtain state assistance?	<u>X</u>	<u>—</u>
15. If you answered "yes" to Question 13, may eligible applicants include:		
(a) proposed rail operators?	<u>X</u>	<u>—</u>
(b) rail users or rail user associations?	<u>X</u>	<u>—</u>
(c) local governments?	<u>X</u>	<u>—</u>
(d) other non-transportation companies (such as industrial park developers)?	<u>X</u>	<u>—</u>
16. Does your state require program fund applicants to guarantee:		
(a) public use or access to facilities?	<u>X</u>	<u>—</u>
(b) a specified level of traffic usage?	<u>X</u>	<u>—</u>
17. Does your state provide operating assistance funds?	<u>—</u>	<u>X</u>
18. Has your state used LSRA funds for implementation of:		
(a) rehabilitation projects?	<u>X</u>	<u>—</u>
(b) acquisition projects?	<u>X</u>	<u>—</u>
(c) new rail facility construction projects?	<u>X</u>	<u>—</u>
(d) planning applications <u>only</u> ?	<u>—</u>	<u>X</u>
19. Does your state require financial reporting by:		
(a) all railroads?	<u>—</u>	<u>X</u>
(b) only Class I railroads?	<u>—</u>	<u>X</u>
(c) virtue of state law or regulations?	<u>—</u>	<u>X</u>
(d) virtue of assistance contract requirements?	<u>—</u>	<u>X</u>
20. Does your state have a formalized rail banking program:		
(a) authorization?	<u>—</u>	<u>X</u>
(b) in active use?	<u>—</u>	<u>X</u>

Question

Response
(*see note at end)
Yes No

21. Does your state own non-operating rail corridors:
- (a) with rail structures in place? X
 - (b) where rail structures have been salvaged? X
22. If you answered "yes" to Questions 20 and/or 21, are interim non-rail uses of the rights of way:
- (a) presently in effect? X
 - (b) allowable, but not in effect?
23. Specifically, are recreational trails established on rail rights of way now owned by:
- (a) the state? X
 - (b) local units of government? X
24. Does your state have a statutory first right to acquire abandoned rail corridors? X
25. Do your state laws allow local units of government:
- (a) to own rail lines? X
 - (b) to operate rail lines? X
26. Does your state have a constitutional prohibition against providing public funds to assist private businesses? X
27. Do the shortline railroads operating in your state have a shortline association (distinct from the American Shortline Railroad Association)? X
28. Is there a state-wide association for both shortlines and Class Is operating within your state? X
29. Does your state require filing of railroad statistical (operational) data by:
- (a) all railroads? X
 - (b) only Class I railroads? X
 - (c) virtue of state law or regulations? X
 - (d) virtue of assistance contract requirements?
30. Does your state have established program guidelines or policies which can be made available to other states for information upon request? X
31. Does your state conduct environmental audits (concerning potential contamination) of facilities prior to undertaking projects? X
32. If your state owns rail corridors, has it undertaken income-producing activities such as:
- (a) fiber optics? X
 - (b) lease of non-operating portions of rail corridors? X
 - (c) other non-transportation uses of corridors? X
(if "yes", uses include _____.)

33. Primary state contacts:

Rail freight program activities:

Name: Bill Felix Title: NJ DOT Phone: (609) 292-4184

Rail freight planning activities:

Name: Bill Felix Title: NJ DOT Phone: (609) 292-4184

Rail regulatory activities:

Name: Michael Lemmo Title: Manager, Bureau of Utilities Phone: (609) 530-2451

Rail passenger activities:

Name: Thomas Gagliano Title: Executive Director
NJ Transit Corp.,
McCarter Hwy.,
Newark, NJ Phone: _____

*Notes to responses:

NCSRO 1989 STATE PROGRAM SURVEY
Shortline Railroad Task Force

New York

<u>Question</u>	<u>Response</u>	
	(*see note at end)	
	<u>Yes</u>	<u>No</u>
1. Does your state own (hold title or RR easement to) operating rail corridors?	—	<u>X</u>
2. Does your state lease, operating rail corridors from owners?	—	<u>X</u>
3. Does your state operate rail lines:		
(a) using state agency forces?	—	<u>X</u>
(b) by contract with private, for-profit corporations?	—	<u>X</u>
(c) by contract with non-profit corporations or associations?	—	<u>X</u>
(d) by contract through local units of government?	—	<u>X</u>
4. Do you have a state-funded track rehabilitation program?	<u>X</u>	—
(a) by loans only?	—	<u>X</u>
(b) by grants only?	<u>X</u>	—
(c) by loans and grants?	—	<u>X</u>
5. Are local match funds required to obtain state assistance?	<u>X</u>	—
6. If you answered "yes" to one element of question 4, may eligible fund applicants include:		
(a) the railroad operator?	<u>X</u>	—
(b) rail users or rail user associations?	<u>X</u>	—
(c) local governments?	<u>X</u>	—
(d) other non-transportation companies (such as industrial park developers)?	<u>X</u>	—
7. If you answered "yes" to question 4, are rehabilitation projects performed:		
(a) by state agency forces?	—	<u>X</u>
(b) by the operating railroads?	<u>X</u>	—
(c) by rail construction contractors?	<u>X</u>	—
8. When did your state last prepare a complete State Rail Plan (as opposed to an amendment for project eligibility)?	<u>1983</u>	
9. Do you have a state-funded new rail facility construction program?	<u>X</u>	—
(a) by loans only?	—	<u>X</u>
(b) by grants only?	<u>X</u>	—
(c) by loans and grants?	—	<u>X</u>
10. Are local match funds required to obtain state assistance?	<u>X</u>	—
11. If you answered "yes" to Question 9, may eligible applicants include:		
(a) the proposed railroad operator?	<u>X</u>	—
(b) rail users or rail user associations?	<u>X</u>	—

Question

Response
(*see note at end)
Yes No

	(c) local governments	<u>X</u>	—
	(d) other non-transportation companies (such as industrial park developers)?	<u>X</u>	—
12.	If you answered "yes" to Question 9, are construction projects performed:		
	(a) by state agency forces?	—	<u>X</u>
	(b) by local government forces?	—	<u>X</u>
	(c) by the proposed operating railroad?	<u>X</u>	—
	(d) by railroad construction contractors?	<u>X</u>	—
13.	Do you have a state-funded rail facility acquisition program?	—	<u>X</u>
	(a) by loans only?	—	—
	(b) by grants only?	—	—
	(c) by loans and grants?	—	—
14.	Are local match funds required to obtain state assistance?	—	—
15.	If you answered "yes" to Question 13, may eligible applicants include:		
	(a) proposed rail operators?	—	—
	(b) rail users or rail user associations?	—	—
	(c) local governments?	—	—
	(d) other non-transportation companies (such as industrial park developers)?	—	—
16.	Does your state require program fund applicants to guarantee:		
	(a) public use or access to facilities?	—	<u>X</u>
	(b) a specified level of traffic usage?	—	<u>X</u>
17.	Does your state provide operating assistance funds?	<u>X</u>	—
18.	Has your state used LSRA funds for implementation of:		
	(a) rehabilitation projects?	<u>X</u>	—
	(b) acquisition projects?	—	<u>X</u>
	(c) new rail facility construction projects?	<u>X</u>	—
	(d) planning applications <u>only</u> ?	—	<u>X</u>
19.	Does your state require financial reporting by:		
	(a) all railroads?	<u>X</u>	—
	(b) only Class I railroads?	—	<u>X</u>
	(c) virtue of state law or regulations?	<u>X</u>	—
	(d) virtue of assistance contract requirements?	—	<u>X</u>
20.	Does your state have a formalized rail banking program:		
	(a) authorization?	—	<u>X</u>
	(b) in active use?	—	<u>X</u>

Question

Response
(*see note at end)
Yes No

21. Does your state own non-operating rail corridors:
- (a) with rail structures in place? X
 - (b) where rail structures have been salvaged? X
22. If you answered "yes" to Questions 20 and/or 21, are interim non-rail uses of the rights of way:
- (a) presently in effect? X
 - (b) allowable, but not in effect? X
23. Specifically, are recreational trails established on rail rights of way now owned by:
- (a) the state? X
 - (b) local units of government? X
24. Does your state have a statutory first right to acquire abandoned rail corridors? X
25. Do your state laws allow local units of government:
- (a) to own rail lines? X
 - (b) to operate rail lines? X
26. Does your state have a constitutional prohibition against providing public funds to assist private businesses? X
27. Do the shortline railroads operating in your state have a shortline association (distinct from the American Shortline Railroad Association)? X
28. Is there a state-wide association for both shortlines and Class I's operating within your state? X
29. Does your state require filing of railroad statistical (operational) data by:
- (a) all railroads? X
 - (b) only Class I railroads? X
 - (c) virtue of state law or regulations? X
 - (d) virtue of assistance contract requirements? X
30. Does your state have established program guidelines or policies which can be made available to other states for information upon request? X
31. Does your state conduct environmental audits (concerning potential contamination) of facilities prior to undertaking projects? X
32. If your state owns rail corridors, has it undertaken income-producing activities such as:
- (a) fiber optics?
 - (b) lease of non-operating portions of rail corridors?
 - (c) other non-transportation uses of corridors?
(if "yes", uses include _____.)

33. Primary state contacts:

Rail freight program activities:

Name: James D. Cartin Title: Prin. Rail Trans. Spec Phone: (518) 457-6594

Rail freight planning activities:

Name: John K. Loussi Title: Prin. Rail Trans. Spec Phone: (518) 457-5521

Rail regulatory activities:

Name: John J. Connor Title: Prin. Rail Trans. Spec Phone: (518) 457-6503

Rail passenger activities:

Name: Mark Silo Title: Assoc. Rail Trans. Phone: (518) 457-6360
Spec.

*Notes to responses:

NCSRO 1989 STATE PROGRAM SURVEY
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North Carolina

<u>Question</u>	<u>Response</u>	
	(*see note at end)	
	<u>Yes</u>	<u>No</u>
1. Does your state own (hold title or RR easement to) operating rail corridors?	<u>X</u>	___
2. Does your state lease, operating rail corridors from owners?	___	<u>X</u>
3. Does your state operate rail lines:		
(a) using state agency forces?	___	<u>X</u>
(b) by contract with private, for-profit corporations?	___	<u>X</u>
(c) by contract with non-profit corporations or associations?	___	<u>X</u>
(d) by contract through local units of government?	___	<u>X</u>
4. Do you have a state-funded track rehabilitation program?	<u>X</u>	___
(a) by loans only?	___	<u>X</u>
(b) by grants only?	___	<u>X</u>
(c) by loans and grants?	<u>X</u>	___
5. Are local match funds required to obtain state assistance?	<u>X</u>	___
6. If you answered "yes" to one element of question 4, may eligible fund applicants include:		
(a) the railroad operator?	<u>X</u>	___
(b) rail users or rail user associations?	<u>X</u>	___
(c) local governments?	<u>X</u>	___
(d) other non-transportation companies (such as industrial park developers)?	<u>X</u>	___
7. If you answered "yes" to question 4, are rehabilitation projects performed:		
(a) by state agency forces?	___	<u>X</u>
(b) by the operating railroads?	<u>X</u>	___
(c) by rail construction contractors?	<u>X</u>	___
8. When did your state last prepare a complete State Rail Plan (as opposed to an amendment for project eligibility)?	___	<u>1979</u>
9. Do you have a state-funded new rail facility construction program?	___	<u>X</u>
(a) by loans only?	___	___
(b) by grants only?	___	___
(c) by loans and grants?	___	___
10. Are local match funds required to obtain state assistance?	___	___
11. If you answered "yes" to Question 9, may eligible applicants include:		
(a) the proposed railroad operator?	___	___
(b) rail users or rail user associations?	___	___

<u>Question</u>	<u>Response</u> (*see note at end)	
	<u>Yes</u>	<u>No</u>
(c) local governments	—	—
(d) other non-transportation companies (such as industrial park developers)?	—	—
12. If you answered "yes" to Question 9, are construction projects performed:		
(a) by state agency forces?	—	—
(b) by local government forces?	—	—
(c) by the proposed operating railroad?	—	—
(d) by railroad construction contractors?	—	—
13. Do you have a state-funded rail facility acquisition program?	<u>X</u>	—
(a) by loans only?	—	<u>X</u>
(b) by grants only?	—	<u>X</u>
(c) by loans and grants?	<u>X</u>	—
14. Are local match funds required to obtain state assistance?	<u>X</u>	—
15. If you answered "yes" to Question 13, may eligible applicants include:		
(a) proposed rail operators?	<u>X</u>	—
(b) rail users or rail user associations?	<u>X</u>	—
(c) local governments?	<u>X</u>	—
(d) other non-transportation companies (such as industrial park developers)?	<u>X</u>	—
16. Does your state require program fund applicants to guarantee:		
(a) public use or access to facilities?	—	<u>X</u>
(b) a specified level of traffic usage?	—	<u>X</u>
17. Does your state provide operating assistance funds?	—	<u>X</u>
18. Has your state used LSRA funds for implementation of:		
(a) rehabilitation projects?	<u>X</u>	—
(b) acquisition projects?	<u>X</u>	—
(c) new rail facility construction projects?	—	<u>X</u>
(d) planning applications <u>only</u> ?	—	<u>X</u>
19. Does your state require financial reporting by:		
(a) all railroads?	—	<u>X</u>
(b) only Class I railroads?	<u>X</u>	—
(c) virtue of state law or regulations?	—	—
(d) virtue of assistance contract requirements?	—	—
20. Does your state have a formalized rail banking program:		
(a) authorization?	—	<u>X</u>
(b) in active use?	—	<u>X</u>

Question

Response
(*see note at end)
Yes No

21. Does your state own non-operating rail corridors:
- (a) with rail structures in place? X
 - (b) where rail structures have been salvaged? X
22. If you answered "yes" to Questions 20 and/or 21, are interim non-rail uses of the rights of way:
- (a) presently in effect?
 - (b) allowable, but not in effect?
23. Specifically, are recreational trails established on rail rights of way now owned by:
- (a) the state?
 - (b) local units of government?
24. Does your state have a statutory first right to acquire abandoned rail corridors? X
25. Do your state laws allow local units of government:
- (a) to own rail lines? *
 - (b) to operate rail lines? *
26. Does your state have a constitutional prohibition against providing public funds to assist private businesses?
27. Do the shortline railroads operating in your state have a shortline association (distinct from the American Shortline Railroad Association)? X
28. Is there a state-wide association for both shortlines and Class Is operating within your state? X
29. Does your state require filing of railroad statistical (operational) data by:
- (a) all railroads? X
 - (b) only Class I railroads?
 - (c) virtue of state law or regulations?
 - (d) virtue of assistance contract requirements?
30. Does your state have established program guidelines or policies which can be made available to other states for information upon request? X
31. Does your state conduct environmental audits (concerning potential contamination) of facilities prior to undertaking projects? X
32. If your state owns rail corridors, has it undertaken income-producing activities such as:
- (a) fiber optics? X
 - (b) lease of non-operating portions of rail corridors? X
 - (c) other non-transportation uses of corridors? X
(if "yes", uses include _____.)

33. Primary state contacts:

Rail freight program activities:

Name: Larry H. Sams Title: Director Transp. Planning Phone: (919) 733-2806

Rail freight planning activities:

Name: Larry H. Sams Title: Director Transp. Planning Phone: (919) 733-2806

Rail regulatory activities:

Name: George Young Title: Chief Rail Inspector Phone: (919) 733-5486

Rail passenger activities:

Name: David King Title: Director Public Transp. Phone: (919) 733-4713

*Notes to responses:

25. No state law directly addresses ownership or operation.

NCSRO 1989 STATE PROGRAM SURVEY
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North Dakota

<u>Question</u>	<u>Response</u>	
	<u>Yes</u>	<u>No</u>
1. Does your state own (hold title or RR easement to) operating rail corridors?	—	<u>X</u>
2. Does your state lease, operating rail corridors from owners?	—	<u>X</u>
3. Does your state operate rail lines:		
(a) using state agency forces?	—	<u>X</u>
(b) by contract with private, for-profit corporations?	—	<u>X</u>
(c) by contract with non-profit corporations or associations?	—	<u>X</u>
(d) by contract through local units of government?	—	<u>X</u>
4. Do you have a state-funded track rehabilitation program?	—	<u>X</u>
(a) by loans only?	—	—
(b) by grants only?	—	—
(c) by loans and grants?	—	—
5. Are local match funds required to obtain state assistance?	—	—
6. If you answered "yes" to one element of question 4, may eligible fund applicants include:		
(a) the railroad operator?	—	—
(b) rail users or rail user associations?	—	—
(c) local governments?	—	—
(d) other non-transportation companies (such as industrial park developers)?	—	—
7. If you answered "yes" to question 4, are rehabilitation projects performed:		
(a) by state agency forces?	—	—
(b) by the operating railroads?	—	—
(c) by rail construction contractors?	—	—
8. When did your state last prepare a complete State Rail Plan (as opposed to an amendment for project eligibility)?	—	1983
9. Do you have a state-funded new rail facility construction program?	—	<u>X</u>
(a) by loans only?	—	—
(b) by grants only?	—	—
(c) by loans and grants?	—	—
10. Are local match funds required to obtain state assistance?	—	—
11. If you answered "yes" to Question 9, may eligible applicants include:		
(a) the proposed railroad operator?	—	—
(b) rail users or rail user associations?	—	—

Question

Response
(*see note at end)
Yes No

- (c) local governments — —
- (d) other non-transportation companies (such as industrial park developers)? — —

- 12. If you answered "yes" to Question 9, are construction projects performed:
 - (a) by state agency forces? — —
 - (b) by local government forces? — —
 - (c) by the proposed operating railroad? — —
 - (d) by railroad construction contractors? — —

- 13. Do you have a state-funded rail facility acquisition program? — X
 - (a) by loans only? — —
 - (b) by grants only? — —
 - (c) by loans and grants? — —

- 14. Are local match funds required to obtain state assistance? — —

- 15. If you answered "yes" to Question 13, may eligible applicants include:
 - (a) proposed rail operators? — —
 - (b) rail users or rail user associations? — —
 - (c) local governments? — —
 - (d) other non-transportation companies (such as industrial park developers)? — —

- 16. Does your state require program fund applicants to guarantee:
 - (a) public use or access to facilities? — X
 - (b) a specified level of traffic usage? — X

- 17. Does your state provide operating assistance funds? — X

- 18. Has your state used LSRA funds for implementation of:
 - (a) rehabilitation projects? X —
 - (b) acquisition projects? — X
 - (c) new rail facility construction projects? X —
 - (d) planning applications only? — X

- 19. Does your state require financial reporting by:
 - (a) all railroads? X —
 - (b) only Class I railroads? — X
 - (c) virtue of state law or regulations? X —
 - (d) virtue of assistance contract requirements? — X

- 20. Does your state have a formalized rail banking program:
 - (a) authorization? — X
 - (b) in active use? — X

Question

Response
(*see note at end)
Yes No

21. Does your state own non-operating rail corridors:
- (a) with rail structures in place? X
 - (b) where rail structures have been salvaged? X
22. If you answered "yes" to Questions 20 and/or 21, are interim non-rail uses of the rights of way:
- (a) presently in effect?
 - (b) allowable, but not in effect?
23. Specifically, are recreational trails established on rail rights of way now owned by:
- (a) the state?
 - (b) local units of government? X
24. Does your state have a statutory first right to acquire abandoned rail corridors? X
25. Do your state laws allow local units of government:
- (a) to own rail lines? X
 - (b) to operate rail lines? X
26. Does your state have a constitutional prohibition against providing public funds to assist private businesses? X
27. Do the shortline railroads operating in your state have a shortline association (distinct from the American Shortline Railroad Association)? X
28. Is there a state-wide association for both shortlines and Class Is operating within your state? X
29. Does your state require filing of railroad statistical (operational) data by:
- (a) all railroads? X
 - (b) only Class I railroads? X
 - (c) virtue of state law or regulations? X
 - (d) virtue of assistance contract requirements? X
30. Does your state have established program guidelines or policies which can be made available to other states for information upon request? X
31. Does your state conduct environmental audits (concerning potential contamination) of facilities prior to undertaking projects? X
32. If your state owns rail corridors, has it undertaken income-producing activities such as:
- (a) fiber optics?
 - (b) lease of non-operating portions of rail corridors?
 - (c) other non-transportation uses of corridors?
(if "yes", uses include _____.)

33. Primary state contacts:

Rail freight program activities:

Name: Gary Berreth Title: Director, Planning Div. Phone: (701) 224-2513

Rail freight planning activities:

Name: Gary Berreth Title: Director, Planning Div. Phone: (701) 224-2513

Rail regulatory activities:

Name: Jon Mielke Title: Traffic Director Phone: (701) 224-4082

Rail passenger activities:

Name: Gary Berreth Title: Director, Planning Div. Phone: (701) 224-2513

*Notes to responses:

NCSRO 1989 STATE PROGRAM SURVEY
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Ohio

<u>Question</u>	<u>Response</u>	
	(*see note at end)	
	<u>Yes</u>	<u>No</u>
1. Does your state own (hold title or RR easement to) operating rail corridors?	<u>X</u>	___
2. Does your state lease, operating rail corridors from owners?	___	<u>X</u>
3. Does your state operate rail lines:		
(a) using state agency forces?	___	<u>X</u>
(b) by contract with private, for-profit corporations?	<u>X</u>	___
(c) by contract with non-profit corporations or associations?	___	<u>X</u>
(d) by contract through local units of government?	___	<u>X</u>
4. Do you have a state-funded track rehabilitation program?	<u>X</u>	___
(a) by loans only?	___	<u>X</u>
(b) by grants only?	<u>X</u>	___
(c) by loans and grants?	___	<u>X</u>
5. Are local match funds required to obtain state assistance?	<u>X</u>	___
6. If you answered "yes" to one element of question 4, may eligible fund applicants include:		
(a) the railroad operator?	<u>X</u>	___
(b) rail users or rail user associations?	<u>X</u>	___
(c) local governments?	<u>X</u>	___
(d) other non-transportation companies (such as industrial park developers)?	<u>X</u>	___
7. If you answered "yes" to question 4, are rehabilitation projects performed:		
(a) by state agency forces?	___	<u>X</u>
(b) by the operating railroads?	<u>X</u>	___
(c) by rail construction contractors?	<u>X</u>	___
8. When did your state last prepare a complete State Rail Plan (as opposed to an amendment for project eligibility)?	___	___
	1982-83*	
9. Do you have a state-funded new rail facility construction program?	<u>X</u>	___
(a) by loans only?	___	<u>X</u>
(b) by grants only?	<u>X</u>	___
(c) by loans and grants?	___	<u>X</u>
10. Are local match funds required to obtain state assistance?	<u>X</u>	___
11. If you answered "yes" to Question 9, may eligible applicants include:		
(a) the proposed railroad operator?	<u>X</u>	___
(b) rail users or rail user associations?	<u>X</u>	___

Question

Response
(*see note at end)
Yes No

- (c) local governments X —
(d) other non-transportation companies (such as industrial park developers)? X —
12. If you answered "yes" to Question 9, are construction projects performed:
(a) by state agency forces? — X
(b) by local government forces? — X
(c) by the proposed operating railroad? X —
(d) by railroad construction contractors? X —
13. Do you have a state-funded rail facility acquisition program?
(a) by loans only? — X
(b) by grants only? X —
(c) by loans and grants? — X
14. Are local match funds required to obtain state assistance? X —
15. If you answered "yes" to Question 13, may eligible applicants include:
(a) proposed rail operators? X —
(b) rail users or rail user associations? X —
(c) local governments? X —
(d) other non-transportation companies (such as industrial park developers)? X —
16. Does your state require program fund applicants to guarantee:
(a) public use or access to facilities? X —
(b) a specified level of traffic usage? — X
17. Does your state provide operating assistance funds? — X
18. Has your state used LSRA funds for implementation of:
(a) rehabilitation projects? X —
(b) acquisition projects? X —
(c) new rail facility construction projects? X —
(d) planning applications only? — X
19. Does your state require financial reporting by:
(a) all railroads? * —
(b) only Class I railroads? — —
(c) virtue of state law or regulations? — —
(d) virtue of assistance contract requirements? — —
20. Does your state have a formalized rail banking program:
(a) authorization? X —
(b) in active use? — X

Question

Response
(*see note at end)
Yes No

21. Does your state own non-operating rail corridors:
- (a) with rail structures in place? X
 - (b) where rail structures have been salvaged? X
22. If you answered "yes" to Questions 20 and/or 21, are interim non-rail uses of the rights of way:
- (a) presently in effect? X
 - (b) allowable, but not in effect? X
23. Specifically, are recreational trails established on rail rights of way now owned by:
- (a) the state? X
 - (b) local units of government? X
24. Does your state have a statutory first right to acquire abandoned rail corridors? X
25. Do your state laws allow local units of government:
- (a) to own rail lines? X
 - (b) to operate rail lines? X
26. Does your state have a constitutional prohibition against providing public funds to assist private businesses? X*
27. Do the shortline railroads operating in your state have a shortline association (distinct from the American Shortline Railroad Association)? X
28. Is there a state-wide association for both shortlines and Class Is operating within your state? X
29. Does your state require filing of railroad statistical (operational) data by:
- (a) all railroads? X
 - (b) only Class I railroads? X
 - (c) virtue of state law or regulations?
 - (d) virtue of assistance contract requirements?
30. Does your state have established program guidelines or policies which can be made available to other states for information upon request? X
31. Does your state conduct environmental audits (concerning potential contamination) of facilities prior to undertaking projects? X
32. If your state owns rail corridors, has it undertaken income-producing activities such as:
- (a) fiber optics? X
 - (b) lease of non-operating portions of rail corridors? X
 - (c) other non-transportation uses of corridors? X
(if "yes", uses include _____.)

33. Primary state contacts:

Rail freight program activities:

Name: Jolene Molitoris Title: Deputy Director ODOT Phone: (614) 466-0137

Rail freight planning activities:

Name: Lou Jannazo Title: Chief Rail Planner Phone: (614) 275-2890
ODOT

Rail regulatory activities:

Name: David Leland Title: Pub. Utilities Comm. Phone: (614) 466-3191
of Ohio

Rail passenger activities:

Name: Greg Kostelac Title: Dir., Ohio High Phone: (614) 466-2509
Speed Rail Authority

*Notes to responses:

- 8. Development of a 1989 State Rail Plan is underway.
- 19. ODOT has no requirements, however, Taxation collects information for all railroads.
- 26. Yes, however, public assistance is allowable in specified instances.

NCSRO 1989 STATE PROGRAM SURVEY
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Oklahoma

<u>Question</u>	<u>Response</u>	
	(*see note at end)	
	<u>Yes</u>	<u>No</u>
1. Does your state own (hold title or RR easement to) operating rail corridors?	<u>X</u>	<u>—</u>
2. Does your state lease, operating rail corridors from owners?	<u>—</u>	<u>X</u>
3. Does your state operate rail lines:		
(a) using state agency forces?	<u>—</u>	<u>X</u>
(b) by contract with private, for-profit corporations?	<u>X</u>	<u>—</u>
(c) by contract with non-profit corporations or associations?	<u>—</u>	<u>X</u>
(d) by contract through local units of government?	<u>—</u>	<u>X</u>
4. Do you have a state-funded track rehabilitation program?	<u>X</u>	<u>—</u>
(a) by loans only?	<u>—</u>	<u>X</u>
(b) by grants only?	<u>X</u>	<u>—</u>
(c) by loans and grants?	<u>—</u>	<u>X</u>
5. Are local match funds required to obtain state assistance?	<u>—</u>	<u>X</u>
6. If you answered "yes" to one element of question 4, may eligible fund applicants include:		
(a) the railroad operator?	<u>X</u>	<u>—</u>
(b) rail users or rail user associations?	<u>—</u>	<u>X</u>
(c) local governments?	<u>—</u>	<u>X</u>
(d) other non-transportation companies (such as industrial park developers)?	<u>—</u>	<u>X</u>
7. If you answered "yes" to question 4, are rehabilitation projects performed:		
(a) by state agency forces?	<u>—</u>	<u>X</u>
(b) by the operating railroads?	<u>X</u>	<u>—</u>
(c) by rail construction contractors?	<u>X</u>	<u>—</u>
8. When did your state last prepare a complete State Rail Plan (as opposed to an amendment for project eligibility)?	<u>1981</u>	
9. Do you have a state-funded new rail facility construction program?	<u>—</u>	<u>X</u>
(a) by loans only?	<u>—</u>	<u>—</u>
(b) by grants only?	<u>—</u>	<u>—</u>
(c) by loans and grants?	<u>—</u>	<u>—</u>
10. Are local match funds required to obtain state assistance?	<u>—</u>	<u>—</u>
11. If you answered "yes" to Question 9, may eligible applicants include:		
(a) the proposed railroad operator?	<u>—</u>	<u>—</u>
(b) rail users or rail user associations?	<u>—</u>	<u>—</u>

Question

Response
(*see note at end)
Yes No

	(c) local governments	—	—
	(d) other non-transportation companies (such as industrial park developers)?	—	—
12.	If you answered "yes" to Question 9, are construction projects performed:		
	(a) by state agency forces?	—	—
	(b) by local government forces?	—	—
	(c) by the proposed operating railroad?	—	—
	(d) by railroad construction contractors?	—	—
13.	Do you have a state-funded rail facility acquisition program?	—	<u>X</u>
	(a) by loans only?	—	—
	(b) by grants only?	—	—
	(c) by loans and grants?	—	—
14.	Are local match funds required to obtain state assistance?	—	—
15.	If you answered "yes" to Question 13, may eligible applicants include:		
	(a) proposed rail operators?	—	—
	(b) rail users or rail user associations?	—	—
	(c) local governments?	—	—
	(d) other non-transportation companies (such as industrial park developers)?	—	—
16.	Does your state require program fund applicants to guarantee:		
	(a) public use or access to facilities?	—	<u>X</u>
	(b) a specified level of traffic usage?	—	<u>X</u>
17.	Does your state provide operating assistance funds?	—	<u>X</u>
18.	Has your state used LSRA funds for implementation of:		
	(a) rehabilitation projects?	<u>X</u>	—
	(b) acquisition projects?	<u>X</u>	—
	(c) new rail facility construction projects?	—	<u>X</u>
	(d) planning applications <u>only</u> ?	—	<u>X</u>
19.	Does your state require financial reporting by:		
	(a) all railroads?	<u>X</u>	—
	(b) only Class I railroads?	—	<u>X</u>
	(c) virtue of state law or regulations?	<u>X</u>	—
	(d) virtue of assistance contract requirements?	—	<u>X</u>
20.	Does your state have a formalized rail banking program:		
	(a) authorization?	—	<u>X</u>
	(b) in active use?	—	<u>X</u>

Question

Response
(*see note at end)
Yes No

21. Does your state own non-operating rail corridors:
- (a) with rail structures in place? X
 - (b) where rail structures have been salvaged? X
22. If you answered "yes" to Questions 20 and/or 21, are interim non-rail uses of the rights of way:
- (a) presently in effect?
 - (b) allowable, but not in effect?
23. Specifically, are recreational trails established on rail rights of way now owned by:
- (a) the state? X
 - (b) local units of government? X
24. Does your state have a statutory first right to acquire abandoned rail corridors? X
25. Do your state laws allow local units of government:
- (a) to own rail lines? X
 - (b) to operate rail lines? X
26. Does your state have a constitutional prohibition against providing public funds to assist private businesses? X
27. Do the shortline railroads operating in your state have a shortline association (distinct from the American Shortline Railroad Association)? X
28. Is there a state-wide association for both shortlines and Class Is operating within your state? X
29. Does your state require filing of railroad statistical (operational) data by:
- (a) all railroads? X
 - (b) only Class I railroads? X
 - (c) virtue of state law or regulations? X
 - (d) virtue of assistance contract requirements? X
30. Does your state have established program guidelines or policies which can be made available to other states for information upon request? X
31. Does your state conduct environmental audits (concerning potential contamination) of facilities prior to undertaking projects? X
32. If your state owns rail corridors, has it undertaken income-producing activities such as:
- (a) fiber optics? X
 - (b) lease of non-operating portions of rail corridors? X
 - (c) other non-transportation uses of corridors? X
(if "yes", uses include _____.)

33. Primary state contacts:

Rail freight program activities:

Name: Max Carter Title: Rail Branch Manager Phone: (405) 521-2771

Rail freight planning activities:

Name: Max Carter Title: Rail Branch Manager Phone: (405) 521-2771

Rail regulatory activities:

Name: William Mounger Title: Comm. Railway
Engineer Phone: (405) 521-3407

Rail passenger activities:

Name: None Title: _____ Phone: _____

*Notes to responses:

**NCSRO 1989 STATE PROGRAM SURVEY
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Oregon

<u>Question</u>	<u>Response</u>	
	(*see note at end)	
	<u>Yes</u>	<u>No</u>
1. Does your state own (hold title or RR easement to) operating rail corridors?	—	<u>X</u>
2. Does your state lease, operating rail corridors from owners?	—	<u>X</u>
3. Does your state operate rail lines:		
(a) using state agency forces?	—	<u>X</u>
(b) by contract with private, for-profit corporations?	—	<u>X</u>
(c) by contract with non-profit corporations or associations?	—	<u>X</u>
(d) by contract through local units of government?	—	<u>X</u>
4. Do you have a state-funded track rehabilitation program?	—	<u>X</u>
(a) by loans only?	—	—
(b) by grants only?	—	—
(c) by loans and grants?	—	—
5. Are local match funds required to obtain state assistance?	—	—
6. If you answered "yes" to one element of question 4, may eligible fund applicants include:		
(a) the railroad operator?	—	—
(b) rail users or rail user associations?	—	—
(c) local governments?	—	—
(d) other non-transportation companies (such as industrial park developers)?	—	—
7. If you answered "yes" to question 4, are rehabilitation projects performed:		
(a) by state agency forces?	—	—
(b) by the operating railroads?	—	—
(c) by rail construction contractors?	—	—
8. When did your state last prepare a complete State Rail Plan (as opposed to an amendment for project eligibility)?	—	<u>1986*</u>
9. Do you have a state-funded new rail facility construction program?	—	<u>X</u>
(a) by loans only?	—	—
(b) by grants only?	—	—
(c) by loans and grants?	—	—
10. Are local match funds required to obtain state assistance?	—	—
11. If you answered "yes" to Question 9, may eligible applicants include:		
(a) the proposed railroad operator?	—	—
(b) rail users or rail user associations?	—	—

Question

Response
(*see note at end)
Yes No

- | | | | |
|-----|---|----------|----------|
| (c) | local governments | — | — |
| (d) | other non-transportation companies (such as industrial park developers)? | — | — |
| 12. | If you answered "yes" to Question 9, are construction projects performed: | | |
| (a) | by state agency forces? | — | — |
| (b) | by local government forces? | — | — |
| (c) | by the proposed operating railroad? | — | — |
| (d) | by railroad construction contractors? | — | — |
| 13. | Do you have a state-funded rail facility acquisition program? | — | <u>X</u> |
| (a) | by loans only? | — | — |
| (b) | by grants only? | — | — |
| (c) | by loans and grants? | — | — |
| 14. | Are local match funds required to obtain state assistance? | — | — |
| 15. | If you answered "yes" to Question 13, may eligible applicants include: | | |
| (a) | proposed rail operators? | — | — |
| (b) | rail users or rail user associations? | — | — |
| (c) | local governments? | — | — |
| (d) | other non-transportation companies (such as industrial park developers)? | — | — |
| 16. | Does your state require program fund applicants to guarantee: | | |
| (a) | public use or access to facilities? | — | <u>X</u> |
| (b) | a specified level of traffic usage? | — | <u>X</u> |
| 17. | Does your state provide operating assistance funds? | — | <u>X</u> |
| 18. | Has your state used LSRA funds for implementation of: | | |
| (a) | rehabilitation projects? | <u>X</u> | — |
| (b) | acquisition projects? | — | <u>X</u> |
| (c) | new rail facility construction projects? | — | <u>X</u> |
| (d) | planning applications <u>only</u> ? | — | <u>X</u> |
| 19. | Does your state require financial reporting by: | | |
| (a) | all railroads? | <u>X</u> | — |
| (b) | only Class I railroads? | — | — |
| (c) | virtue of state law or regulations? | — | — |
| (d) | virtue of assistance contract requirements? | — | — |
| 20. | Does your state have a formalized rail banking program: | | |
| (a) | authorization? | <u>X</u> | — |
| (b) | in active use? | — | <u>X</u> |

Question

Response
(*see note at end)
Yes No

21. Does your state own non-operating rail corridors:
- (a) with rail structures in place?
 - (b) where rail structures have been salvaged? X
22. If you answered "yes" to Questions 20 and/or 21, are interim non-rail uses of the rights of way:
- (a) presently in effect?
 - (b) allowable, but not in effect? X
23. Specifically, are recreational trails established on rail rights of way now owned by:
- (a) the state? X
 - (b) local units of government? X
24. Does your state have a statutory first right to acquire abandoned rail corridors? X
25. Do your state laws allow local units of government:
- (a) to own rail lines? X
 - (b) to operate rail lines? X
26. Does your state have a constitutional prohibition against providing public funds to assist private businesses? X
27. Do the shortline railroads operating in your state have a shortline association (distinct from the American Shortline Railroad Association)? X
28. Is there a state-wide association for both shortlines and Class Is operating within your state? X
29. Does your state require filing of railroad statistical (operational) data by:
- (a) all railroads? X
 - (b) only Class I railroads?
 - (c) virtue of state law or regulations?
 - (d) virtue of assistance contract requirements?
30. Does your state have established program guidelines or policies which can be made available to other states for information upon request? X
31. Does your state conduct environmental audits (concerning potential contamination) of facilities prior to undertaking projects? X
32. If your state owns rail corridors, has it undertaken income-producing activities such as:
- (a) fiber optics? X
 - (b) lease of non-operating portions of rail corridors? X
 - (c) other non-transportation uses of corridors? X
(if "yes", uses include _____.)

33. Primary state contacts:

Rail freight program activities:

Name: Ed Immel Title: Rail Planner Phone: (503) 378-6283

Rail freight planning activities:

Name: Ed Immel Title: Rail Planner Phone: (503) 378-6283

Rail regulatory activities:

Name: Dave Asyle Title: Assistant Commissioner Phone: (503) 378-6351
Oregon P.V.C.

Rail passenger activities:

Name: Denny Moore Title: Public Transit Div. Phone: (503) 378-8201

*Notes to responses:

8. A 1989 State Rail Plan will be prepared.

**NCSRO 1989 STATE PROGRAM SURVEY
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Pennsylvania

<u>Question</u>	<u>Response</u>	
	(*see note at end)	
	<u>Yes</u>	<u>No</u>
1. Does your state own (hold title or RR easement to) operating rail corridors?	<u>X</u>	___
2. Does your state lease, operating rail corridors from owners?	<u>X</u>	___
3. Does your state operate rail lines:		
(a) using state agency forces?	___	<u>X</u>
(b) by contract with private, for-profit corporations?	<u>X</u>	___
(c) by contract with non-profit corporations or associations?	___	<u>X</u>
(d) by contract through local units of government?	___	<u>X</u>
4. Do you have a state-funded track rehabilitation program?	<u>X</u>	___
(a) by loans only?	___	<u>X</u>
(b) by grants only?	<u>X</u>	___
(c) by loans and grants?	___	<u>X</u>
5. Are local match funds required to obtain state assistance?	<u>X</u>	___
6. If you answered "yes" to one element of question 4, may eligible fund applicants include:		
(a) the railroad operator?	<u>X</u>	___
(b) rail users or rail user associations?	<u>X</u>	___
(c) local governments?	<u>X</u>	___
(d) other non-transportation companies (such as industrial park developers)?	<u>X</u>	___
7. If you answered "yes" to question 4, are rehabilitation projects performed:		
(a) by state agency forces?	___	<u>X</u>
(b) by the operating railroads?	<u>X</u>	___
(c) by rail construction contractors?	<u>X</u>	___
8. When did your state last prepare a complete State Rail Plan (as opposed to an amendment for project eligibility)?	___	___
	1988	___
9. Do you have a state-funded new rail facility construction program?	<u>X</u>	___
(a) by loans only?	___	<u>X</u>
(b) by grants only?	<u>X</u>	___
(c) by loans and grants?	___	<u>X</u>
10. Are local match funds required to obtain state assistance?	<u>X</u>	___
11. If you answered "yes" to Question 9, may eligible applicants include:		
(a) the proposed railroad operator?	<u>X</u>	___
(b) rail users or rail user associations?	<u>X</u>	___

Question

Response
(*see note at end)

Yes No

- (c) local governments X
- (d) other non-transportation companies (such as industrial park developers)? X

- 12. If you answered "yes" to Question 9, are construction projects performed:
 - (a) by state agency forces? X
 - (b) by local government forces? X
 - (c) by the proposed operating railroad? X
 - (d) by railroad construction contractors? X

- 13. Do you have a state-funded rail facility acquisition program?
 - (a) by loans only? X
 - (b) by grants only? X
 - (c) by loans and grants? X

- 14. Are local match funds required to obtain state assistance? X

- 15. If you answered "yes" to Question 13, may eligible applicants include:
 - (a) proposed rail operators? X
 - (b) rail users or rail user associations? X
 - (c) local governments? X
 - (d) other non-transportation companies (such as industrial park developers)? X

- 16. Does your state require program fund applicants to guarantee:
 - (a) public use or access to facilities? X
 - (b) a specified level of traffic usage? X

- 17. Does your state provide operating assistance funds? X

- 18. Has your state used LSRA funds for implementation of:
 - (a) rehabilitation projects? X
 - (b) acquisition projects? X
 - (c) new rail facility construction projects? X
 - (d) planning applications only? X

- 19. Does your state require financial reporting by:
 - (a) all railroads? X
 - (b) only Class I railroads? X
 - (c) virtue of state law or regulations? X
 - (d) virtue of assistance contract requirements? X

- 20. Does your state have a formalized rail banking program:
 - (a) authorization? X
 - (b) in active use? X

Question

Response
(*see note at end)
Yes No

21. Does your state own non-operating rail corridors:
- (a) with rail structures in place? X
 - (b) where rail structures have been salvaged? X
22. If you answered "yes" to Questions 20 and/or 21, are interim non-rail uses of the rights of way:
- (a) presently in effect? X
 - (b) allowable, but not in effect? X
23. Specifically, are recreational trails established on rail rights of way now owned by:
- (a) the state? X
 - (b) local units of government? X
24. Does your state have a statutory first right to acquire abandoned rail corridors? X
25. Do your state laws allow local units of government:
- (a) to own rail lines? X
 - (b) to operate rail lines? X
26. Does your state have a constitutional prohibition against providing public funds to assist private businesses? X
27. Do the shortline railroads operating in your state have a shortline association (distinct from the American Shortline Railroad Association)? X
28. Is there a state-wide association for both shortlines and Class I operating within your state?
29. Does your state require filing of railroad statistical (operational) data by:
- (a) all railroads? X
 - (b) only Class I railroads? X
 - (c) virtue of state law or regulations? X
 - (d) virtue of assistance contract requirements? X
30. Does your state have established program guidelines or policies which can be made available to other states for information upon request? X
31. Does your state conduct environmental audits (concerning potential contamination) of facilities prior to undertaking projects? X
32. If your state owns rail corridors, has it undertaken income-producing activities such as:
- (a) fiber optics? X
 - (b) lease of non-operating portions of rail corridors? X
 - (c) other non-transportation uses of corridors? X
(if "yes", uses include license to use.)

33. Primary state contacts:

Rail freight program activities:

Name: John Waters Title: Bureau Director Phone: (717) 783-8567

Rail freight planning activities:

Name: Harvey Haack Title: Deputy Secty. Phone: (717) 787-3154

Rail regulatory activities:

Name: Ken Nicely Title: Bureau Director Phone: (717) 783-3846

Rail passenger activities:

Name: Scott Casper Title: Bureau Director Phone: (717) 787-3921

*Notes to responses:

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Rhode Island

<u>Question</u>	<u>Response</u>	
	(*see note at end)	
	<u>Yes</u>	<u>No</u>
1. Does your state own (hold title or RR easement to) operating rail corridors?	<u>X</u>	—
2. Does your state lease, operating rail corridors from owners?	—	<u>X</u>
3. Does your state operate rail lines:		
(a) using state agency forces?	—	<u>X</u>
(b) by contract with private, for-profit corporations?	<u>X*</u>	—
(c) by contract with non-profit corporations or associations?	<u>X*</u>	—
(d) by contract through local units of government?	—	<u>X</u>
4. Do you have a state-funded track rehabilitation program?	—	<u>X</u>
(a) by loans only?	—	—
(b) by grants only?	—	—
(c) by loans and grants?	—	—
5. Are local match funds required to obtain state assistance?	—	—
6. If you answered "yes" to one element of question 4, may eligible fund applicants include:		
(a) the railroad operator?	<u>X</u>	—
(b) rail users or rail user associations?	—	<u>X</u>
(c) local governments?	<u>X</u>	—
(d) other non-transportation companies (such as industrial park developers)?	<u>X</u>	—
7. If you answered "yes" to question 4, are rehabilitation projects performed:		
(a) by state agency forces?	—	<u>X</u>
(b) by the operating railroads?	<u>X</u>	—
(c) by rail construction contractors?	<u>X</u>	—
8. When did your state last prepare a complete State Rail Plan (as opposed to an amendment for project eligibility)?	—	<u>1985</u>
9. Do you have a state-funded new rail facility construction program?	—	<u>X</u>
(a) by loans only?	—	—
(b) by grants only?	—	—
(c) by loans and grants?	—	—
10. Are local match funds required to obtain state assistance?	—	—
11. If you answered "yes" to Question 9, may eligible applicants include:		
(a) the proposed railroad operator?	—	—
(b) rail users or rail user associations?	—	—

Question

Response
(*see note at end)
Yes No

	(c) local governments	—	—
	(d) other non-transportation companies (such as industrial park developers)?	—	—
12.	If you answered "yes" to Question 9, are construction projects performed:		
	(a) by state agency forces?	—	—
	(b) by local government forces?	—	—
	(c) by the proposed operating railroad?	—	—
	(d) by railroad construction contractors?	—	—
13.	Do you have a state-funded rail facility acquisition program?	—	<u>X</u>
	(a) by loans only?	—	—
	(b) by grants only?	—	—
	(c) by loans and grants?	—	—
14.	Are local match funds required to obtain state assistance?	—	—
15.	If you answered "yes" to Question 13, may eligible applicants include:		
	(a) proposed rail operators?	—	—
	(b) rail users or rail user associations?	—	—
	(c) local governments?	—	—
	(d) other non-transportation companies (such as industrial park developers)?	—	—
16.	Does your state require program fund applicants to guarantee:		
	(a) public use or access to facilities?	<u>X</u>	—
	(b) a specified level of traffic usage?	—	<u>X</u>
17.	Does your state provide operating assistance funds?	—	<u>X</u>
18.	Has your state used LSRA funds for implementation of:		
	(a) rehabilitation projects?	<u>X</u>	—
	(b) acquisition projects?	—	<u>X</u>
	(c) new rail facility construction projects?	<u>X</u>	—
	(d) planning applications <u>only</u> ?	—	<u>X</u>
19.	Does your state require financial reporting by:		
	(a) all railroads?	—	<u>X</u>
	(b) only Class I railroads?	—	<u>X</u>
	(c) virtue of state law or regulations?	—	<u>X</u>
	(d) virtue of assistance contract requirements?	—	<u>X</u>
20.	Does your state have a formalized rail banking program:		
	(a) authorization?	—	<u>X</u>
	(b) in active use?	—	<u>X</u>

Question

Response
(*see note at end)
Yes No

21. Does your state own non-operating rail corridors:
- (a) with rail structures in place? X —
 - (b) where rail structures have been salvaged? X —
22. If you answered "yes" to Questions 20 and/or 21, are interim non-rail uses of the rights of way:
- (a) presently in effect? X* —
 - (b) allowable, but not in effect? X* —
23. Specifically, are recreational trails established on rail rights of way now owned by:
- (a) the state? X —
 - (b) local units of government? — X
24. Does your state have a statutory first right to acquire abandoned rail corridors? X —
25. Do your state laws allow local units of government:
- (a) to own rail lines? X —
 - (b) to operate rail lines? X —
26. Does your state have a constitutional prohibition against providing public funds to assist private businesses? — X
27. Do the shortline railroads operating in your state have a shortline association (distinct from the American Shortline Railroad Association)? — X
28. Is there a state-wide association for both shortlines and Class Is operating within your state? — X
29. Does your state require filing of railroad statistical (operational) data by:
- (a) all railroads? — X
 - (b) only Class I railroads? — X
 - (c) virtue of state law or regulations? — X
 - (d) virtue of assistance contract requirements? — X
30. Does your state have established program guidelines or policies which can be made available to other states for information upon request? — X
31. Does your state conduct environmental audits (concerning potential contamination) of facilities prior to undertaking projects? — X
32. If your state owns rail corridors, has it undertaken income-producing activities such as:
- (a) fiber optics? X —
 - (b) lease of non-operating portions of rail corridors? X —
 - (c) other non-transportation uses of corridors? X —
(if "yes", uses include _____.)

33. Primary state contacts:

Rail freight program activities:

Name: John Vorro Title: Sr. Civil Engineer Phone: (401) 277-2023

Rail freight planning activities:

Name: Thomas Conboy Title: Supervising Planner Phone: (401) 277-2694

Rail regulatory activities:

Name: Jim Lemni Title: Chief Engineer-PVC Phone: (401) 277-3500

Rail passenger activities:

Name: Robert Letourneau Title: Supervising Planner Phone: (401) 277-2694
Mass Transit Section

*Notes to responses:

3(b). Providence and Worcester provides freight service; Trains Unlimited provides dinner train service; Seaview Transportation Co. provides switching services.

3(c). Old Colony Industrial Rail Foundation and Museum operates tourist services.

22(a). Bike trail.

NCSRO 1989 STATE PROGRAM SURVEY
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South Carolina

<u>Question</u>	<u>Response</u>	
	(*see note at end)	
	<u>Yes</u>	<u>No</u>
1. Does your state own (hold title or RR easement to) operating rail corridors?	<u>X*</u>	___
2. Does your state lease, operating rail corridors from owners?	<u>X*</u>	___
3. Does your state operate rail lines:		
(a) using state agency forces?	<u>X</u>	___
(b) by contract with private, for-profit corporations?	<u>X</u>	___
(c) by contract with non-profit corporations or associations?	___	___
(d) by contract through local units of government?	<u>X</u>	___
4. Do you have a state-funded track rehabilitation program?	___	<u>X</u>
(a) by loans only?	___	___
(b) by grants only?	___	___
(c) by loans and grants?	___	___
5. Are local match funds required to obtain state assistance?	___	___
6. If you answered "yes" to one element of question 4, may eligible fund applicants include:		
(a) the railroad operator?	___	___
(b) rail users or rail user associations?	___	___
(c) local governments?	___	___
(d) other non-transportation companies (such as industrial park developers)?	___	___
7. If you answered "yes" to question 4, are rehabilitation projects performed:		
(a) by state agency forces?	___	___
(b) by the operating railroads?	___	___
(c) by rail construction contractors?	___	___
8. When did your state last prepare a complete State Rail Plan (as opposed to an amendment for project eligibility)?	<u>1984</u>	
9. Do you have a state-funded new rail facility construction program?	___	<u>X</u>
(a) by loans only?	___	___
(b) by grants only?	___	___
(c) by loans and grants?	___	___
10. Are local match funds required to obtain state assistance?	___	___
11. If you answered "yes" to Question 9, may eligible applicants include:		
(a) the proposed railroad operator?	___	___
(b) rail users or rail user associations?	___	___

Question

Response
(*see note at end)
Yes No

- (c) local governments
 - (d) other non-transportation companies (such as industrial park developers)?
12. If you answered "yes" to Question 9, are construction projects performed:
- (a) by state agency forces?
 - (b) by local government forces?
 - (c) by the proposed operating railroad?
 - (d) by railroad construction contractors?
13. Do you have a state-funded rail facility acquisition program?
- (a) by loans only?
 - (b) by grants only?
 - (c) by loans and grants?
14. Are local match funds required to obtain state assistance?
15. If you answered "yes" to Question 13, may eligible applicants include:
- (a) proposed rail operators?
 - (b) rail users or rail user associations?
 - (c) local governments?
 - (d) other non-transportation companies (such as industrial park developers)?
16. Does your state require program fund applicants to guarantee:
- (a) public use or access to facilities?
 - (b) a specified level of traffic usage?
17. Does your state provide operating assistance funds?
18. Has your state used LSRA funds for implementation of:
- (a) rehabilitation projects?
 - (b) acquisition projects?
 - (c) new rail facility construction projects?
 - (d) planning applications only?
19. Does your state require financial reporting by:
- (a) all railroads?
 - (b) only Class I railroads?
 - (c) virtue of state law or regulations?
 - (d) virtue of assistance contract requirements?
20. Does your state have a formalized rail banking program:
- (a) authorization?
 - (b) in active use?

Question

Response
(*see note at end)
Yes No

21. Does your state own non-operating rail corridors:
- (a) with rail structures in place? X* —
 - (b) where rail structures have been salvaged? X —
22. If you answered "yes" to Questions 20 and/or 21, are interim non-rail uses of the rights of way:
- (a) presently in effect? X —
 - (b) allowable, but not in effect? — —
23. Specifically, are recreational trails established on rail rights of way now owned by:
- (a) the state? — X
 - (b) local units of government? X —
24. Does your state have a statutory first right to acquire abandoned rail corridors? — X
25. Do your state laws allow local units of government:
- (a) to own rail lines? X —
 - (b) to operate rail lines? X —
26. Does your state have a constitutional prohibition against providing public funds to assist private businesses? X —
27. Do the shortline railroads operating in your state have a shortline association (distinct from the American Shortline Railroad Association)? — X
28. Is there a state-wide association for both shortlines and Class Is operating within your state? — X
29. Does your state require filing of railroad statistical (operational) data by:
- (a) all railroads? — —
 - (b) only Class I railroads? — —
 - (c) virtue of state law or regulations? — —
 - (d) virtue of assistance contract requirements? — —
30. Does your state have established program guidelines or policies which can be made available to other states for information upon request? — X
31. Does your state conduct environmental audits (concerning potential contamination) of facilities prior to undertaking projects? — —
32. If your state owns rail corridors, has it undertaken income-producing activities such as:
- (a) fiber optics? — X
 - (b) lease of non-operating portions of rail corridors? X —
 - (c) other non-transportation uses of corridors? — X
(if "yes", uses include _____.)

33. Primary state contacts:

Rail freight program activities:

Name: N/A Title: _____ Phone: _____

Rail freight planning activities:

Name: M. Stuart Barnwell Title: Director, Governor's Office of Transp. Phone: (803) 734-0429

Rail regulatory activities:

Name: J. H. Still Title: Exec. Dir., Public Service Comm. Phone: (803) 737-5100

Rail passenger activities:

Name: J. H. Still Title: Exec. Dir., Public Service Comm. Phone: (803) 737-5100

*Notes to responses:

1, 2. The South Carolina Public Railways Commission, a self-supporting state enterprise, owns 3 railroads, operates 4.

21. South Carolina owns abandoned branch lines.

NCSRO 1989 STATE PROGRAM SURVEY
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South Dakota

<u>Question</u>	<u>Response</u>	
	(*see note at end)	
	<u>Yes</u>	<u>No</u>
1. Does your state own (hold title or RR easement to) operating rail corridors?	<u>X</u>	—
2. Does your state lease, operating rail corridors from owners?	—	<u>X</u>
3. Does your state operate rail lines:		
(a) using state agency forces?	—	<u>X</u>
(b) by contract with private, for-profit corporations?	<u>X</u>	—
(c) by contract with non-profit corporations or associations?	—	<u>X</u>
(d) by contract through local units of government?	—	<u>X</u>
4. Do you have a state-funded track rehabilitation program?	<u>X</u>	—
(a) by loans only?	—	—
(b) by grants only?	—	—
(c) by loans and grants?	<u>X*</u>	—
5. Are local match funds required to obtain state assistance?	—	—
6. If you answered "yes" to one element of question 4, may eligible fund applicants include:		
(a) the railroad operator?	<u>X</u>	—
(b) rail users or rail user associations?	<u>X</u>	—
(c) local governments?	—	<u>X</u>
(d) other non-transportation companies (such as industrial park developers)?	—	<u>X</u>
7. If you answered "yes" to question 4, are rehabilitation projects performed:		
(a) by state agency forces?	—	<u>X</u>
(b) by the operating railroads?	<u>X</u>	—
(c) by rail construction contractors?	<u>X</u>	—
8. When did your state last prepare a complete State Rail Plan (as opposed to an amendment for project eligibility)?	<u>1986</u>	
9. Do you have a state-funded new rail facility construction program?	—	<u>X</u>
(a) by loans only?	—	—
(b) by grants only?	—	—
(c) by loans and grants?	—	—
10. Are local match funds required to obtain state assistance?	—	—
11. If you answered "yes" to Question 9, may eligible applicants include:		
(a) the proposed railroad operator?	—	—
(b) rail users or rail user associations?	—	—

Question

Response
(*see note at end)
Yes No

	(c) local governments	—	—
	(d) other non-transportation companies (such as industrial park developers)?	—	—
12.	If you answered "yes" to Question 9, are construction projects performed:		
	(a) by state agency forces?	—	—
	(b) by local government forces?	—	—
	(c) by the proposed operating railroad?	—	—
	(d) by railroad construction contractors?	—	—
13.	Do you have a state-funded rail facility acquisition program?	—	<u>X</u>
	(a) by loans only?	—	—
	(b) by grants only?	—	—
	(c) by loans and grants?	—	—
14.	Are local match funds required to obtain state assistance?	—	—
15.	If you answered "yes" to Question 13, may eligible applicants include:		
	(a) proposed rail operators?	—	—
	(b) rail users or rail user associations?	—	—
	(c) local governments?	—	—
	(d) other non-transportation companies (such as industrial park developers)?	—	—
16.	Does your state require program fund applicants to guarantee:		
	(a) public use or access to facilities?	—	<u>X</u>
	(b) a specified level of traffic usage?	—	<u>X</u>
17.	Does your state provide operating assistance funds?	—	<u>X</u>
18.	Has your state used LSRA funds for implementation of:		
	(a) rehabilitation projects?	<u>X</u>	—
	(b) acquisition projects?	—	<u>X</u>
	(c) new rail facility construction projects?	—	<u>X</u>
	(d) planning applications <u>only</u> ?	—	<u>X</u>
19.	Does your state require financial reporting by:		
	(a) all railroads?	<u>X</u>	—
	(b) only Class I railroads?	—	<u>X</u>
	(c) virtue of state law or regulations?	<u>X</u>	—
	(d) virtue of assistance contract requirements?	—	<u>X</u>
20.	Does your state have a formalized rail banking program:		
	(a) authorization?	<u>X</u>	—
	(b) in active use?	<u>X</u>	—

Question

Response
(*see note at end)
Yes No

21. Does your state own non-operating rail corridors:
- (a) with rail structures in place? X
 - (b) where rail structures have been salvaged? X
22. If you answered "yes" to Questions 20 and/or 21, are interim non-rail uses of the rights of way:
- (a) presently in effect? X
 - (b) allowable, but not in effect? X
23. Specifically, are recreational trails established on rail rights of way now owned by:
- (a) the state? X
 - (b) local units of government? X
24. Does your state have a statutory first right to acquire abandoned rail corridors? X
25. Do your state laws allow local units of government:
- (a) to own rail lines? X
 - (b) to operate rail lines? X
26. Does your state have a constitutional prohibition against providing public funds to assist private businesses? X
27. Do the shortline railroads operating in your state have a shortline association (distinct from the American Shortline Railroad Association)? X
28. Is there a state-wide association for both shortlines and Class Is operating within your state? X
29. Does your state require filing of railroad statistical (operational) data by:
- (a) all railroads? X
 - (b) only Class I railroads? X
 - (c) virtue of state law or regulations? X
 - (d) virtue of assistance contract requirements? X
30. Does your state have established program guidelines or policies which can be made available to other states for information upon request? X
31. Does your state conduct environmental audits (concerning potential contamination) of facilities prior to undertaking projects? X
32. If your state owns rail corridors, has it undertaken income-producing activities such as:
- (a) fiber optics? X
 - (b) lease of non-operating portions of rail corridors? X
 - (c) other non-transportation uses of corridors?
(if "yes", uses include _____.)

33. Primary state contacts:

Rail freight program activities:

Name: Chris Randall Title: Dir.of Railroads Phone: (605) 773-3265

Rail freight planning activities:

Name: Chris Randall Title: Dir. of Railroads Phone: (605) 773-3265

Rail regulatory activities:

Name: Chris Randall Title: Dir. of Railroads Phone: (605) 773-3265

Rail passenger activities:

Name: Chris Randall Title: Dir. of Railroads Phone: (605) 773-3265

*Notes to responses:

4(c). Grants are provided only through LRSA program.

**NCSRO 1989 STATE PROGRAM SURVEY
Shortline Railroad Task Force**

Tennessee

Question

Response
(*see note at end)
Yes No

- | | | | |
|-----|---|-----------|-------------|
| 1. | Does your state own (hold title or RR easement to) operating rail corridors? | — | <u>X</u> |
| 2. | Does your state lease, operating rail corridors from owners? | — | <u>X</u> |
| 3. | Does your state operate rail lines: | | |
| | (a) using state agency forces? | — | <u>X</u> |
| | (b) by contract with private, for-profit corporations? | — | <u>X</u> |
| | (c) by contract with non-profit corporations or associations? | — | <u>X</u> |
| | (d) by contract through local units of government? | — | <u>X</u> |
| 4. | Do you have a state-funded track rehabilitation program? | <u>X</u> | — |
| | (a) by loans only? | — | <u>X</u> |
| | (b) by grants only? | <u>X</u> | — |
| | (c) by loans and grants? | — | <u>X</u> |
| 5. | Are local match funds required to obtain state assistance? | <u>X</u> | — |
| 6. | If you answered "yes" to one element of question 4, may eligible fund applicants include: | | |
| | (a) the railroad operator? | — | <u>X</u> |
| | (b) rail users or rail user associations? | — | <u>X</u> |
| | (c) local governments? | <u>X*</u> | — |
| | (d) other non-transportation companies (such as industrial park developers)? | — | <u>X</u> |
| 7. | If you answered "yes" to question 4, are rehabilitation projects performed: | | |
| | (a) by state agency forces? | — | <u>X</u> |
| | (b) by the operating railroads? | <u>X</u> | — |
| | (c) by rail construction contractors? | <u>X</u> | — |
| 8. | When did your state last prepare a complete State Rail Plan (as opposed to an amendment for project eligibility)? | — | <u>1982</u> |
| 9. | Do you have a state-funded new rail facility construction program? | — | <u>X</u> |
| | (a) by loans only? | — | — |
| | (b) by grants only? | — | — |
| | (c) by loans and grants? | — | — |
| 10. | Are local match funds required to obtain state assistance? | — | — |
| | If you answered "yes" to Question 9, may eligible applicants include: | | |
| | (a) the proposed railroad operator? | — | — |
| | (b) rail users or rail user associations? | — | — |

Question

Response
(*see note at end)
Yes No

- (c) local governments
(d) other non-transportation companies (such as industrial park developers)?
12. If you answered "yes" to Question 9, are construction projects performed:
- (a) by state agency forces?
(b) by local government forces?
(c) by the proposed operating railroad?
(d) by railroad construction contractors?
13. Do you have a state-funded rail facility acquisition program?
- (a) by loans only?
(b) by grants only?
(c) by loans and grants?
14. Are local match funds required to obtain state assistance?
15. If you answered "yes" to Question 13, may eligible applicants include:
- (a) proposed rail operators?
(b) rail users or rail user associations?
(c) local governments?
(d) other non-transportation companies (such as industrial park developers)?
16. Does your state require program fund applicants to guarantee: _____
- (a) public use or access to facilities?
(b) a specified level of traffic usage?
17. Does your state provide operating assistance funds?
18. Has your state used LSRA funds for implementation of:
- (a) rehabilitation projects?
(b) acquisition projects?
(c) new rail facility construction projects?
(d) planning applications only?
19. Does your state require financial reporting by:
- (a) all railroads?
(b) only Class I railroads?
(c) virtue of state law or regulations?
(d) virtue of assistance contract requirements?
20. Does your state have a formalized rail banking program:
- (a) authorization?
(b) in active use?

Question

Response
(*see note at end)
Yes No

21. Does your state own non-operating rail corridors:
- (a) with rail structures in place? X
 - (b) where rail structures have been salvaged? X
22. If you answered "yes" to Questions 20 and/or 21, are interim non-rail uses of the rights of way:
- (a) presently in effect? X
 - (b) allowable, but not in effect? X
23. Specifically, are recreational trails established on rail rights of way now owned by:
- (a) the state? X
 - (b) local units of government? X
24. Does your state have a statutory first right to acquire abandoned rail corridors? X
25. Do your state laws allow local units of government:
- (a) to own rail lines? X
 - (b) to operate rail lines? X
26. Does your state have a constitutional prohibition against providing public funds to assist private businesses? X
27. Do the shortline railroads operating in your state have a shortline association (distinct from the American Shortline Railroad Association)? X
28. Is there a state-wide association for both shortlines and Class Is operating within your state? X
29. Does your state require filing of railroad statistical (operational) data by:
- (a) all railroads? X
 - (b) only Class I railroads? X
 - (c) virtue of state law or regulations? X
 - (d) virtue of assistance contract requirements? X
30. Does your state have established program guidelines or policies which can be made available to other states for information upon request? X
31. Does your state conduct environmental audits (concerning potential contamination) of facilities prior to undertaking projects? X
32. If your state owns rail corridors, has it undertaken income-producing activities such as:
- (a) fiber optics?
 - (b) lease of non-operating portions of rail corridors?
 - (c) other non-transportation uses of corridors?
(if "yes", uses include _____.)

33. Primary state contacts:

Rail freight program activities:

Name: John R. Fisher Title: Transp. Manager Phone: (615) 741-1341

Rail freight planning activities:

Name: John R. Fisher Title: Transp. Manager Phone: (615) 741-1341

Rail regulatory activities:

Name: Gordon Smith Title: TN Pub. Serv. Comm. Phone: (615) 741-0923

Rail passenger activities:

Name: John R. Fisher Title: Transp. Manager Phone: (615) 741-1341

*Notes to responses:

6. Applicants are local railroad authorities that are established pursuant to state statute.

NCSRO 1989 STATE PROGRAM SURVEY
Shortline Railroad Task Force

Texas

<u>Question</u>	<u>Response</u>	
	(*see note at end)	
	<u>Yes</u>	<u>No</u>
1. Does your state own (hold title or RR easement to) operating rail corridors?	—	<u>X</u>
2. Does your state lease, operating rail corridors from owners?	—	<u>X</u>
3. Does your state operate rail lines:		
(a) using state agency forces?	—	<u>X</u>
(b) by contract with private, for-profit corporations?	—	<u>X</u>
(c) by contract with non-profit corporations or associations?	—	<u>X</u>
(d) by contract through local units of government?	—	<u>X</u>
4. Do you have a state-funded track rehabilitation program?	—	<u>X</u>
(a) by loans only?	—	—
(b) by grants only?	—	—
(c) by loans and grants?	—	—
5. Are local match funds required to obtain state assistance?	—	—
6. If you answered "yes" to one element of question 4, may eligible fund applicants include:		
(a) the railroad operator?	—	—
(b) rail users or rail user associations?	—	—
(c) local governments?	—	—
(d) other non-transportation companies (such as industrial park developers)?	—	—
7. If you answered "yes" to question 4, are rehabilitation projects performed:		
(a) by state agency forces?	—	—
(b) by the operating railroads?	—	—
(c) by rail construction contractors?	—	—
8. When did your state last prepare a complete State Rail Plan (as opposed to an amendment for project eligibility)?	<u>1984</u>	
9. Do you have a state-funded new rail facility construction program?	—	<u>X</u>
(a) by loans only?	—	—
(b) by grants only?	—	—
(c) by loans and grants?	—	—
10. Are local match funds required to obtain state assistance?	—	—
11. If you answered "yes" to Question 9, may eligible applicants include:		
(a) the proposed railroad operator?	—	—
(b) rail users or rail user associations?	—	—

Question

Response
(*see note at end)
Yes No

(c)	local governments	—	—
(d)	other non-transportation companies (such as industrial park developers)?	—	—
12.	If you answered "yes" to Question 9, are construction projects performed:		
(a)	by state agency forces?	—	—
(b)	by local government forces?	—	—
(c)	by the proposed operating railroad?	—	—
(d)	by railroad construction contractors?	—	—
13.	Do you have a state-funded rail facility acquisition program?	—	<u>X</u>
(a)	by loans only?	—	—
(b)	by grants only?	—	—
(c)	by loans and grants?	—	—
14.	Are local match funds required to obtain state assistance?	—	—
15.	If you answered "yes" to Question 13, may eligible applicants include:		
(a)	proposed rail operators?	—	—
(b)	rail users or rail user associations?	—	—
(c)	local governments?	—	—
(d)	other non-transportation companies (such as industrial park developers)?	—	—
16.	Does your state require program fund applicants to guarantee:		
(a)	public use or access to facilities?	—	<u>X</u>
(b)	a specified level of traffic usage?	—	<u>X</u>
17.	Does your state provide operating assistance funds?	—	<u>X</u>
18.	Has your state used LSRA funds for implementation of:		
(a)	rehabilitation projects?	<u>X</u>	—
(b)	acquisition projects?	—	<u>X</u>
(c)	new rail facility construction projects?	—	<u>X</u>
(d)	planning applications <u>only</u> ?	—	<u>X</u>
19.	Does your state require financial reporting by:		
(a)	all railroads?	<u>X</u>	—
(b)	only Class I railroads?	—	<u>X</u>
(c)	virtue of state law or regulations?	<u>X</u>	—
(d)	virtue of assistance contract requirements?	—	—
20.	Does your state have a formalized rail banking program:		
(a)	authorization?	—	<u>X</u>
(b)	in active use?	—	<u>X</u>

Question

Response
(*see note at end)
Yes No

21. Does your state own non-operating rail corridors:
- (a) with rail structures in place? X
 - (b) where rail structures have been salvaged? X
22. If you answered "yes" to Questions 20 and/or 21, are interim non-rail uses of the rights of way:
- (a) presently in effect?
 - (b) allowable, but not in effect?
23. Specifically, are recreational trails established on rail rights of way now owned by:
- (a) the state? X
 - (b) local units of government? X
24. Does your state have a statutory first right to acquire abandoned rail corridors? X
25. Do your state laws allow local units of government:
- (a) to own rail lines? X
 - (b) to operate rail lines? X
26. Does your state have a constitutional prohibition against providing public funds to assist private businesses?
27. Do the shortline railroads operating in your state have a shortline association (distinct from the American Shortline Railroad Association)? X*
28. Is there a state-wide association for both shortlines and Class Is operating within your state? X
29. Does your state require filing of railroad statistical (operational) data by:
- (a) all railroads? X
 - (b) only Class I railroads? X
 - (c) virtue of state law or regulations? X
 - (d) virtue of assistance contract requirements?
30. Does your state have established program guidelines or policies which can be made available to other states for information upon request? X
31. Does your state conduct environmental audits (concerning potential contamination) of facilities prior to undertaking projects? X
32. If your state owns rail corridors, has it undertaken income-producing activities such as:
- (a) fiber optics?
 - (b) lease of non-operating portions of rail corridors?
 - (c) other non-transportation uses of corridors?
(if "yes", uses include _____.)

33. Primary state contacts:

Rail freight program activities:

Name: Robert S. Farnsworth Title: State Rail Planner Phone: (512) 463-7121

Rail freight planning activities:

Name: Robert S. Farnsworth Title: State Rail Planner Phone: (512) 463-7121

Rail regulatory activities:

Name: Robert S. Farnsworth Title: State Rail Planner Phone: (512) 463-7121

Rail passenger activities:

Name: Robert S. Farnsworth Title: State Rail Planner Phone: (512)463-7121

*Notes to responses:

27. Formation of a shortline association is under consideration.

NCSRO 1989 STATE PROGRAM SURVEY
Shortline Railroad Task Force

Vermont

<u>Question</u>	<u>Response</u> (*see note at end)	
	<u>Yes</u>	<u>No</u>
1. Does your state own (hold title or RR easement to) operating rail corridors?	<u>X</u>	<u>—</u>
2. Does your state lease, operating rail corridors from owners?	<u>—</u>	<u>X</u>
3. Does your state operate rail lines:		
(a) using state agency forces?	<u>—</u>	<u>X</u>
(b) by contract with private, for-profit corporations?	<u>X</u>	<u>—</u>
(c) by contract with non-profit corporations or associations?	<u>—</u>	<u>X</u>
(d) by contract through local units of government?	<u>—</u>	<u>X</u>
4. Do you have a state-funded track rehabilitation program?	<u>X*</u>	<u>—</u>
(a) by loans only?	<u>—</u>	<u>X</u>
(b) by grants only?	<u>X</u>	<u>—</u>
(c) by loans and grants?	<u>—</u>	<u>X</u>
5. Are local match funds required to obtain state assistance?	<u>X*</u>	<u>—</u>
6. If you answered "yes" to one element of question 4, may eligible fund applicants include:		
(a) the railroad operator?	<u>X</u>	<u>—</u>
(b) rail users or rail user associations?	<u>—</u>	<u>X</u>
(c) local governments?	<u>—</u>	<u>X</u>
(d) other non-transportation companies (such as industrial park developers)?	<u>—</u>	<u>X</u>
7. If you answered "yes" to question 4, are rehabilitation projects performed:		
(a) by state agency forces?	<u>—</u>	<u>X</u>
(b) by the operating railroads?	<u>X</u>	<u>—</u>
(c) by rail construction contractors?	<u>X</u>	<u>—</u>
8. When did your state last prepare a complete State Rail Plan (as opposed to an amendment for project eligibility)?	<u>1986</u>	
9. Do you have a state-funded new rail facility construction program?	<u>X</u>	<u>—</u>
(a) by loans only?	<u>—</u>	<u>X</u>
(b) by grants only?	<u>X</u>	<u>—</u>
(c) by loans and grants?	<u>—</u>	<u>X</u>
10. Are local match funds required to obtain state assistance?	<u>X</u>	<u>—</u>
11. If you answered "yes" to Question 9, may eligible applicants include:		
(a) the proposed railroad operator?	<u>X</u>	<u>—</u>
(b) rail users or rail user associations?	<u>—</u>	<u>X</u>

Question

Response
 (*see note at end)
Yes No

	(c) local governments	—	<u>X</u>
	(d) other non-transportation companies (such as industrial park developers)?	—	<u>X</u>
12.	If you answered "yes" to Question 9, are construction projects performed:		
	(a) by state agency forces?	—	<u>X</u>
	(b) by local government forces?	—	<u>X</u>
	(c) by the proposed operating railroad?	<u>X</u>	—
	(d) by railroad construction contractors?	<u>X</u>	—
13.	Do you have a state-funded rail facility acquisition program?	—	<u>X*</u>
	(a) by loans only?	—	—
	(b) by grants only?	—	—
	(c) by loans and grants?	—	—
14.	Are local match funds required to obtain state assistance?	<u>X</u>	—
15.	If you answered "yes" to Question 13, may eligible applicants include:		
	(a) proposed rail operators?	—	—
	(b) rail users or rail user associations?	—	—
	(c) local governments?	—	—
	(d) other non-transportation companies (such as industrial park developers)?	—	—
16.	Does your state require program fund applicants to guarantee:		
	(a) public use or access to facilities?	<u>X</u>	—
	(b) a specified level of traffic usage?	<u>X</u>	—
17.	Does your state provide operating assistance funds?	—	<u>X</u>
18.	Has your state used LSRA funds for implementation of:		
	(a) rehabilitation projects?	<u>X</u>	—
	(b) acquisition projects?	<u>X</u>	—
	(c) new rail facility construction projects?	—	<u>X</u>
	(d) planning applications <u>only</u> ?	—	<u>X</u>
19.	Does your state require financial reporting by:		
	(a) all railroads?	<u>X</u>	—
	(b) only Class I railroads?	—	<u>X</u>
	(c) virtue of state law or regulations?	<u>X</u>	—
	(d) virtue of assistance contract requirements?	—	<u>X</u>
20.	Does your state have a formalized rail banking program:		
	(a) authorization?	<u>X</u>	—
	(b) in active use?	—	<u>X</u>

Question

Response
(*see note at end)
Yes No

21. Does your state own non-operating rail corridors:
- (a) with rail structures in place? X —
 - (b) where rail structures have been salvaged? X —
22. If you answered "yes" to Questions 20 and/or 21, are interim non-rail uses of the rights of way:
- (a) presently in effect? X —
 - (b) allowable, but not in effect? — X
23. Specifically, are recreational trails established on rail rights of way now owned by:
- (a) the state? X —
 - (b) local units of government? X —
24. Does your state have a statutory first right to acquire abandoned rail corridors? X —
25. Do your state laws allow local units of government:
- (a) to own rail lines? X —
 - (b) to operate rail lines? X —
26. Does your state have a constitutional prohibition against providing public funds to assist private businesses? — X
27. Do the shortline railroads operating in your state have a shortline association (distinct from the American Shortline Railroad Association)? X —
28. Is there a state-wide association for both shortlines and Class Is operating within your state? — —
29. Does your state require filing of railroad statistical (operational) data by:
- (a) all railroads? X —
 - (b) only Class I railroads? — X
 - (c) virtue of state law or regulations? X —
 - (d) virtue of assistance contract requirements? — X
30. Does your state have established program guidelines or policies which can be made available to other states for information upon request? X —
31. Does your state conduct environmental audits (concerning potential contamination) of facilities prior to undertaking projects? X —
32. If your state owns rail corridors, has it undertaken income-producing activities such as:
- (a) fiber optics? X —
 - (b) lease of non-operating portions of rail corridors? X —
 - (c) other non-transportation uses of corridors? — X
(if "yes", uses include _____.)

33. Primary state contacts:

Rail freight program activities:

Name: V. O. Leach Title: Acting Planning Eng. Phone: (802) 828-2678

Rail freight planning activities:

Name: V. O. Leach Title: Acting Planning Eng. Phone: (802) 828-2678

Rail regulatory activities:

Name: John Dunleavy Title: Assistant Attorney Phone: (802) 828-2831
General

Rail passenger activities:

Name: V. O. Leach Title: Acting Planning Eng. Phone: (802) 828-2678

*Notes to responses:

4. Agreements to provide hardware.
5. Provision of cross-ties and installation.
13. Assistance requests are dealt with on a case by case basis, each requiring legislative authorization and appropriation.

NCSRO 1989 STATE PROGRAM SURVEY
Shortline Railroad Task Force

Virginia

<u>Question</u>	<u>Response</u>	
	(*see note at end)	
	<u>Yes</u>	<u>No</u>
1. Does your state own (hold title or RR easement to) operating rail corridors?	—	<u>X*</u>
2. Does your state lease, operating rail corridors from owners?	—	<u>X*</u>
3. Does your state operate rail lines:		
(a) using state agency forces?	—	<u>X</u>
(b) by contract with private, for-profit corporations?	—	<u>X</u>
(c) by contract with non-profit corporations or associations?	—	<u>X</u>
(d) by contract through local units of government?	—	<u>X*</u>
4. Do you have a state-funded track rehabilitation program?	—	<u>X*</u>
(a) by loans only?	—	—
(b) by grants only?	—	—
(c) by loans and grants?	—	—
5. Are local match funds required to obtain state assistance?	—	—
6. If you answered "yes" to one element of question 4, may eligible fund applicants include:		
(a) the railroad operator?	—	—
(b) rail users or rail user associations?	—	—
(c) local governments?	—	—
(d) other non-transportation companies (such as industrial park developers)?	—	—
7. If you answered "yes" to question 4, are rehabilitation projects performed:		
(a) by state agency forces?	—	—
(b) by the operating railroads?	—	—
(c) by rail construction contractors?	—	—
8. When did your state last prepare a complete State Rail Plan (as opposed to an amendment for project eligibility)?	<u>1988</u>	
9. Do you have a state-funded new rail facility construction program?	<u>X</u>	—
(a) by loans only?	—	<u>X</u>
(b) by grants only?	<u>X</u>	—
(c) by loans and grants?	—	—
10. Are local match funds required to obtain state assistance?	—	<u>X</u>
11. If you answered "yes" to Question 9, may eligible applicants include:		
(a) the proposed railroad operator?	<u>X</u>	—
(b) rail users or rail user associations?	<u>X</u>	—

<u>Question</u>	<u>Response</u>	
	(*see note at end)	
	<u>Yes</u>	<u>No</u>
(c) local governments	<u>X</u>	<u>—</u>
(d) other non-transportation companies (such as industrial park developers)?	<u>X</u>	<u>—</u>
12. If you answered "yes" to Question 9, are construction projects performed:		
(a) by state agency forces?	<u>—</u>	<u>X</u>
(b) by local government forces?	<u>—</u>	<u>X</u>
(c) by the proposed operating railroad?	<u>X</u>	<u>—</u>
(d) by railroad construction contractors?	<u>X</u>	<u>—</u>
13. Do you have a state-funded rail facility acquisition program?	<u>—</u>	<u>X*</u>
(a) by loans only?	<u>—</u>	<u>—</u>
(b) by grants only?	<u>—</u>	<u>—</u>
(c) by loans and grants?	<u>—</u>	<u>—</u>
14. Are local match funds required to obtain state assistance?	<u>—</u>	<u>—</u>
15. If you answered "yes" to Question 13, may eligible applicants include:		
(a) proposed rail operators?	<u>—</u>	<u>—</u>
(b) rail users or rail user associations?	<u>—</u>	<u>—</u>
(c) local governments?	<u>—</u>	<u>—</u>
(d) other non-transportation companies (such as industrial park developers)?	<u>—</u>	<u>—</u>
16. Does your state require program fund applicants to guarantee:		
(a) public use or access to facilities?	<u>X</u>	<u>—</u>
(b) a specified level of traffic usage?	<u>—</u>	<u>X</u>
17. Does your state provide operating assistance funds?	<u>—</u>	<u>X</u>
18. Has your state used LSRA funds for implementation of:		
(a) rehabilitation projects?	<u>X</u>	<u>—</u>
(b) acquisition projects?	<u>—</u>	<u>X</u>
(c) new rail facility construction projects?	<u>X</u>	<u>—</u>
(d) planning applications <u>only</u> ?	<u>—</u>	<u>X</u>
19. Does your state require financial reporting by:		
(a) all railroads?	<u>—</u>	<u>X</u>
(b) only Class I railroads?	<u>X</u>	<u>—</u>
(c) virtue of state law or regulations?	<u>X</u>	<u>—</u>
(d) virtue of assistance contract requirements?	<u>X</u>	<u>—</u>
20. Does your state have a formalized rail banking program:		
(a) authorization?	<u>—</u>	<u>X</u>
(b) in active use?	<u>—</u>	<u>X</u>

Question

Response
(*see note at end)
Yes No

21. Does your state own non-operating rail corridors:
- (a) with rail structures in place? X —
 - (b) where rail structures have been salvaged? X —
22. If you answered "yes" to Questions 20 and/or 21, are interim non-rail uses of the rights of way:
- (a) presently in effect? X —
 - (b) allowable, but not in effect? — X
23. Specifically, are recreational trails established on rail rights of way now owned by:
- (a) the state? X —
 - (b) local units of government? X —
24. Does your state have a statutory first right to acquire abandoned rail corridors? — X
25. Do your state laws allow local units of government:
- (a) to own rail lines? X* —
 - (b) to operate rail lines? X —
26. Does your state have a constitutional prohibition against providing public funds to assist private businesses? X —
27. Do the shortline railroads operating in your state have a shortline association (distinct from the American Shortline Railroad Association)? — X
28. Is there a state-wide association for both shortlines and Class Is operating within your state? — X
29. Does your state require filing of railroad statistical (operational) data by:
- (a) all railroads? — X
 - (b) only Class I railroads? X —
 - (c) virtue of state law or regulations? X —
 - (d) virtue of assistance contract requirements? X —
30. Does your state have established program guidelines or policies which can be made available to other states for information upon request? X —
31. Does your state conduct environmental audits (concerning potential contamination) of facilities prior to undertaking projects? X —
32. If your state owns rail corridors, has it undertaken income-producing activities such as:
- (a) fiber optics? — X
 - (b) lease of non-operating portions of rail corridors? — X
 - (c) other non-transportation uses of corridors? — X
(if "yes", uses include _____.)

33. Primary state contacts:

Rail freight program activities:

Name: R. G. Corder Title: Administrator, Rail and Public Transp. Phone: (804) 786-1051

Rail freight planning activities:

Name: R. G. Corder Title: Administrator, Rail and Public Transp. Phone: (804) 786-1051

Rail regulatory activities:

Name: W. E. Elmore Title: Director, Div. of Railroad Regulation Phone: (804) 786-3681

Rail passenger activities:

Name: R. G. Corder Title: Administrator, Rail and Public Transp. Phone: (804) 786-1051

*Notes to responses:

1, 2, 3, 4. Purchase, operation, and rehabilitation are handled by local authorities.

4, 13. State-funded track rehabilitation and/or acquisition program is being studied.

25. Eastern Shore Railroad.

**NCSRO 1989 STATE PROGRAM SURVEY
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Washington

<u>Question</u>	<u>Response</u>	
	<u>Yes</u>	<u>No</u>
1. Does your state own (hold title or RR easement to) operating rail corridors?	—	<u>X</u>
2. Does your state lease, operating rail corridors from owners?	—	<u>X</u>
3. Does your state operate rail lines:		
(a) using state agency forces?	—	<u>X</u>
(b) by contract with private, for-profit corporations?	—	<u>X</u>
(c) by contract with non-profit corporations or associations?	—	<u>X</u>
(d) by contract through local units of government?	—	<u>X</u>
4. Do you have a state-funded track rehabilitation program?	<u>X*</u>	—
(a) by loans only?	<u>X</u>	—
(b) by grants only?	—	—
(c) by loans and grants?	—	—
5. Are local match funds required to obtain state assistance?	—	—
6. If you answered "yes" to one element of question 4, may eligible fund applicants include:		
(a) the railroad operator?	—	<u>X*</u>
(b) rail users or rail user associations?	—	<u>X</u>
(c) local governments?	<u>X</u>	—
(d) other non-transportation companies (such as industrial park developers)?	—	<u>X*</u>
7. If you answered "yes" to question 4, are rehabilitation projects performed:		
(a) by state agency forces?	—	<u>X</u>
(b) by the operating railroads?	—	<u>X</u>
(c) by rail construction contractors?	<u>X</u>	—
8. When did your state last prepare a complete State Rail Plan (as opposed to an amendment for project eligibility)?	—	—
	—	1984
9. Do you have a state-funded new rail facility construction program?	<u>X*</u>	—
(a) by loans only?	<u>X</u>	—
(b) by grants only?	—	—
(c) by loans and grants?	—	—
10. Are local match funds required to obtain state assistance?	—	—
11. If you answered "yes" to Question 9, may eligible applicants include:		
(a) the proposed railroad operator?	—	<u>X*</u>
(b) rail users or rail user associations?	—	<u>X</u>

Question

Response
(*see note at end)
Yes No

(c)	local governments	<u>X</u>	<u> </u>
(d)	other non-transportation companies (such as industrial park developers)?	<u> </u>	<u>X*</u>
12.	If you answered "yes" to Question 9, are construction projects performed:		
(a)	by state agency forces?	<u> </u>	<u>X</u>
(b)	by local government forces?	<u> </u>	<u>X</u>
(c)	by the proposed operating railroad?	<u> </u>	<u>X</u>
(d)	by railroad construction contractors?	<u>X</u>	<u> </u>
13.	Do you have a state-funded rail facility acquisition program?	<u>X*</u>	<u> </u>
(a)	by loans only?	<u>X</u>	<u> </u>
(b)	by grants only?	<u> </u>	<u> </u>
(c)	by loans and grants?	<u> </u>	<u> </u>
14.	Are local match funds required to obtain state assistance?	<u> </u>	<u> </u>
15.	If you answered "yes" to Question 13, may eligible applicants include:		
(a)	proposed rail operators?	<u> </u>	<u>X*</u>
(b)	rail users or rail user associations?	<u> </u>	<u>X</u>
(c)	local governments?	<u>X</u>	<u> </u>
(d)	other non-transportation companies (such as industrial park developers)?	<u> </u>	<u>X*</u>
16.	Does your state require program fund applicants to guarantee:		
(a)	public use or access to facilities?	<u>X</u>	<u> </u>
(b)	a specified level of traffic usage?	<u> </u>	<u> </u>
17.	Does your state provide operating assistance funds?	<u> </u>	<u>X</u>
18.	Has your state used LSRA funds for implementation of:		
(a)	rehabilitation projects?	<u>X</u>	<u> </u>
(b)	acquisition projects?	<u>X</u>	<u> </u>
(c)	new rail facility construction projects?	<u>X</u>	<u> </u>
(d)	planning applications <u>only</u> ?	<u> </u>	<u>X</u>
19.	Does your state require financial reporting by:		
(a)	all railroads?	<u>X</u>	<u> </u>
(b)	only Class I railroads?	<u> </u>	<u>X</u>
(c)	virtue of state law or regulations?	<u>X</u>	<u> </u>
(d)	virtue of assistance contract requirements?	<u> </u>	<u>X</u>
20.	Does your state have a formalized rail banking program:		
(a)	authorization?	<u>X</u>	<u> </u>
(b)	in active use?	<u> </u>	<u>X</u>

Question

Response
(*see note at end)

Yes No

21. Does your state own non-operating rail corridors:
- (a) with rail structures in place? X
 - (b) where rail structures have been salvaged? X*
22. If you answered "yes" to Questions 20 and/or 21, are interim non-rail uses of the rights of way:
- (a) presently in effect? X
 - (b) allowable, but not in effect? X
23. Specifically, are recreational trails established on rail rights of way now owned by:
- (a) the state? X
 - (b) local units of government? X
24. Does your state have a statutory first right to acquire abandoned rail corridors? X
25. Do your state laws allow local units of government:
- (a) to own rail lines? X
 - (b) to operate rail lines? X
26. Does your state have a constitutional prohibition against providing public funds to assist private businesses? X
27. Do the shortline railroads operating in your state have a shortline association (distinct from the American Shortline Railroad Association)? X
28. Is there a state-wide association for both shortlines and Class Is operating within your state? X
29. Does your state require filing of railroad statistical (operational) data by:
- (a) all railroads? X
 - (b) only Class I railroads? X
 - (c) virtue of state law or regulations? X
 - (d) virtue of assistance contract requirements? X
30. Does your state have established program guidelines or policies which can be made available to other states for information upon request? X
31. Does your state conduct environmental audits (concerning potential contamination) of facilities prior to undertaking projects? X
32. If your state owns rail corridors, has it undertaken income-producing activities such as:
- (a) fiber optics? X*
 - (b) lease of non-operating portions of rail corridors? X
 - (c) other non-transportation uses of corridors? X
- (if "yes", uses include _____.)

33. Primary state contacts:

Rail freight program activities:

Name: James R. Shanafelt Title: Multimodal
Branch Manger Phone: (206) 753-3389

Rail freight planning activities:

Name: James F. Jackson Title: Rail Program
Admin. Phone: (206) 586-6325

Rail regulatory activities:

Name: Alan R. Scott Title: WA Util. & Transp.
Comm. Transp.
Operation Manager Phone: (206) 753-6410

Rail passenger activities:

Name: Tom Hanson Title: Public Transp. Phone: (206) 586-2400

*Notes to responses:

4, 9, 13. Program has been recently established.

6, 11, 15. Assistance may not be provided to private businesses; if a railroad is operated by a governmental unit, or a public entity, such as a county rail or port district, it may be an applicant.

21, 32. Park Dept. Trail.

**NCSRO 1989 STATE PROGRAM SURVEY
Shortline Railroad Task Force**

West Virginia

<u>Question</u>	<u>Response</u> (*see note at end)	
	<u>Yes</u>	<u>No</u>
1. Does your state own (hold title or RR easement to) operating rail corridors?	<u>X</u>	—
2. Does your state lease, operating rail corridors from owners?	—	<u>X</u>
3. Does your state operate rail lines:		
(a) using state agency forces?	<u>X</u>	—
(b) by contract with private, for-profit corporations?	<u>X</u>	—
(c) by contract with non-profit corporations or associations?	—	<u>X</u>
(d) by contract through local units of government?	—	<u>X</u>
4. Do you have a state-funded track rehabilitation program?	<u>X*</u>	—
(a) by loans only?	—	<u>X</u>
(b) by grants only?	<u>X*</u>	—
(c) by loans and grants?	—	<u>X</u>
5. Are local match funds required to obtain state assistance?	<u>X</u>	—
6. If you answered "yes" to one element of question 4, may eligible fund applicants include:		
(a) the railroad operator?	—	<u>X</u>
(b) rail users or rail user associations?	<u>X</u>	—
(c) local governments?	<u>X</u>	—
(d) other non-transportation companies (such as industrial park developers)?	—	<u>X</u>
7. If you answered "yes" to question 4, are rehabilitation projects performed:		
(a) by state agency forces?	<u>X</u>	—
(b) by the operating railroads?	—	<u>X</u>
(c) by rail construction contractors?	<u>X</u>	—
8. When did your state last prepare a complete State Rail Plan (as opposed to an amendment for project eligibility)?	—	<u>1978</u>
9. Do you have a state-funded new rail facility construction program?	—	<u>X</u>
(a) by loans only?	—	—
(b) by grants only?	—	—
(c) by loans and grants?	—	—
10. Are local match funds required to obtain state assistance?	—	—
11. If you answered "yes" to Question 9, may eligible applicants include:		
(a) the proposed railroad operator?	—	—
(b) rail users or rail user associations?	—	—

Question

Response
(*see note at end)
Yes No

(c)	local governments	—	—
(d)	other non-transportation companies (such as industrial park developers)?	—	—
12.	If you answered "yes" to Question 9, are construction projects performed:		
(a)	by state agency forces?	—	—
(b)	by local government forces?	—	—
(c)	by the proposed operating railroad?	—	—
(d)	by railroad construction contractors?	—	—
13.	Do you have a state-funded rail facility acquisition program?	—	<u>X</u>
(a)	by loans only?	—	—
(b)	by grants only?	—	—
(c)	by loans and grants?	—	—
14.	Are local match funds required to obtain state assistance?	—	—
15.	If you answered "yes" to Question 13, may eligible applicants include:		
(a)	proposed rail operators?	—	—
(b)	rail users or rail user associations?	—	—
(c)	local governments?	—	—
(d)	other non-transportation companies (such as industrial park developers)?	—	—
16.	Does your state require program fund applicants to guarantee:		
(a)	public use or access to facilities?	<u>X</u>	—
(b)	a specified level of traffic usage?	—	<u>X</u>
17.	Does your state provide operating assistance funds?	<u>X</u>	—
18.	Has your state used LSRA funds for implementation of:		
(a)	rehabilitation projects?	<u>X</u>	—
(b)	acquisition projects?	<u>X</u>	—
(c)	new rail facility construction projects?	—	<u>X</u>
(d)	planning applications <u>only</u> ?	—	<u>X</u>
19.	Does your state require financial reporting by:		
(a)	all railroads?	<u>X</u>	—
(b)	only Class I railroads?	—	<u>X</u>
(c)	virtue of state law or regulations?	<u>X</u>	—
(d)	virtue of assistance contract requirements?	—	<u>X</u>
20.	Does your state have a formalized rail banking program:		
(a)	authorization?	—	<u>X</u>
(b)	in active use?	<u>X</u>	—

Question

Response
(*see note at end)
Yes No

21. Does your state own non-operating rail corridors:
- (a) with rail structures in place? X —
 - (b) where rail structures have been salvaged? X —
22. If you answered "yes" to Questions 20 and/or 21, are interim non-rail uses of the rights of way:
- (a) presently in effect? X —
 - (b) allowable, but not in effect? X —
23. Specifically, are recreational trails established on rail rights of way now owned by:
- (a) the state? X —
 - (b) local units of government? X —
24. Does your state have a statutory first right to acquire abandoned rail corridors? — X
25. Do your state laws allow local units of government:
- (a) to own rail lines? X —
 - (b) to operate rail lines? X —
26. Does your state have a constitutional prohibition against providing public funds to assist private businesses? — X
27. Do the shortline railroads operating in your state have a shortline association (distinct from the American Shortline Railroad Association)? — X
28. Is there a state-wide association for both shortlines and Class Is operating within your state? — X
29. Does your state require filing of railroad statistical (operational) data by:
- (a) all railroads? X —
 - (b) only Class I railroads? — X
 - (c) virtue of state law or regulations? X —
 - (d) virtue of assistance contract requirements? — X
30. Does your state have established program guidelines or policies which can be made available to other states for information upon request? X —
31. Does your state conduct environmental audits (concerning potential contamination) of facilities prior to undertaking projects? — X
32. If your state owns rail corridors, has it undertaken income-producing activities such as:
- (a) fiber optics? X —
 - (b) lease of non-operating portions of rail corridors? X —
 - (c) other non-transportation uses of corridors? — X
(if "yes", uses include _____.)

33. Primary state contacts:

Rail freight program activities:

Name: Donald Baker Title: Exec. Director Phone: (304) 538-2305
West Virginia Railroad Authority

Rail freight planning activities:

Name: Reginald Clauze Title: Manager of Planning Phone: (304) 538-2305
West Virginia Railroad Authority

Rail regulatory activities:

Name: Ira Baldwin Title: Manager Rail Safety Phone: (304) 340-0474
West Virginia Railroad Authority

Rail passenger activities:

Name: Donald Baker Title: Exec. Director Phone: (304) 538-2305
West Virginia Railroad Authority

*Notes to responses:

4. Grants are project specific, based on economic impact of loss of rail service.

**NCSRO 1989 STATE PROGRAM SURVEY
Shortline Railroad Task Force**

Wisconsin

<u>Question</u>	<u>Response</u> (*see note at end)	
	<u>Yes</u>	<u>No</u>
1. Does your state own (hold title or RR easement to) operating rail corridors?	<u>X</u>	___
2. Does your state lease, operating rail corridors from owners?	___	<u>X</u>
3. Does your state operate rail lines:		
(a) using state agency forces?	___	<u>X</u>
(b) by contract with private, for-profit corporations?	___	<u>X</u>
(c) by contract with non-profit corporations or associations?	___	<u>X</u>
(d) by contract through local units of government?	<u>X</u>	___
4. Do you have a state-funded track rehabilitation program?	<u>X</u>	___
(a) by loans only?	___	<u>X</u>
(b) by grants only?	___	<u>X</u>
(c) by loans and grants?	<u>X</u>	___
5. Are local match funds required to obtain state assistance?	<u>X</u>	___
6. If you answered "yes" to one element of question 4, may eligible fund applicants include:		
(a) the railroad operator?	___	<u>X</u>
(b) rail users or rail user associations?	___	<u>X</u>
(c) local governments?	<u>X</u>	___
(d) other non-transportation companies (such as industrial park developers)?	___	<u>X</u>
7. If you answered "yes" to question 4, are rehabilitation projects performed:		
(a) by state agency forces?	___	<u>X</u>
(b) by the operating railroads?	<u>X</u>	___
(c) by rail construction contractors?	<u>X</u>	___
8. When did your state last prepare a complete State Rail Plan (as opposed to an amendment for project eligibility)?	___	___
	___	1983
9. Do you have a state-funded new rail facility construction program?	<u>X</u>	___
(a) by loans only?	___	<u>X</u>
(b) by grants only?	___	<u>X</u>
(c) by loans and grants?	<u>X</u>	___
10. Are local match funds required to obtain state assistance?	<u>X</u>	___
11. If you answered "yes" to Question 9, may eligible applicants include:		
(a) the proposed railroad operator?	___	<u>X</u>
(b) rail users or rail user associations?	___	<u>X</u>

Question

Response
(*see note at end)
Yes No

- | | | | |
|-----|---|------------|------------|
| (c) | local governments | <u>X</u> | <u> </u> |
| (d) | other non-transportation companies (such as industrial park developers)? | <u> </u> | <u>X</u> |
| 12. | If you answered "yes" to Question 9, are construction projects performed: | | |
| (a) | by state agency forces? | <u> </u> | <u>X</u> |
| (b) | by local government forces? | <u>X</u> | <u> </u> |
| (c) | by the proposed operating railroad? | <u>X</u> | <u> </u> |
| (d) | by railroad construction contractors? | <u>X</u> | <u> </u> |
| 13. | Do you have a state-funded rail facility acquisition program? | <u>X</u> | <u> </u> |
| (a) | by loans only? | <u> </u> | <u>X</u> |
| (b) | by grants only? | <u> </u> | <u>X</u> |
| (c) | by loans and grants? | <u>X</u> | <u> </u> |
| 14. | Are local match funds required to obtain state assistance? | <u>X</u> | <u> </u> |
| 15. | If you answered "yes" to Question 13, may eligible applicants include: | | |
| (a) | proposed rail operators? | <u> </u> | <u>X</u> |
| (b) | rail users or rail user associations? | <u> </u> | <u>X</u> |
| (c) | local governments? | <u>X</u> | <u> </u> |
| (d) | other non-transportation companies (such as industrial park developers)? | <u> </u> | <u>X</u> |
| 16. | Does your state require program fund applicants to guarantee: | | |
| (a) | public use or access to facilities? | <u> </u> | <u>X</u> |
| (b) | a specified level of traffic usage? | <u>X</u> | <u> </u> |
| 17. | Does your state provide operating assistance funds? | <u> </u> | <u>X</u> |
| 18. | Has your state used LSRA funds for implementation of: | | |
| (a) | rehabilitation projects? | <u>X</u> | <u> </u> |
| (b) | acquisition projects? | <u> </u> | <u>X</u> |
| (c) | new rail facility construction projects? | <u>X</u> | <u> </u> |
| (d) | planning applications <u>only</u> ? | <u> </u> | <u>X</u> |
| 19. | Does your state require financial reporting by: | | |
| (a) | all railroads? | <u>X</u> | <u> </u> |
| (b) | only Class I railroads? | <u> </u> | <u>X</u> |
| (c) | virtue of state law or regulations? | <u>X</u> | <u> </u> |
| (d) | virtue of assistance contract requirements? | <u>X</u> | <u> </u> |
| 20. | Does your state have a formalized rail banking program: | | |
| (a) | authorization? | <u>X</u> | <u> </u> |
| (b) | in active use? | <u>X</u> | <u> </u> |

Question

Response
(*see note at end)
Yes No

21. Does your state own non-operating rail corridors:
- (a) with rail structures in place? X
 - (b) where rail structures have been salvaged? X
22. If you answered "yes" to Questions 20 and/or 21, are interim non-rail uses of the rights of way:
- (a) presently in effect? X
 - (b) allowable, but not in effect? X
23. Specifically, are recreational trails established on rail rights of way now owned by:
- (a) the state? X
 - (b) local units of government? X
24. Does your state have a statutory first right to acquire abandoned rail corridors? X
25. Do your state laws allow local units of government:
- (a) to own rail lines? X
 - (b) to operate rail lines? X
26. Does your state have a constitutional prohibition against providing public funds to assist private businesses? X
27. Do the shortline railroads operating in your state have a shortline association (distinct from the American Shortline Railroad Association)? X
28. Is there a state-wide association for both shortlines and Class Is operating within your state? X
29. Does your state require filing of railroad statistical (operational) data by:
- (a) all railroads? X
 - (b) only Class I railroads? X
 - (c) virtue of state law or regulations? X
 - (d) virtue of assistance contract requirements? X*
30. Does your state have established program guidelines or policies which can be made available to other states for information upon request? X*
31. Does your state conduct environmental audits (concerning potential contamination) of facilities prior to undertaking projects? X
32. If your state owns rail corridors, has it undertaken income-producing activities such as:
- (a) fiber optics? X
 - (b) lease of non-operating portions of rail corridors? X
 - (c) other non-transportation uses of corridors? X
(if "yes", uses include _____.)

33. Primary state contacts:

Rail freight program activities:

Name: Paul Heitmann Title: Director, Railroads and Harbors Phone: (608) 266-7094

Rail freight planning activities:

Name: Doug Dalton Title: Air/Rail Special Studies Phone: (608) 266-3662

Rail regulatory activities:

Name: Joe Sweda Title: Commissioner of Transportation Phone: (608) 267-9861

Rail passenger activities:

Name: Paul Heitmann Title: Director, Railroads & Harbors Phone: (608) 266-7094

*Notes to responses:

29(d). Class III only.

30. Statutes and application materials.

NCSRO 1989 STATE PROGRAM SURVEY
Shortline Railroad Task Force

Wyoming

<u>Question</u>	<u>Response</u>	
	(*see note at end)	
	<u>Yes</u>	<u>No</u>
1. Does your state own (hold title or RR easement to) operating rail corridors?	—	<u>X</u>
2. Does your state lease, operating rail corridors from owners?	—	<u>X</u>
3. Does your state operate rail lines:		
(a) using state agency forces?	—	<u>X</u>
(b) by contract with private, for-profit corporations?	—	<u>X</u>
(c) by contract with non-profit corporations or associations?	—	<u>X</u>
(d) by contract through local units of government?	—	<u>X</u>
4. Do you have a state-funded track rehabilitation program?	—	<u>X</u>
(a) by loans only?	—	—
(b) by grants only?	—	—
(c) by loans and grants?	—	—
5. Are local match funds required to obtain state assistance?	—	—
6. If you answered "yes" to one element of question 4, may eligible fund applicants include:		
(a) the railroad operator?	—	—
(b) rail users or rail user associations?	—	—
(c) local governments?	—	—
(d) other non-transportation companies (such as industrial park developers)?	—	—
7. If you answered "yes" to question 4, are rehabilitation projects performed:		
(a) by state agency forces?	—	—
(b) by the operating railroads?	—	—
(c) by rail construction contractors?	—	—
8. When did your state last prepare a complete State Rail Plan (as opposed to an amendment for project eligibility)?	—	<u>1987</u>
9. Do you have a state-funded new rail facility construction program?	—	<u>X</u>
(a) by loans only?	—	—
(b) by grants only?	—	—
(c) by loans and grants?	—	—
10. Are local match funds required to obtain state assistance?	—	—
11. If you answered "yes" to Question 9, may eligible applicants include:		
(a) the proposed railroad operator?	—	—
(b) rail users or rail user associations?	—	—

Question

Response
(*see note at end)
Yes No

- (c) local governments
- (d) other non-transportation companies (such as industrial park developers)?
- 12. If you answered "yes" to Question 9, are construction projects performed:
 - (a) by state agency forces?
 - (b) by local government forces?
 - (c) by the proposed operating railroad?
 - (d) by railroad construction contractors?
- 13. Do you have a state-funded rail facility acquisition program?
 - (a) by loans only?
 - (b) by grants only?
 - (c) by loans and grants?
- 14. Are local match funds required to obtain state assistance?
- 15. If you answered "yes" to Question 13, may eligible applicants include:
 - (a) proposed rail operators?
 - (b) rail users or rail user associations?
 - (c) local governments?
 - (d) other non-transportation companies (such as industrial park developers)?
- 16. Does your state require program fund applicants to guarantee:
 - (a) public use or access to facilities?
 - (b) a specified level of traffic usage?
- 17. Does your state provide operating assistance funds?
- 18. Has your state used LSRA funds for implementation of:
 - (a) rehabilitation projects?
 - (b) acquisition projects?
 - (c) new rail facility construction projects?
 - (d) planning applications only?
- 19. Does your state require financial reporting by:
 - (a) all railroads?
 - (b) only Class I railroads?
 - (c) virtue of state law or regulations?
 - (d) virtue of assistance contract requirements?
- 20. Does your state have a formalized rail banking program:
 - (a) authorization?
 - (b) in active use?

Question

Response
(*see note at end)
Yes No

21. Does your state own non-operating rail corridors:
- (a) with rail structures in place? X
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22. If you answered "yes" to Questions 20 and/or 21, are interim non-rail uses of the rights of way:
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- (a) all railroads? X*
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 - (c) virtue of state law or regulations? X
 - (d) virtue of assistance contract requirements?
30. Does your state have established program guidelines or policies which can be made available to other states for information upon request? X
31. Does your state conduct environmental audits (concerning potential contamination) of facilities prior to undertaking projects?
32. If your state owns rail corridors, has it undertaken income-producing activities such as:
- (a) fiber optics?
 - (b) lease of non-operating portions of rail corridors?
 - (c) other non-transportation uses of corridors?
(if "yes", uses include _____.)

33. Primary state contacts:

Rail freight program activities:

Name: WY Public Service Comm. Title: _____ Phone: (307) 777-7423
Transp. Department

Rail freight planning activities:

Name: J. D. Warburton Title: WY Highway Phone: (307) 777-7552
Department - Planning

Rail regulatory activities:

Name: WY PSC Title: _____ Phone: (307) 777-7423
Transp. Department

Rail passenger activities:

Name: WY PSC Title: _____ Phone: (307) 777-7423
Transp. Department

*Notes to responses:

19(a) and 29(a). Annual Reports.

20(a). W.S. 37-9-901.

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Name: WY Public Service Comm. Title: _____ Phone: (307) 777-7423
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*Notes to responses:

19(a) and 29(a). Annual Reports.

20(a). W.S. 37-9-901.

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