

119TH CONGRESS
2^D SESSION

H. R. 8894

To prosecute, as a Federal crime, the assault or intimidation of a passenger train crew member in a manner consistent with the prosecution of assault or intimidation of an aircraft crew member.

IN THE HOUSE OF REPRESENTATIVES

MAY 19, 2026

Ms. GILLEN (for herself and Mr. VAN DREW) introduced the following bill; which was referred to the Committee on Transportation and Infrastructure, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To prosecute, as a Federal crime, the assault or intimidation of a passenger train crew member in a manner consistent with the prosecution of assault or intimidation of an aircraft crew member.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Passenger Rail Crew
5 Protection Act”.

1 **SEC. 2. INTERFERENCE WITH PASSENGER TRAIN CREW**
2 **MEMBERS.**

3 (a) IN GENERAL.—Chapter 281 of title 49, United
4 States Code, is amended by adding at the end the fol-
5 lowing:

6 **“§ 28104. Interference with passenger train crew**
7 **members**

8 “(a) DEFINITIONS.—In this section:

9 “(1) CREW MEMBER.—The term ‘crew member’
10 means any of the following employees:

11 “(A) An engineer.

12 “(B) A conductor.

13 “(C) Onboard personnel.

14 “(D) An employee performing, or respon-
15 sible for, a safety-sensitive function.

16 “(E) An employee performing a function
17 at a rail station in service of a passenger train,
18 including with respect to ticketing, check-in,
19 baggage claim, or boarding.

20 “(2) DANGEROUS WEAPON.—The term ‘dan-
21 gerous weapon’ has the meaning given such term in
22 section 1992(d) of title 18.

23 “(3) PASSENGER TRAIN.—The term ‘passenger
24 train’ means a passenger train in intercity rail pas-
25 senger transportation (as defined in section 24102)

1 or commuter rail passenger transportation (as de-
2 fined in section 24102).

3 “(4) SERIOUS BODILY INJURY.—The term ‘seri-
4 ous bodily injury’ has the meaning given such term
5 in section 1365(h) of title 18.

6 “(b) OFFENSE.—It shall be unlawful for any person
7 onboard a passenger train in operation, on a platform
8 serving a passenger train in operation, or in a rail station
9 that serves passenger trains—

10 “(1) to assault a crew member and thereby
11 interfere with the performance of the duties of a
12 crew member or lessen the ability of a crew member
13 to perform those duties; or

14 “(2) to attempt or conspire to perform an act
15 described in paragraph (1).

16 “(c) PENALTIES.—

17 “(1) IN GENERAL.—Except as provided in para-
18 graph (2), any person who violates subsection (b)
19 shall be fined under title 18, imprisoned for not
20 more than 6 months, or both.

21 “(2) AGGRAVATED PENALTIES.—If a person
22 violates subsection (b)—

23 “(A) by striking, beating, or wounding, the
24 maximum term of imprisonment under para-
25 graph (1) shall be 1 year;

1 “(B) with intent to commit any crime pun-
2 ishable by more than 1 year of imprisonment,
3 except murder, the maximum term of imprison-
4 ment under paragraph (1) shall be 10 years;

5 “(C) with a dangerous weapon or with in-
6 tent to cause bodily harm, the maximum term
7 of imprisonment under paragraph (1) shall be
8 10 years;

9 “(D) and the violation results in serious
10 bodily injury, the maximum term of imprison-
11 ment under paragraph (1) shall be 10 years; or

12 “(E) with intent to commit murder, the
13 maximum term of imprisonment under para-
14 graph (1) shall be 20 years.”.

15 (b) CLERICAL AMENDMENT.—The table of sections
16 for chapter 281 of title 49, United States Code, is amend-
17 ed by adding at the end the following:

“§ 28104. Interference with passenger train crew members.”.

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