

119<sup>TH</sup> CONGRESS  
2<sup>D</sup> 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.

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## 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

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## 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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