

**PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA**

Consumer Protection and Safety Division  
Rail Transit Safety Section

Resolution ST-91  
November 1, 2007

**RESOLUTION**

RESOLUTION ST-91 GRANTING APPROVAL OF THE FINAL REPORT ON THE 2007 SAFETY REVIEW OF THE SAN FRANCISCO INTERNATIONAL AIRPORT AIRTRAIN

**Summary**

This resolution approves the Consumer Protection and Safety Division (CPSD) final audit report titled "California Public Utilities Commission 2007 Triennial On-site Safety Review San Francisco International Airport AirTrain," dated October 3, 2007. AirTrain is ordered to implement the recommendations contained in the report and to provide quarterly progress reports.

**Background**

Commission General Order No. 164-D, *Rules and Regulations Governing State Safety Oversight of Rail Fixed Guideway Systems* requires staff to conduct on-site safety reviews of transit agencies operating Rail Fixed Guideway Systems at least once every three years.

Staff of the Rail Transit Safety Section (RTSS) conducted an on-site safety review of AirTrain and its safety program. On August 31, 2007, staff also conducted an exit conference with the management of AirTrain and its contractor Bombardier.

The methods used to conduct the review include:

- a. Inspections of equipment and infrastructure;
- b. Review of inspection and maintenance records;
- c. Discussions with AirTrain management;

- d. Reviews of rules, procedures, policies, and records;
- e. Interviews with rank and file employees; and
- f. Follow-up to the 2004 AirTrain triennial review.

A full description of the review, including the scope, results, and recommendations, is contained in the final audit report. The report is attached to this resolution as Attachment A.

The results of the review show that AirTrain has an effective system safety program. Review findings identified areas where changes should be made to further improve AirTrain's system safety program. These findings, along with recommendations for corrective actions, are described in the Activities/Findings and Recommendations section of each checklist and in the body of the final report. A complete listing of recommendations for the correction of each finding is contained in Appendix C of the report.

### **Protests**

Staff provided a preliminary report of the review to AirTrain for a 30-day review and comment period on October 2, 2007. AirTrain provided some comments to the preliminary report to staff on October 3, 2007. Staff then provided a response e-mail to AirTrain on October 3, 2007. On October 3, 2007, staff received an e-mail from AirTrain informing staff that AirTrain does not plan to protest the Resolution adopting staff's Triennial Review Report.

### **Discussion**

The final "California Public Utilities Commission 2007 Triennial On-site Safety Review San Francisco International Airport AirTrain," dated October 3, 2007 is included as Attachment A. The report is based on staff findings and includes staff recommendations.

CPSD recommends that the Commission approve the final audit report titled, "California Public Utilities Commission 2007 Triennial On-site Safety Review San Francisco International Airport AirTrain," dated October 3, 2007. CPSD also recommends that the Commission order AirTrain to:

- Submit a report to RTSS that includes the status of the corrective actions for safety program deficiencies identified during the audit;
- Submit plans and schedules for implementing or completing the recommended corrective actions contained in the report;
- Implement the recommendations in accordance with the plans and schedules submitted; and
- Provide RTSS with quarterly reports on the status of the corrective actions until they are completed.

### **Comments**

This is an uncontested matter in which the resolution grants the relief requested. Accordingly, pursuant to Section 311(g)(2) of the Public Utilities Code and Rule 14.6(c)(2) of the Commission's Rules of Practice and Procedure, the otherwise applicable 30-day period for public review and comment is waived.

### **Therefore, IT IS ORDERED that:**

1. The Consumer Protection and Safety Division's request for approval of the final "California Public Utilities Commission 2007 Triennial On-site Safety Review San Francisco International Airport AirTrain," dated October 3, 2007, is granted.
2. AirTrain shall submit to the Rail Transit Safety Section (RTSS) plans and schedules for implementing all recommended corrective actions contained in the final audit report. These plans and schedules shall be submitted no later than 45 days from the effective date of this resolution.
3. AirTrain shall complete and implement all recommended corrective actions contained in the report in accordance with the plans and schedules submitted to the RTSS.

4. AirTrain shall prepare and provide quarterly status reports to the RTSS beginning January 15, 2008. The reports shall contain detailed information on the implementation of all remaining recommended corrective actions contained in the final audit report. Quarterly status reports shall continue to be provided until all recommended corrective actions are completed.
5. This resolution is effective today.

I certify that this resolution was adopted by the Public Utilities Commission at its regular meeting held on November 1, 2007. The following Commissioners voting favorably thereon:

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PAUL CLANON  
Executive Director

# **ATTACHMENT A**