




Illinois Department of Transportation

Memorandum

To: Regional Engineers
From: Jack A. Elston 
Subject: Special Provision for Railroad Protective Liability Insurance
Date: October 1, 2021

This special provision has been revised to incorporate the BDE Special Provision, "Railroad Protective Liability Insurance (5 and 10)" by adding a field to indicate when the railroad is a Class 1. It has also been revised to update the list of Class 1 railroads and remove redundancy with Article 107.11 as revised in the 2022 Standard Specifications.

This special provision should be used for all railroads. The following is a list of Class 1 railroads:

The Belt Railway Company of Chicago
BNSF Railway Company
Chicago, Central & Pacific Railroad Company and its Parents
Canadian Pacific Railway/Soo Line Railroad
CSX Transportation, Inc.
Dakota, Minnesota, and Eastern Railroad Company
Grand Trunk Western Railroad Company and its Parents
Illinois Central Railroad Company and its Parents
Indiana Harbor Belt Railroad Company
The Kansas City Southern Railway Company and its Affiliates / Gateway
Western Railway
Metra *
Norfolk Southern Corporation and its subsidiaries
Union Pacific Railroad Company
Wisconsin Central, Ltd. Company and its Parents

* When Metra is the Class 1 railroad, they shall be listed in the special provision as follows:

"The Commuter Rail Division of the Regional Transportation Authority, a division of an Illinois municipal corporation, and its affiliated separate public corporation known as the Northeast Illinois Regional Commuter Railroad Corporation, both operating under the service mark Metra, as now exists or may hereafter be constituted or acquired, and the Regional Transportation Authority, an Illinois municipal corporation."

The districts should include the BDE Check Sheet marked with the applicable special provisions for the January 21, 2022 and subsequent lettings. The Project Coordination and Implementation Section will include a copy in the contract.

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RAILROAD PROTECTIVE LIABILITY INSURANCE (BDE)

Effective: December 1, 1986
Revised: January 1, 2022

Description. Railroad Protective Liability and Property Damage Liability Insurance shall be carried according to Article 107.11 of the Standard Specifications. A separate policy is required for each railroad unless otherwise noted.

NAMED INSURED & ADDRESS	NUMBER & SPEED OF PASSENGER TRAINS	NUMBER & SPEED OF FREIGHT TRAINS
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Class 1 RR (Y or N):
DOT/AAR No.:
RR Division:

RR Mile Post:
RR Sub-Division:

For Freight/Passenger Information Contact:
For Insurance Information Contact:

Phone:
Phone:

Class 1 RR (Y or N):
DOT/AAR No.:
RR Division:

RR Mile Post:
RR Sub-Division:

For Freight/Passenger Information Contact:
For Insurance Information Contact:

Phone:
Phone:

Basis of Payment. Providing Railroad Protective Liability and Property Damage Liability Insurance will be paid for at the contract unit price per Lump Sum for RAILROAD PROTECTIVE LIABILITY INSURANCE.