

WASHINGTON METRORAIL SAFETY COMMISSION
777 North Capitol Street, N.E.
Washington, D.C. 20002

RESOLUTION AUTHORIZING THE ISSUANCE OF WMSC DIRECTIVE AND ORDER
ESTABLISHING A TEMPORARY SERIOUS EVENT INVESTIGATIONS PROTOCOL

WHEREAS, the Washington Metrorail Safety Commission (“WMSC”) is the state safety oversight authority for the Washington Metropolitan Area Transit Authority (“WMATA”) Metrorail system and was created for the benefit of the people of the District of Columbia, the Commonwealth of Virginia and the State of Maryland;

WHEREAS, the WMSC exercises its state safety oversight authority pursuant to 49 U.S.C. § 5329 and the Metrorail Safety Commission Interstate Compact, Pub. L. 115-54 (the “WMSC Compact”);

WHEREAS, Section 31 of the WMSC Compact authorizes the WMSC to conduct “inspections, investigations, examinations and testing of WMATA personnel and contractors, property, equipment, facilities, rolling stock, and operations of the WMATA Rail System, including, without limitation, electronic information and databases through reasonable means, which may include issuance of subpoenas”;

WHEREAS, Section 2 of the WMSC Compact establishes that WMATA is “subject to the WMSC’s rules, regulations, actions and orders”; and

WHEREAS, the WMSC Board has determined that, in accordance with the urgent public health measures recommended by the Centers for Disease Control, Occupational Safety and Health Administration, and Federal Transit Administration to protect the general public and public transportation industry workers during the current COVID-19 pandemic public health emergency, the WMSC must institute temporary measures to ensure the continuity and comprehensiveness of WMSC investigations.

NOW, THEREFORE, BE IT RESOLVED THAT THE WASHINGTON METRORAIL SAFETY COMMISSION:

Authorizes Dr. David L. Mayer, Chief Operating Officer, to issue, implement, and maintain the attached Directive and Order establishing the WMSC’s Temporary Serious Event Investigations Protocol.

Adopted by the Washington Metrorail Safety Commission at its meeting on May 12, 2020.