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**To:** "Fauver, Toby L" <[tfauver@pa.gov](mailto:tfauver@pa.gov)>

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**Subject:** Proposed Rulemaking - Rail Freight Grants

Mr. Fauver - I am writing regarding the proposed rulemaking regarding "Chapter 511. Rail Freight Grants" that appeared in the Saturday, August 30, 2014 addition of The Pennsylvania Bulletin. In subsection "511.11 Prevailing Wage" the long standing exemption for the use of a grantee's/railroad's own work forces (force account) is not included. This exemption to the Prevailing Wage rule is critical for short line railroads and other small businesses like ourselves that utilize our own highly trained workforce (and correspondingly our own equipment at no cost to the project) to maximize the material and benefit from each grant. The elimination of this provision will almost assuredly (at least in our case) lead to less job growth in our Maintenance of Way forces and less "bang for the buck" in terms of infrastructure improvement per \$ spent.

I trust (hope) this was simply an oversight that will be corrected when the final rule is published. Thank you for your time and consideration .

Robert (Bob) Parker  
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