

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Transportation & Local Government.

HB21-1095 be amended as follows:

- 1 Amend printed bill, page 2, strike lines 2 through 11.
- 2 Page 3, strike lines 1 through 11.
- 3 Renumber succeeding sections accordingly.
- 4 Page 3, line 13, strike "(4)(b)" and substitute "(3)(a)(II) and (4)(b); and  
5 **add** (3)(e)".
- 6 Page 3, strike line 16 substitute:
  - 7 "(3) (a) (II) Effective January 1, 2021, except in emergency situations,  
8 ~~and~~ except as to an employee or an employer's contractor with respect to  
9 the employer's underground facilities, AND EXCEPT AS OTHERWISE  
10 PROVIDE IN SUBSECTION (3)(e) OF THIS SECTION, a person shall not make  
11 or begin excavation without first notifying the notification association.  
12 Notice may be given by electronic methods approved by the notification  
13 association or by telephone.  
14 (e) NOTWITHSTANDING ANY OTHER PROVISION OF THIS ARTICLE  
15 1.5, EXCAVATION THAT IS ROUTINE OR EMERGENCY MAINTENANCE OF THE  
16 RIGHT-OF-WAY OF A COUNTY-MAINTAINED GRAVEL OR DIRT ROAD AND IS  
17 PERFORMED BY COUNTY EMPLOYEES DOES NOT REQUIRE NOTIFICATION OF  
18 THE NOTIFICATION ASSOCIATION UNLESS THE EXCAVATION WILL:  
19 (I) LOWER THE EXISTING GRADE OR ELEVATION OF THE ROAD OR  
20 ANY ADJACENT SHOULDER OR THE HISTORIC ELEVATION OF ANY ADJACENT  
21 DITCH; OR  
22 (II) DISTURB MORE THAN SIX INCHES IN DEPTH AS IT IS  
23 CONDUCTED.  
24 (4) (b) The marking of underground facilities shall be considered  
25 valid".
- 26 Page 1, strike lines 103 through 109 and substitute "**COUNTY ROAD**  
27 **MAINTENANCE**".

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