

HB1095_L.002

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.**".

** ** ** ** **