

MAINE STATE LEGISLATURE

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Date: 3/28/14

(Filing No. S-471)

ENERGY, UTILITIES AND TECHNOLOGY

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**STATE OF MAINE
SENATE
126TH LEGISLATURE
SECOND REGULAR SESSION**

COMMITTEE AMENDMENT “A” to S.P. 638, L.D. 1647, Bill, “An Act To Make Changes to the So-called Dig Safe Law”

Amend the bill by striking out all of sections 1 and 2.

Amend the bill by adding after section 4 the following:

Sec. 5. So-called Dig Safe rule review. The Public Utilities Commission shall review Public Utilities Commission Rule Chapter 895: Underground Facility Damage Prevention Requirements to identify ways to decrease the number of notices that do not result in a marking that are issued by the damage prevention system under the Maine Revised Statutes, Title 23, section 3360-A, subsection 1-A. The commission may amend its rules in ways that will decrease the number of notices issued that do not result in a marking. The commission may submit a report with recommended changes to the law to the joint standing committee of the Legislature having jurisdiction over utility matters by January 10, 2015. The committee may report out a bill relating to the commission's report to the First Regular Session of the 127th Legislature.'

Amend the bill by relettering or renumbering any nonconsecutive Part letter or section number to read consecutively.

SUMMARY

This amendment strikes section 1 of the bill, which expanded the types of underground facility operators who are required to be members of the underground damage prevention system. This amendment also strikes section 2 of the bill, which increased the number of days within which an excavator is required to provide notice to the system from 30 days before the excavation to 60 days before the excavation.

This amendment adds a provision that requires the Public Utilities Commission to review its rules regarding underground facility damage prevention and excavator and underground facility operator practices to identify ways to decrease the number of notices that do not result in a marking that are issued by the damage prevention system. The commission may submit a report with recommended changes to the law to the joint

COMMITTEE AMENDMENT

COMMITTEE AMENDMENT "A" to S.P. 638, L.D. 1647

1 standing committee of the Legislature having jurisdiction over utility matters. The
2 committee may report out a bill to the First Regular Session of the 127th Legislature.

3 **FISCAL NOTE REQUIRED**

4 **(See attached)**

COMMITTEE AMENDMENT



126th MAINE LEGISLATURE

LD 1647

LR 2595(02)

An Act To Make Changes to the So-called Dig Safe Law

Fiscal Note for Bill as Amended by Committee Amendment "A" (S-471)
Committee: Energy, Utilities and Technology
Fiscal Note Required: Yes

Fiscal Note

Minor cost increase - Other Special Revenue Funds

Fiscal Detail and Notes

Any additional costs to the Public Utilities Commission to review its rules regarding underground facility damage prevention and excavator and underground facility operator practices to decrease notices not resulting in a marking are expected to be minor and can be absorbed within existing budgeted resources.