

2017 -- S 0199

LC000568

STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2017

A N A C T

RELATING TO PUBLIC UTILITIES AND CARRIERS -- EXCAVATION NEAR
UNDERGROUND UTILITY FACILITIES -- COSTS

Introduced By: Senator P Fogarty

Date Introduced: February 02, 2017

Referred To: Senate Commerce

It is enacted by the General Assembly as follows:

1 SECTION 1. Chapter 39-1.2 of the General Laws entitled "Excavation Near
2 Underground Utility Facilities" is hereby amended by adding thereto the following section:

3 **39-1.2-15. Costs associated with relocation of public utility infrastructure during**
4 **public works construction projects.**

5 Any and all costs incurred by any municipality as a result of the temporary or permanent
6 relocation of any public utility infrastructure, including, but not limited to, public utility poles,
7 during the repair, maintenance, construction or reconstruction or any municipal right-of-way shall
8 be borne exclusively by the public utility.

9 SECTION 2. This act shall take effect upon passage.

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF

A N A C T

RELATING TO PUBLIC UTILITIES AND CARRIERS -- EXCAVATION NEAR
UNDERGROUND UTILITY FACILITIES -- COSTS

- 1 This act would require that all costs incurred by municipal corporations associated with
- 2 the temporary or permanent relocation of utility infrastructure such as public utility poles during
- 3 public works projects within municipal rights-of-way be borne by the public utility.
- 4 This act would take effect upon passage.

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