
DIGEST

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HB 69 Engrossed

2021 Regular Session

McKnight

Abstract: Implements notification procedures relative to excavation and demolition.

Present law requires excavators and demolishers to provide notice prior to excavating or demolishing.

Proposed law retains present law.

Present law requires the notice given to include a specific location request for excavation or demolition work to be performed at least 48 hours, but not more than 120 hours, in advance of the work commencing.

Proposed law retains present law and adds the requirement that the excavator or demolisher provide the specific location for excavation or demolition with notice or physically mark the route or area of excavation or demolition.

Proposed law provides guidelines for making physical markings, including requiring the use of white paint, flags, stakes, or similar means under American Public Works Association guidelines.

Present law allows excavators to use white paint as marking under current guidelines.

Proposed law deletes present law.

Proposed law requires that any physical markings or electronic drawings do not exceed the actual area of excavation or demolition.

Proposed law requires an underground utility or facility operator to notify the excavator, if it is determined that its underground facilities are not in conflict with the location of the request or that its facilities are not fully marked for locating purposes.

Proposed law requires the notification to be given prior to the mark-by time.

A notification to the regional notification center that generated the location request shall suffice for compliance with proposed law, as it pertains to positive response.

Effective Jan. 2, 2022.

(Amends R.S. 40:1749.13(B)(4) and (D); Adds R.S. 40:1749.14(C)(4))

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Commerce to the original bill:

1. Change the physical marking requirement for the location of excavation or demolition from requiring color coded markings to white markings.
2. Remove a provision which calls for electronic drawings to supercede physical markings.
3. Make technical changes.