

Regular Session, 2013

HOUSE BILL NO. 487

BY REPRESENTATIVE STUART BISHOP

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

PUBLIC CONTRACTS: Provides relative to plans for public works projects and above ground power lines

1 AN ACT

2 To enact R.S. 38:2223(A)(4), relative to public works projects and overhead power lines; to
3 require a public entity to provide certain information pertaining to overhead power
4 lines on plans for any public works project; to provide relative to liability for
5 damages in the event that such information is not provided; and to provide for related
6 matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 38:2223(A)(4) is hereby enacted to read as follows:

9 §2223. Issuance of work orders and commencement of work; underground utilities;
10 overhead power lines

11 A.

12 * * *

13 (4) On the plans for any public works project, the public entity or design
14 professional of record shall locate and illustrate all overhead power lines and wattage
15 thereof and identify the owner of each and all such lines. If the public entity or
16 design professional of record fails to locate and illustrate all overhead power lines
17 and indicate the wattage and owner of each and all such lines, the contractor shall be
18 released from any liability in connection with their damage unless such damage is
19 caused by the negligence of the contractor.

20 * * *

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

Stuart Bishop

HB No. 487

Abstract: Requires all overhead power lines, their wattage, and owner to be illustrated or identified on plans for public works projects. Provides that a contractor shall not be liable to any damage caused should this not be done unless that damage was caused by the gross negligence of the contractor.

Proposed law requires the public entity or design professional on the plans for any public works project, to locate and illustrate all overhead power lines and indicate the wattage and identify the owner of each and all such lines.

Proposed law provides that if the public entity or design professional of record fails to locate and illustrate all overhead power lines and indicate the wattage thereof and identify the owner of each and all such lines. Specifies that the contractor shall be released from any liability in connection with their damage unless such damage is caused by the negligence of the contractor.

(Adds R.S. 38:2223(A)(4))