

1 WHEREAS, the Louisiana Overhead Power Line Act also prohibits work from being
2 commenced by contractors until a "satisfactory mutual agreement" is reached; and

3 WHEREAS, there is no procedure to address circumstances where a "satisfactory
4 mutual agreement" is not reached and which party is then tasked with producing safety
5 procedures or paying for the costs of those procedures; and

6 WHEREAS, there are often costly delays to the completion of construction projects
7 due to the lack of the identification of overhead power lines; and

8 WHEREAS, contractors bear the responsibility and risk for working and operating
9 cranes and other equipment in the vicinity of overhead power lines; and

10 WHEREAS, House Bill No. 487 of the 2013 Regular Session of the Legislature by
11 Representative Stuart Bishop sought to require designers of projects to identify the location,
12 wattage, and height of power lines; and

13 WHEREAS, House Bill No. 487 of the 2013 Regular Session of the Legislature
14 sparked much discussion by contractors, utility companies, and design professionals; and

15 WHEREAS, all parties decided that the matter of identification of location, wattage,
16 and height of power lines is a complex issue that will require further formal study and
17 discussion to formulate an equitable and reasonable solution to a problem that currently has
18 none.

19 THEREFORE, BE IT RESOLVED that the Legislature of Louisiana does hereby
20 authorize and establish the Overhead Power Line Identification Work Group which shall
21 report its recommendations regarding the identification of ownership, location, wattage, and
22 height of power lines for contractors and related issues to the House and Senate committees
23 on transportation, highways, and public works.

24 BE IT FURTHER RESOLVED that the work group created herein shall consist of
25 the following members:

26 (1) The secretary of the Department of Transportation and Development or his
27 designee.

28 (2) The director of the office of facility planning and control or his designee.

29 (3) The president of the Louisiana Associated General Contractors or his designee.

1 (4) The vice president of regulatory and governmental affairs of Entergy Louisiana
2 or his designee.

3 (5) The senior vice president of commercial operations of Cleco Power, LLC,
4 (CLECO) or his designee.

5 (6) The vice president of external affairs for Southwestern Electric Power Company
6 (SWEPCO) or his designee.

7 (7) One member appointed by the Association of Louisiana Electric Cooperatives.

8 (8) The president of the Police Jury Association of Louisiana or his designee.

9 (9) The president of the Louisiana Municipal Association or his designee.

10 (10) The president of the American Council of Engineering Companies of Louisiana
11 or his designee.

12 (11) The president of the Louisiana Society of Professional Surveyors or his
13 designee.

14 (12) The president of the Louisiana Architects Association or his designee.

15 BE IT FURTHER RESOLVED that the work group shall identify the issues
16 surrounding the identification of location, wattage, and height of power lines by design
17 professionals for contractors, as well as related issues, and make specific recommendations
18 regarding legislation to be introduced to address the issues identified.

19 BE IT FURTHER RESOLVED that the work group shall convene its first meeting
20 no later than August 1, 2013.

21 BE IT FURTHER RESOLVED that the work group shall notify the following
22 persons of the time, date, and location of each work group meeting: the chairwoman of the
23 House Committee on Transportation, Highways and Public Works, the chairman of the
24 Senate Committee on Transportation, Highways and Public Works, the chairman of the
25 House Committee on Commerce, the chairman of the Senate Committee on Commerce,
26 Consumer Protection, and International Affairs, the senator representing Senate District
27 Number 27, and the member of the House of Representatives representing House District
28 Number 43.

1 BE IT FURTHER RESOLVED that the work group shall submit a written report of
2 its findings and recommendations to the House and Senate committees on transportation,
3 highways, and public works no later than January 1, 2014.

4 BE IT FURTHER RESOLVED that a copy of this Resolution shall be transmitted
5 to the secretary of the Department of Transportation and Development, the office of facility
6 planning, Louisiana Associated General Contractors, Entergy Louisiana, LLC, Cleco Power,
7 LLC, Southwestern Electric Power Company, the Association of Louisiana Electrical
8 Cooperatives, the Police Jury Association of Louisiana, the Louisiana Municipal
9 Association, the American Council of Engineering Companies of Louisiana, the Louisiana
10 Society of Professional Surveyors, and the Louisiana Architects Association.

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

HCR No. 148

Creates and forms the Overhead Power Line Identification Work Group. Requires the work group to submit a written report of its findings to the House and Senate committees on transportation, highways, and public works by Jan. 1, 2014.