

Regular Session, 2014

HOUSE BILL NO. 964

BY REPRESENTATIVE STUART BISHOP

TRANSPORTATION DEPT: Provides for overhead power line information identified on
Dept. of Transportation and Development public work projects

1 AN ACT

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

8 Be it enacted by the Legislature of Louisiana:

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

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

12 A.

13 * * *

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

1 negligence of the contractor. The chief engineer of the department shall direct that
2 all projects that do not have a full topographic survey include information required
3 by this Paragraph.

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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. 964

Abstract: Requires all overhead power lines, their wattage, and owner to be illustrated or identified on plans for Department of Transportation and Development (DOTD) public works projects.

Proposed law requires DOTD or the design professional on the plans for any department 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 department 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 that contractor shall be released from any liability in connection with their damage unless such damage is caused by the negligence of the contractor.

Proposed law requires the chief engineer of the department to direct that all projects that do not have a full topographic survey include information required by proposed law.

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