

SENATE BILL NO. 82

BY SENATOR LAMBERT AND REPRESENTATIVE BISHOP

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

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AN ACT

To amend and reenact R.S. 40:1749.13(B)(5), 1749.14(C)(1)(b)(iii) and (3), and 1749.22, relative to underground utilities and facilities; to provide for powers and duties of the commissioner of conservation; to provide for time extensions for certain work to be performed; to provide relative to preemption; to provide for certain procedures, terms, and conditions; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 40:1749.13(B)(5), 1749.14(C)(1)(b)(iii) and (3), and 1749.22 are hereby amended and reenacted to read as follows:

§1749.13. Excavation and demolition; prohibitions

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B. * * *

(5) The excavator or demolisher shall wait at least forty-eight hours, beginning at 7:00 a.m. on the next working day, following notification, unless mutually agreed upon and documented by the excavator and operator to extend such time, before commencing any excavation or demolition activity, except in the case of an emergency as defined in the provisions of this Part or if informed by the regional notification center that no operators are to be notified. **However, if no agreement for an extension of time can be reached between the excavator and the operator and the excavation or demolition activity could impact a pipeline**

1 No **Except as provided in this Part, no** parish, municipal, local, or state
2 governing authority may enact any ordinance or promulgate any rules or regulations
3 which are in conflict with the provisions of this Part.

PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____