

BILL SUMMARY
1st Session of the 58th Legislature

Bill No.:	HB 2028
Version:	FULLPCS1
Request Number:	7339
Author:	Rep. O'Donnell
Date:	2/22/2021
Impact:	\$0

Research Analysis

HB 2028 prohibits excavators from initiating work if they have knowledge that an operator has unmarked underground facilities. Excavation may begin after notice has been given and such facilities have been marked. Excavators are required to maintain and preserve all marks for the duration of the excavation or demolition. They are also required to notify the notification center if marks are no longer visible or removed and check for positive response at the notification center prior to excavation or demolition.

The measure provides time limits for certain notice and potential liability for excavators in certain circumstances. During any state of emergency, time limitations are inapplicable. Operators are required to provide a positive response to the notification center prior to the expiration of the required notice period. The measure provides requirements for the response.

The measure requires all operators to be members in good standing of the notification center. This act requires certain documentation to be maintained by the notification center.

Prepared By: Dan Brooks

Fiscal Analysis

HB 2028 in its current form deals with requirements for excavation on or near underground facilities. It should not create a fiscal impact for the State.

Prepared By: Mariah Searock

Other Considerations

None.