

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 875

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Weldon” and substitute “Weldon, Braveboy, Burns, Feldman, Haddaway, Harrison, Hecht, Impallaria, J. King, Kirk, Krysiak, Mathias, McHale, Minnick, Rudolph, Taylor, Vaughn, Walkup, and Healey”.

AMENDMENT NO. 2

On page 1, strike beginning with “providing” in line 14 down through “circumstances” in line 16 and substitute “requiring that certain disputes between an electric company and a local government be submitted to the Public Service Commission for resolution; providing that certain requirements applicable to a person performing certain activities in proximity to a high voltage line do not apply to a local government performing maintenance on street lighting equipment owned by the local government; requiring a person who performs certain maintenance on street lighting equipment owned by a local government to comply with certain safety standards”.

On page 2, after line 1, insert:

“BY repealing and reenacting, without amendments,
Article – Labor and Employment
Section 6–106
Annotated Code of Maryland
(1999 Replacement Volume and 2006 Supplement)”;

and in line 4, strike “6–102” and substitute “6–107”.

(Over)

AMENDMENT NO. 3

On page 2, strike beginning with “SAME” in line 12 down through “PROVIDED” in line 13 and substitute “MEANING STATED”.

On page 3, after line 10, insert:

“(3) ANY DISPUTE BETWEEN AN ELECTRIC COMPANY AND A LOCAL GOVERNMENT ARISING UNDER THIS SUBSECTION SHALL BE SUBMITTED TO THE PUBLIC SERVICE COMMISSION FOR RESOLUTION.”;

strike in their entirety lines 12 through 21, inclusive, and substitute:

“6-106.

If any part of an individual or object will come within 10 feet of a high voltage line while performing the activity, a person shall comply with § 6-107 of this title before the person may perform, or require or allow an employee to perform, any of the following activities:

- (1) moving all or any part of a building or other structure;
- (2) trimming a tree or doing any similar activity; or
- (3) erecting, operating, storing, transporting, or otherwise handling any object, including:
 - (i) an antenna;
 - (ii) an antenna support;
 - (iii) equipment;
 - (iv) a flagpole;

- (v) machinery;
- (vi) material;
- (vii) tools; or
- (viii) other apparatus.

6-107.

(A) [Whenever] EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION, WHENEVER an activity listed under § 6-106 of this title is to be performed within 10 feet of a high voltage line, the person responsible for performing the activity shall:

(1) promptly notify the owner or operator of the high voltage line of the activity to be performed;

(2) make any appropriate arrangements with the owner or operator of the high voltage line to carry out any safety measures required by item (3) of this section; and

(3) with any necessary cooperation from and subject to any necessary agreement with the owner or operator of the high voltage line, ensure that the high voltage line has been effectively guarded against accidental contact by:

(i) installing physical barriers to prevent physical contact with the high voltage line;

(ii) relocating the high voltage line; or

(iii) de-energizing and grounding the high voltage line.

(B) (1) THIS SUBSECTION APPLIES ONLY WHEN A LOCAL GOVERNMENT PERFORMS MAINTENANCE ON STREET LIGHTING EQUIPMENT OWNED BY THE LOCAL GOVERNMENT.

(Over)

(2) WHENEVER AN ACTIVITY LISTED UNDER § 6-106 OF THIS TITLE IS TO BE PERFORMED WITHIN 10 FEET OF A HIGH VOLTAGE LINE, THE PERSON RESPONSIBLE FOR PERFORMING THE ACTIVITY SHALL:

(I) COMPLY WITH THE NATIONAL ELECTRIC SAFETY CODE;
AND

(II) BE QUALIFIED AS DEFINED IN THE NATIONAL ELECTRIC SAFETY CODE.”;

and in line 23, strike “October” and substitute “June”.