



A NiSource Company

800 N 3rd Street, Suite 204
Harrisburg, PA 17102

SUPPORT With Amendment House Bill 1330

Underground Facilities Damages Prevention — Revision

February 27, 2020

House Economic Matters Committee

Columbia Gas of Maryland, ("Columbia"), providing natural gas utility distribution service to some 33,000 customers residing in Garrett, Allegany and Washington Counties, supports HB 1330 with amendment. Periodic updating and improving of Maryland's underground facilities law at Title 12 of the Public Utilities Article has proven essential to the protection of underground utility facilities from construction activities occurring in and around those facilities. HB 1330 is another good faith effort to continue to protect the integrity of those facilities, while staying up to date with ever-evolving construction, facility marking and Miss Utility One-Call activities.

Columbia offers an amendment to enhance clarity in the legislation. New language at page 25, line 25, directs the Damage Prevention Authority, when determining the amount of a civil penalty for a violation, to consider "the seriousness of the violation." Columbia submits that this language is vague and may lead to arbitrary or unpredictable civil penalty amounts. Columbia recommends that the language in line 25 be struck and replaced with:

"(I) THE DEGREE OF INJURY OR PROPERTY DAMAGE CAUSED BY THE VIOLATION;"

With this amendment, Columbia urges a favorable report on HB 1330.

Contact:
Carville Collins
(410) 580-4125
carville.collins@dlapiper.com

Contact:
Peter Trufahnestock
(717) 903-8674
ptrufahnestocknisource.com