



# House of Representatives *State of Utah*

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January 29, 2004

Mr. Speaker:

The Public Utilities and Technology Committee reports a favorable recommendation on **H.B. 229**, PUBLIC UTILITY EASEMENTS, by Representative R. C. Webb, with the following amendments:

1. *Page 2, Line 36:*

36 expense of the public utility, any **boundary line fence**, grass, soil, gravel, flat  
concrete, or asphalt damaged or

2. *Page 2, Lines 42 through 44: Delete lines 42 through 44.*

3. *Page 2, Lines 45 through 58*

45 ~~[(5) A property owner may not change the contour of the ground within a~~  
~~**public utility**~~  
46 ~~**easement if the change results in a natural gas pipeline having less than the greater**~~  
~~**of:**~~  
47 ~~—(a) **24 inches of ground cover; or**~~  
48 ~~—(b) **the amount of ground cover otherwise required by federal, state, or local**~~  
~~**law.]**~~

49 ~~[(6)]~~ (4) (a) Except as provided in Subsection ~~[(6)]~~ (4) (b), a  
public utility easement is  
50 nonexclusive and may be used by more than one public utility.

51 (b) Notwithstanding Subsection ~~[(6)]~~ (4) (a), a public utility may not:

52 (i) interfere with any facility of another public utility within the public utility  
easement;

53 or

54 (ii) infringe on the legally required distances of separation between public utility  
55 facilities required by federal, state, or local law.

56 ~~[(7)]~~ (5) A subdivision plat that includes a public utility easement may not  
receive final

Bill Number



HB0229

Action Class



H

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- 57 approval for recording by a municipality or county unless **the subdividor has provided the municipality or county with proof that** each public utility holding an interest
- 58 in the public utility easement has **, as a courtesy,** been notified **at least** 14 calendar days prior to recording.

Respectfully,

Stephen H. Urquhart  
Committee Chair

Voting: 7-0-5

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