



UTAH STATE SENATE

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March 11, 2019

Mr. President,

The Transportation, Public Utilities, Energy, and Technology Committee reports a favorable recommendation on **H.B. 358**, RIGHT OF WAY EQUITY AMENDMENTS, by Representative F. D. Gibson, with the following amendments:

1. *Page 1, Lines 13 through 15:*

- 13 ▶ adds "crude oil" and "petroleum products" to the definition of "utility" in the
14 Construction, Maintenance, and Operations Act within the Transportation Code {~~—~~
-} ; and
 ▶ establishes the cost a crude oil or petroleum products pipeline pays if
 relocated to accommodate construction of a state highway project.
15 Money Appropriated in this Bill:

2. *Page 2, Lines 50 through 55:*

- 50 (b) Except as provided in Subsection (3)(a) {~~or~~} , (c) , or (d) or
Section 54-21-603, the department
51 shall pay 50% of the cost of relocation of a utility to accommodate construction of a state
52 highway project, including the construction of a proposed state highway and the
improvement,
53 widening, or modification of an existing state highway, and the utility company shall pay
the
54 remainder of the cost of relocation.

= (c) If the utility described in Subsection (3)(b) is a crude oil or petroleum
products pipeline, unless the utility meets the conditions described in Subsection

Bill Number



HB0358

Action Class



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(3)(a):

= (i) the utility company shall pay the lesser of:

= (A) 50% of the cost of relocation of the pipeline to accommodate construction of a proposed state highway and the improvement, widening, and modification of an existing highway; or

= (B) 50% of the cost of any structure or facility necessary to avoid impinging on the pipeline, and the department shall pay the remainder of the cost of the structure or facility; and

= (ii) the department shall pay the remainder of the cost.

55 {~~(c)~~} (d) This Subsection (3) does not affect the provisions of Subsection 72-7-108(5).

Respectfully,

Wayne A. Harper
Chair

Voting: 5-0-3