

Senate Engrossed

State of Arizona
Senate
Fifty-second Legislature
Second Regular Session
2016

FILED
MICHELE REAGAN
SECRETARY OF STATE

CHAPTER 23

SENATE BILL 1163

AN ACT

AMENDING SECTION 40-360.24, ARIZONA REVISED STATUTES; RELATING TO UNDERGROUND FACILITIES.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 40-360.24, Arizona Revised Statutes, is amended to
3 read:

4 40-360.24. Notice of damage to underground facility

5 A. IN THE EVENT OF ANY DAMAGE THAT RESULTS IN A RELEASE FROM ANY
6 UNDERGROUND FACILITY THAT TRANSPORTS NATURAL GAS, LIQUEFIED PETROLEUM GAS,
7 LIQUEFIED NATURAL GAS, PETROLEUM PRODUCTS OR ANY OTHER HAZARDOUS GASES OR
8 LIQUIDS IN CONNECTION WITH ANY EXCAVATION, THE PERSON RESPONSIBLE FOR THE
9 EXCAVATION OPERATIONS SHALL IMMEDIATELY NOTIFY THE UNDERGROUND FACILITIES
10 OPERATOR AND 911 OR THE LOCAL EMERGENCY RESPONSE AGENCY.

11 ~~A.~~ B. In the event of any damage to or dislocation of any underground
12 facility or detectible underground location device in connection with any
13 excavation the person responsible for the excavation operations shall
14 immediately notify the underground facilities operator and shall not attempt
15 any repair to the damaged facility or device except the temporary emergency
16 repairs allowed by this section.

17 ~~B.~~ C. Temporary emergency repairs shall not be made by an excavator
18 to a public utility's or municipal corporation's natural gas, electric,
19 propane, hazardous liquid, communication, cable television, sewer system,
20 wastewater or water facilities without the consent of the underground
21 facilities operator.

22 ~~C.~~ D. The excavation shall be left open until the arrival of
23 representatives of the underground facilities operator. Upon receipt of
24 notice, the underground facilities operator shall dispatch its
25 representatives promptly, but in no event later than two working days, to
26 examine the underground facility, and, if necessary, effect repairs. Unless
27 it would interfere with compliance with commission rules or requirements
28 regarding maintenance or restoration of service and repair of facilities, the
29 underground facilities operator shall immediately respond to a notification
30 for emergencies involving injury or damage.

APPROVED BY THE GOVERNOR MARCH 14, 2016.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MARCH 15, 2016.

Passed the House March 10, 2016,

Passed the Senate February 15, 2016,

by the following vote: 58 Ayes,

by the following vote: 28 Ayes,

0 Nays, 2 Not Voting

0 Nays, 2 Not Voting

[Signature]
Speaker of the House
Pro Tempore

[Signature]
President of the Senate

[Signature]
Chief Clerk of the House

[Signature]
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this
14th day of March, 2016,

at 1:52 o'clock P. M.

[Signature]
Secretary to the Governor

Approved this 14th day of

March, 2016,

at 4:22 o'clock P. M.

[Signature]
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State
this 15 day of March, 2016,

at 9:37 o'clock A. M.

[Signature]
Secretary of State

S.B. 1163