

**ONE HUNDRED FIRST LEGISLATURE - FIRST SESSION - 2009**  
**COMMITTEE STATEMENT**  
**LB272**

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**Hearing Date:** Tuesday February 10, 2009  
**Committee On:** Transportation and Telecommunications  
**Introducer:** Friend  
**One Liner:** Redefine underground facility for purposes of the one-call notification system

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**Roll Call Vote - Final Committee Action:**  
Indefinitely postponed

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**Vote Results:**

<b>Aye:</b>	6	Senators Campbell, Fischer, Hadley, Janssen, Loudon, Stuthman
<b>Nay:</b>	2	Senators Lautenbaugh, Gay
<b>Absent:</b>		
<b>Present Not Voting:</b>		

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**Proponents:**

Senator Mike Friend  
Robert Doyle

Mark Westergard

**Representing:**

Introducer  
Eastern Nebraska Development Council, Metropolitan  
Omaha Builders Association  
Metropolitan Omaha Builders Association

**Opponents:**

Tim Proksel  
Andy Hartmann  
Craig Christians  
Deonne Bruning  
Susan Lynch

**Representing:**

One Call Board of Directors  
Hartmann Construction Co.  
City of Omaha  
Northern Natural Gas Co.  
Digger's Hotline

**Neutral:**

Lash Chaffin

**Representing:**

League of Nebraska Municipalities

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**Summary of purpose and/or changes:**

LB 272 exempts a sewer line owned by a sanitary and improvement district from the one-call notification system.

The bill amends Sec. 76-2317 to add language that an underground facility does not include a sanitary sewer line or a storm sewer line owned by a sanitary and improvement district which are located in the public right-of-way or in an easement.

**Other Information**

In 1994 the Legislature passed the One-Call Notification System Act to establish a means by which excavators may notify operators of underground facilities so that the operators have an opportunity to identify and locate their facilities in the area.

Anyone who excavates must first call the state one-call notification system (Digger's Hotline) at least two business days before they start work. The Hotline notifies the excavator of the operators who have underground facilities in the area.

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The Hotline will then notify the operators of the proposed excavation so that they can mark their facilities before the excavation begins.

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Deb Fischer, Chairperson