

HB1092_L.002

HOUSE COMMITTEE OF REFERENCE REPORT

 Chairman of Committee

 Date
Committee on Transportation & Energy.

After consideration on the merits, the Committee recommends the following:

HB09-1092 be amended as follows:

- 1 Amend printed bill, page 3, after line 17, insert the following:
- 2 "SECTION 4. The introductory portion to 9-1.5-104.5 (2) (d),
- 3 Colorado Revised Statutes, is amended to read:
- 4 **9-1.5-104.5. Civil penalties - applicability.** (2) (d) If any
- 5 person, other than a homeowner, rancher, or farmer, as defined in section
- 6 42-20-108.5, C.R.S., working on such homeowner's, rancher's, or farmer's
- 7 property, fails to comply with paragraph (a) of this subsection (2) or fails
- 8 to exercise reasonable care in excavating OR PERFORMING ROUTINE
- 9 MAINTENANCE and damages an underground facility during an SUCH
- 10 excavation OR ROUTINE MAINTENANCE, such person shall be presumably
- 11 liable for:".
- 12 Renumber succeeding section accordingly.
- 13 Page 4, line 1, after "excavations", insert "and routine maintenance".

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