

# SENATE BILL No. 707

February 6, 1992, Introduced by Senator DUNASKISS and  
referred to the Committee on Technology and Energy.

A bill to amend section 1 of Act No. 53 of the Public Acts  
of 1974, entitled as amended

"An act to protect the public safety by providing for notices to  
public utilities by persons or public agencies engaged in certain  
construction related activities near underground facilities or  
demolishing buildings containing utility facilities; to provide  
for notices to affected parties when underground facilities are  
damaged; and to prescribe penalties,"

as amended by Act No. 248 of the Public Acts of 1989, being sec-  
tion 460.701 of the Michigan Compiled Laws.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Section 1.   Section 1 of Act No. 53 of the Public Acts of  
2 1974, as amended by Act No. 248 of the Public Acts of 1989, being  
3 section 460.701 of the Michigan Compiled Laws, is amended to read  
4 as follows:

5       Sec. 1.   As used in this act:

1 (a) "Association" means the MISS-DIG utilities  
2 communications programs.

3 (b) "Person" includes an individual, partnership, corpora-  
4 tion, ~~or~~ association, ~~including a person engaged as a contrac-~~  
5 ~~tor by a public agency but "person"~~ OR ANY OTHER LEGAL ENTITY.  
6 PERSON does not mean a public agency.

7 (c) "Public agency" means the state, a city, village, town-  
8 ship, county, or any other governmental entity or municipality.

9 (d) "Public utility" means a natural gas company subject to  
10 the jurisdiction of the federal energy regulatory commission or  
11 an electric, steam, gas, telephone, power, water, or pipeline  
12 company subject to the jurisdiction of the public service commis-  
13 sion pursuant to Act No. 3 of the Public Acts of 1939, as  
14 amended, being sections 460.1 to 460.8 of the Michigan Compiled  
15 Laws, Act No. 9 of the Public Acts of 1929, being sections  
16 483.101 to 483.120 of the Michigan Compiled Laws, Act No. 16 of  
17 the Public Acts of 1929, being sections 483.1 to 483.11 of the  
18 Michigan Compiled Laws, Act No. 19 of the Public Acts of 1967, as  
19 amended, being sections 486.551 to 486.571 of the Michigan  
20 Compiled Laws, ~~or~~ Act No. 165 of the Public Acts of 1969, being  
21 sections 483.151 to 483.162 of the Michigan Compiled Laws, OR THE  
22 MICHIGAN TELECOMMUNICATIONS ACT, ACT NO. 179 OF THE PUBLIC ACTS  
23 OF 1991, BEING SECTIONS 484.2101 TO 484.2605 OF THE MICHIGAN  
24 COMPILED LAWS, a person or public agency owning or operating  
25 cable television facilities, and a public agency, other than the  
26 state transportation department, owning public service facilities  
27 for supplying water, light, heat, gas, power, telecommunications,

1 sewage disposal, storm drains, or storm water drainage  
2 facilities.