

State Corporation Commission 2006 Fiscal Impact Statement

1. Bill Number SB688

House of Origin ☐ Introduced ☒ Substitute ☐ Engrossed

Second House ☐ In Committee ☐ Substitute ☐ Enrolled

2. Patron Wampler

3. Committee Passed Senate; Communicated to House

4. Title Public utility lines crossing railroads.

5. Summary/Purpose:

Public utility lines crossing railroads. Establishes a procedure for the State Corporation Commission to determine matters pertaining to the construction and operation of municipal water, sewer, and telecommunications lines, wires, pipes, and conduits that cross railroads if the municipality and railroad company cannot agree on the manner of crossing or compensation. If the Commission grants the application, the order of the Commission shall require the railroad to grant the municipality a license for such crossing. The State Corporation Commission shall set a fee for the crossing and determine the damages if any. The fee shall not exceed the actual costs reasonably expected to be incurred by the railroad company as a result of the crossing and the periodic inspection of such works but shall take into consideration the system-wide administrative and other costs of the railroad to implement utility crossing agreements.

6. Minimal Fiscal Impact on the State Corporation Commission.

7. Budget amendment necessary: No

8. Fiscal implications: The State Corporation Commission anticipates minimal fiscal impact on its divisions.

9. Specific agency or political subdivisions affected: The State Corporation Commission and any municipalities petitioning the State Corporation Commission regarding the crossing and associated fees and damages.

10. Technical amendment necessary: None

11. Other comments: None

Date: 02/10/06 / CDW/JMH/SCB/WI

cc: Secretary of Transportation

Secretary of Public Safety