

HOUSE BILL NO. 147

Introduced: 01/10/83

Referred to Committee on Highways & Transportation: 01/10/83

Hearing: 1/21/83

Died in Committee

1 HOUSE BILL NO. 147
2 INTRODUCED BY Handley
3
4 A BILL FOR AN ACT ENTITLED: "AN ACT TO REQUIRE THE MOVERS
5 OF A HOUSE OR OTHER STRUCTURE TO PAY THE REASONABLE AND
6 NECESSARY EXPENSES OF MOVING OR CUTTING UTILITY POLES OR
7 WIRES; AMENDING SECTION 69-4-603, MCA."
8

9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

10 Section 1. Section 69-4-603, MCA, is amended to read:

11 "69-4-603. Procedure to accomplish move. (1) It shall
12 then be the duty of any person, firm, or corporation owning
13 or operating said poles or wires after service of notice, as
14 required by 69-4-602, to furnish competent workmen or
15 linemen to remove such poles or raise or cut such wires as
16 will be necessary to facilitate removing such house,
17 building, derrick, or other structure, and in such case the
18 necessary and reasonable expenses of raising or cutting the
19 wires or of removing the poles shall be paid by the person,
20 firm, or corporation engaged in moving the house, building,
21 derrick, or other structure.

22 (2) No person, firm, or corporation engaged in moving
23 any house, building, derrick, or other structure shall
24 raise, cut, or in any way interfere with any such poles or
25 wires, unless the persons or authorities owning or having

1 control of the same shall refuse to do so after having been
2 notified, as required by 69-4-602; then, only competent and
3 experienced workmen or linemen shall be employed in such
4 work, and in such case the ~~necessary and reasonable expense~~
5 ~~shall be paid by the owners of the poles and wires handled;~~
6 ~~provided, however, that any person, firm, or corporation~~
7 ~~engaged in moving such structure within the limits of any~~
8 ~~city or town shall pay all necessary and reasonable expense~~
9 ~~of raising or cutting such wires or removing such poles. The~~
10 ~~work shall be done in a careful and workmanlike manner, and~~
11 ~~the poles and wires shall be promptly replaced and the~~
12 ~~damages thereto promptly repaired."~~

-End-

INTRODUCED BILL

-2-

HB 147

STATE OF MONTANA

108-83

REQUEST NO. _____

FISCAL NOTE

Form BD-15

In compliance with a written request received January 15, , 19 83 , there is hereby submitted a Fiscal Note for House Bill 147 pursuant to Title 5, Chapter 4, Part 2 of the Montana Code Annotated (MCA).

Background information used in developing this Fiscal Note is available from the Office of Budget and Program Planning, to members of the Legislature upon request.

DESCRIPTION OF PROPOSED LEGISLATION:

House Bill 147 requires the movers of a house or other structure to pay the reasonable and necessary expenses of moving or cutting utility poles or wires.

ASSUMPTIONS:

- 1) Cost of moving power lines within city limits averages \$650 per move with a range of \$10,234 to \$250.
- 2) Cost of moving power lines in rural areas averages \$400 per move.
- 3) Cost of moving TV cable lines averages \$200 per move.
- 4) Cost of moving telephone lines averages \$1,000 per move with a range of \$80 to \$3,000.
- 5) Number of state-owned houses moved in 1982 is 29. Assume same number moved in 1984 and 1985.
- 6) Number of structures moved statewide in 1982 is 625.

FISCAL IMPACT:State

Total cost per move is $\$2,250 \times 29 = \$65,250$ per year to the state.

GENERAL PUBLIC:

Under present law, the utilities absorb the costs of moving wires. If this bill were to pass, anyone wanting to move a structure would have to pay an additional cost of \$2,250.

COMMENT:

The costs of moving utility wires are now being paid indirectly by consumers through their utility bills. This bill, however, would require the movers to charge for moving the wires.

FISCAL NOTE 5:H/1

David M. Lewis

BUDGET DIRECTOR

Office of Budget and Program Planning

Date: 1-19-83