

HOUSE BILL NO. 1364

Introduced by

Representatives Bernstein, Eckre, Pollert, Porter

Senator Heitkamp

1 A BILL for an Act to amend and reenact section 49-02-21 of the North Dakota Century Code,
2 relating to the raising and lowering of communication lines.

3 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

4 **SECTION 1. AMENDMENT.** Section 49-02-21 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **49-02-21. Power of commission to regulate raising and lowering of electric**
7 **supply and communication lines.**

8 1. The public service commission ~~shall have power~~ may:

9 ~~4.~~ a. ~~To regulate~~ Regulate the raising and lowering of electric supply and
10 communication lines to permit the movement of buildings or other bulky
11 objects; and ~~to adopt and promulgate~~, after notice and hearing, reasonable
12 rules ~~and regulations~~ pertaining thereto.

13 ~~2.~~ b. ~~To require~~ Require, after notice and hearing, increased clearances in specific
14 locations where electric supply and communication lines cross public roads
15 and streets, provided that the movement of buildings or other bulky objects
16 thereon is sufficiently frequent to so warrant.

17 2. As used in this section and section 49-02-22, "communication lines" includes
18 telecommunication lines, cable lines, and all other attachments to poles.