1	TO THE HONORABLE SENATE:
2	The Committee on Judiciary to which was referred Senate Bill No. 166
3	entitled "An act relating to utility construction worksites and consumer
4	protection" respectfully reports that it has considered the same and
5	recommends that the bill be amended by striking out all after the enacting
6	clause and inserting in lieu thereof the following:
7	Sec. 1. 30 V.S.A. § 208c is added to read:
8	§ 208c. BROADBAND PROJECTS POLE ATTACHMENTS; WORKSITE
9	CLEANUP; CONSUMER PROTECTION
10	(a) The purpose of this section is to protect the general public from harm or
11	injury caused by unsafe practices on broadband construction worksites related
12	to utility pole attachments.
13	(b) An attaching entity subject to Commission Rule 3.700 that seeks to
14	attach fiber-optic cable lines, wires, cables, or other facilities to a utility pole
15	shall ensure that all construction contracts for such attachments contain terms
16	and conditions specifying standards and responsibility for the safe disposal of
17	any debris on the construction worksite. Unless a contract specifies otherwise,
18	the attaching entity is liable for all accidents, environmental cleanup, damages,
19	or injuries to any person or property resulting from a failure to safely dispose

1	(c) In addition to any other applicable penalties or remedies, a person who
2	violates the safety standards required by this section commits an unfair and
3	deceptive act in trade and commerce in violation of 9 V.S.A. § 2453. A person
4	who sustains damages or injury as a result of such violation is a "consumer"
5	for purposes of 9 V.S.A. chapter 63, subchapter 1.
6	Sec. 2. EFFECTIVE DATE; APPLICATION
7	This act shall take effect on passage and shall apply to all construction
8	contracts in effect on or after the effective date of this act.
9	and that after passage the title of the bill be amended to read: "An act
10	relating to broadband construction worksites utility pole attachments and
11	consumer protection"
12	
13	
14	(Committee vote:)
15	
16	Senator
17	FOR THE COMMITTEE