

WEST VIRGINIA LEGISLATURE

2020 REGULAR SESSION

Introduced

Senate Bill 736

BY SENATORS MAYNARD AND SYPOLT

[Introduced February 7, 2020; referred
to the Committee on Transportation and
Infrastructure]

1 A BILL to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section,
 2 designated §16-13A-9b, relating to public service districts' laying of water lines, sewer
 3 lines, utilities, or pipelines on state rights-of-way; limiting the onsite time required
 4 supervision by a state engineer; and requiring payment and performance bonds to cover
 5 a reasonable length of time for defects to be discovered.

Be it enacted by the Legislature of West Virginia:

ARTICLE 13A. PUBLIC SERVICE DISTRICTS.

§16-13A-9b. Supervision of laying of lines on state rights-of-way limited.

1 When a public service district lays water lines, sewer lines, utilities or pipelines on state
 2 rights-of-way, the state may require a state engineer to inspect the project at its commencement,
 3 periodically, and at its conclusion. The state may not require a public service district to have an
 4 on-site state engineer for the entire time the project is under construction. The public service
 5 district shall require payment and performance bonds to cover a reasonable length of time for
 6 defects to be discovered.

The purpose of this bill is to limit the onsite time required supervision by a state engineer. The bill requires payment and performance bonds to cover a reasonable length of time for defects to be discovered.

Strike-throughs indicate language that would be stricken from a heading or the present law, and underscoring indicates new language that would be added.