

Amend CSHB 3588, in Article 6 of the bill, as follows:

(1) On page 134, line 2, between "PRIVATE ENTITY." and "The department", insert "(a)".

(2) On page 134, between lines 14 and 15, insert the following:

(b) The department shall provide reasonable notice to the owner of the applicable facility of the need for the alteration under Subsection (a)(2) and allow that owner the opportunity to complete or to direct the completion of the alteration. The owner of the facility may require payment before the alteration is completed.

(3) On page 141, at the end of line 25, add "A fee may not be required in connection with the placement, maintenance, or other use of a utility facility."

(4) On page 146, strike lines 2-8 and substitute the following:

utility's facilities, lines, or equipment, if the department considers the relocation to be necessary. The department shall pay for any relocation, raising, rerouting, changing, or altering of a facility, line, or equipment under this section unless otherwise agreed to in writing by the interested persons. If a utility facility is replaced, the cost of replacement is limited to an amount equal to the cost of replacing the facility with a comparable facility, less the net salvage value of the replaced facility.