

83 WisACT 296

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1983 Assembly Bill 878

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1983 Wisconsin Act 296

AN ACT to amend 66.047 of the statutes, relating to liability for costs of certain protection or changes in utility structures due to public works.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. 66.047 of the statutes is amended to read:

66.047 Interference with public service structure. No contractor having a contract for any work upon, over, along or under any public street or highway shall interfere with, destroy or disturb the structures of any public ~~service corporation~~ utility as defined under s. 196.01 encountered in the performance of such work so as to interrupt, impair or affect the public service for which such structures may be used, without first procuring written authority from the commissioner of public works, or other properly constituted authority. It shall, however, be the duty of every public ~~service corporation~~ utility, whenever a temporary protection of, or temporary change in, its structures, located upon, over, along or under the surface of any public street or highway is deemed by the commissioner of public works, or other such duly constituted authority, to be reasonably necessary to enable the accomplishment of such work, to so temporarily protect or change its said structures; provided, that such contractor shall give ~~at least 2 days'~~ reasonable notice of such required temporary protection or temporary change to ~~such corporation~~ the public utility, and shall pay or assure to ~~such corporation~~ the public utility the reasonable cost thereof, except when such corporation is properly liable therefor under the law, but in all cases where such work is done by or for the state or by or for any county, city, village, town sanitary district, metropolitan sewerage district created under ss. 66.20 to 66.26 or 66.88 to 66.918 or town, the cost of such temporary protection or temporary change shall be borne by ~~such public service corporation~~ the public utility.
