

**HOUSE . . . . . No. 3297**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

*Carolyn C. Dykema*

*To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:*

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act supporting safe excavation practices.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Carolyn C. Dykema</i>	<i>8th Middlesex</i>	<i>2/18/2021</i>
<i>Antonio F. D. Cabral</i>	<i>13th Bristol</i>	<i>2/25/2021</i>
<i>Michelle M. DuBois</i>	<i>10th Plymouth</i>	<i>2/26/2021</i>

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By Ms. Dykema of Holliston, a petition (accompanied by bill, House, No. 3297) of Carolyn C. Dykema, Antonio F. D. Cabral and Michelle M. DuBois relative to safe excavation practices. Telecommunications, Utilities and Energy.

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**The Commonwealth of Massachusetts**

**In the One Hundred and Ninety-Second General Court  
(2021-2022)**

An Act supporting safe excavation practices.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1 SECTION 1. Section 40 of chapter 82 of the General Laws, as appearing in the 2018  
2 Official Edition, is hereby amended in line 37 by inserting after the word “length” the  
3 following:-

4 "Professional Land Surveyor", a professional specialist in the technique of measuring  
5 land, educated in the basic principles of mathematics, the related physical and applied sciences,  
6 and the relevant requirements of law for adequate evidence and all requisite to the surveying of  
7 real property and engaged in the practice of land surveying.

8 SECTION 2. Section 40A of said chapter 82, as so appearing, is hereby amended in line  
9 13 by inserting after the word “occur” the following:-

10 Any Professional Land Surveyor working on a preliminary design for a new facility or  
11 renovation where excavation shall be necessary shall premark the proposed excavation and give  
12 initial notice to the system.

13           SECTION 3. Section 40B of said chapter 82, as so appearing, is hereby amended by  
14   inserting in line 11 after the "excavator" the following:- or Professional Land Surveyor.