

Regular Session, 2013

HOUSE BILL NO. 357

BY REPRESENTATIVE GUINN

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

AIRCRAFT/AVIATION: Provides for the marking for safety of certain communication facilities

1 AN ACT

2 To amend and reenact R.S. 2:1004(B), relative to communication facilities; to provide for
3 certain markings for safety; and to provide for related matters.

4 Be it enacted by the Legislature of Louisiana:

5 Section 1. R.S. 2:1004(B) is hereby amended and reenacted to read as follows:

6 §1004. Marking of communication facility

7 * * *

8 B. ~~A person who proposes to construct a~~ Each communication facility that
9 is at least one hundred feet, ~~but not more than two hundred feet~~ in height above
10 ground level, which is located in a cultivated field or within one ~~hundred~~ thousand
11 feet of a cultivated field, shall ~~mark the highest guy wires on the facility, if any,~~
12 ~~marked with two warning spheres each.~~ be marked as follows:

13 (1) Two warning spheres or marker balls shall be attached to and evenly
14 spaced on each of the outside guy wires.

15 (2) The area surrounding each point where a guy wire is anchored to the
16 ground shall have a contrasting appearance with any surrounding vegetation. The
17 "area surrounding the anchor point", means an area not less than sixty-four square
18 feet whose outer boundary is at least four feet from the anchor point.

1 (3) One or more seven-foot reflective safety sleeves shall be placed at each
2 anchor point and shall extend from the anchor point along each guy wire attached to
3 the anchor point.

4 Section 2. This Act shall become effective on January 1, 2014.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

Guinn

HB No. 357

Abstract: Requires guy wires on certain communication towers to be marked with certain markings.

Present law defines a "communication facility" as equipment enclosure, antenna, antenna support structure, and any associated facility used for the signal for a commercial communications purpose where the antenna or antenna support structure is not connected to a similar antenna or antenna support structure by an overhead wire used to transmit the signal. Present law further provides requirements for notice of construction of a communication facility.

Proposed law retains present law.

Present law requires a person who proposes to construct a communication facility that is at least 100 feet, but not more than 200 feet in height, which is located within a cultivated field or within 100 feet of a cultivated field, to mark the highest guy wire on the facility, if any, with two warning spheres each.

Proposed law deletes the height cap of the tower and requires a communication facility that is at least 100 feet in height above ground level, which is located in a cultivated field or within 1,000 feet (instead of 100 feet) of a cultivated field, to be marked as follows:

- (1) Two warning spheres attached to and evenly spaced on each of the outside guy wires.
- (2) Contrasting appearance with any surrounding vegetation in the area surrounding each point where a guy wire is anchored to the ground.
- (3) One or more seven-foot reflective safety sleeves placed at each anchor point and extending from the anchor point along each guy wire attached to the anchor point.

Effective Jan. 1, 2014.

(Amends R.S. 2:1004(B))