

This Document can be made available in alternative formats upon request

State of Minnesota  
HOUSE OF REPRESENTATIVES

NINETY-THIRD SESSION

H. F. No. **4626**

03/07/2024 Authored by Tabke and Garofalo  
The bill was read for the first time and referred to the Committee on Transportation Finance and Policy

1.1 A bill for an act  
1.2 relating to public safety; modifying federal pipeline inspection rules for individuals  
1.3 performing construction or maintenance work; repealing prevailing wage exemption  
1.4 for broadband workers; amending Minnesota Statutes 2022, sections 299J.02, by  
1.5 adding a subdivision; 299J.11; repealing Minnesota Statutes 2022, section 116J.398.

1.6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.7 Section 1. Minnesota Statutes 2022, section 299J.02, is amended by adding a subdivision  
1.8 to read:

1.9 Subd. 14. Utility corridor. "Utility corridor" means land that contains access to  
1.10 above-ground utility infrastructure or an underground facility as defined in section 216D.01,  
1.11 subdivision 11.

1.12 Sec. 2. Minnesota Statutes 2022, section 299J.11, is amended to read:

1.13 **299J.11 ADOPTION OF FEDERAL PIPELINE INSPECTION RULES.**

1.14 (a) To enable the state to act as an agent of the United States Secretary of Transportation  
1.15 and to qualify for annual federal certification to enforce the federal pipeline inspection  
1.16 program authorized by the Hazardous Liquid Pipeline Safety Act, ~~United States Code, title~~  
1.17 ~~49, sections 2001 to 2014, the federal~~ and Natural Gas Pipeline Safety Act acts, United  
1.18 States Code, title 49, sections ~~1671 to 1686~~ 60101 to 60141, and the rules implementing  
1.19 those acts, the federal pipeline inspection rules and safety standards, and regulations and  
1.20 standards that may be adopted that amend them, are adopted.

2.1 (b) An individual or contractor performing construction or maintenance work within 20  
2.2 feet of a utility corridor must comply with the operator qualification rules set forth in Code  
2.3 of Federal Regulations, title 49, parts 193, subpart H, and 195, subpart G.

2.4 (c) An individual or contractor performing construction or maintenance work within 20  
2.5 feet of a utility corridor must comply with the workplace drug and alcohol testing rules set  
2.6 forth in Code of Federal Regulations, title 49, part 40.

2.7 Sec. 3. **REPEALER.**

2.8 Minnesota Statutes 2022, section 116J.398, is repealed.

**116J.398 BROADBAND PREVAILING WAGE EXEMPTION.**

Notwithstanding any other law to the contrary, section 116J.871 does not apply to a project receiving a grant under section 116J.395 for the construction, installation, remodeling, and repair of last-mile infrastructure, as defined under section 116J.394, paragraph (e).