

would be staked to the ground or something like that if they did wish to extend that period?

SENATOR KRISTENSEN: If...and, yes, that's possible, and the key is that in some circumstances those permanent markings, like driving a stake in, may not be appropriate because of the damage or if it's on concrete that you're going across,...

SENATOR ELMER: Uh-huh.

SENATOR KRISTENSEN: ...in the middle of a sidewalk at night. If you've got a metal stake sitting out there, you may cause more problems than just the painted line. I think you have to take into consideration the facts of each case and, I guess, as long as you don't mandate a metal stake driven in each time, yes, that would be good. And I think it's fair to say that you can address continuing projects and what your duty is, if it's more than a day or two project,...

PRESIDENT MOUL: One minute.

SENATOR KRISTENSEN: ...or if it's more than a week or ten days.

SENATOR ELMER: Okay. And I would assume also that this system would apply to those contractors who are contracted to our own State Department of Roads and that those liabilities and such would devolve on the contractor rather than on the state.

SENATOR KRISTENSEN: Well, there, in fact, therein lies one of the other policy questions that the committee looked at. One of the major problems is digging in right-of-ways. Most of the serious injuries occur with people who have...and you've probably seen them, the big hook backhoe that cleans out a road ditch, that's where most of the deaths and injuries occur is in that area. And what you want to do is encourage them to find out where those utility lines are prior to digging. And, quite frankly, that's one of the policy choices that we didn't take out of here, you still have their requirement to call before they go and dig...

PRESIDENT MOUL: Time.

SENATOR KRISTENSEN: ...in those areas because that's the biggest area.