

## **LEGISLATIVE DIGEST**

[Public Works Code - Pollution Liability Insurance Requirements for Excavators]

**Ordinance amending the Public Works Code to authorize the Department of Public Works to determine the circumstances under which contractors performing excavation in the public right-of-way shall be required to obtain a pollution liability insurance policy; and affirming the Planning Department's determination under the California Environmental Quality Act.**

### **Existing Law**

Currently, each recipient of an excavation permit issued under Article 2.4 of the Public Works Code must maintain certain prescribed insurance policies, including contractors' pollution liability insurance, for the duration of the excavation permit.

### **Amendments to Current Law**

This ordinance would amend the Public Works Code to authorize the Department of Public Works to determine the specific circumstances under which contractors performing excavation in the public right-of-way would be required to obtain a pollution liability insurance policy. In lieu of the requiring all excavators to obtain a pollution liability insurance policy, the ordinance would authorize Department of Public Works to issue regulations or orders that specify the circumstances under which a contractor performing excavation in the public right-of-way would need to obtain a pollution liability insurance policy.

### **Background Information**

This ordinance furthers the City's efforts under "PermitSF" to reform permitting and improve the customer experience by streamlining approval processes, promoting government accountability to provide certainty about the delivery of government services, and centralizing technology to create a single point of permitting access.

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