

# House Research Act Summary

**CHAPTER:** 279 (H.F. 2231)

**SESSION:** 2010 Regular Session

**TOPIC:** Road authority snow removal

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This legislation authorizes road authorities to perform snow plowing in uncompleted subdivision developments, if:

- The subdivision has at least five lots; and
- The road authority passes an annual resolution finding that (1) the subdivision developer is found to be unable to perform the plowing service due to insolvency or pending foreclosure; and (2) public safety could be jeopardized due to lack of vehicle access.

The bill also: establishes that the plowing activity does not transfer ownership of the road or open it to public use; allows the road authority to charge properties within the subdivision for the snow plowing; and exempts the road authority from tort liability related to plowing or road maintenance, unless injury is affirmatively caused by a negligent act of the road authority.

The snow plowing provision expires May 2, 2013, and went into effect April 27, 2010.