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2000 Regular Session 0lr0942

By: Senator Colburn

Introduced and read first time: February 4, 2000

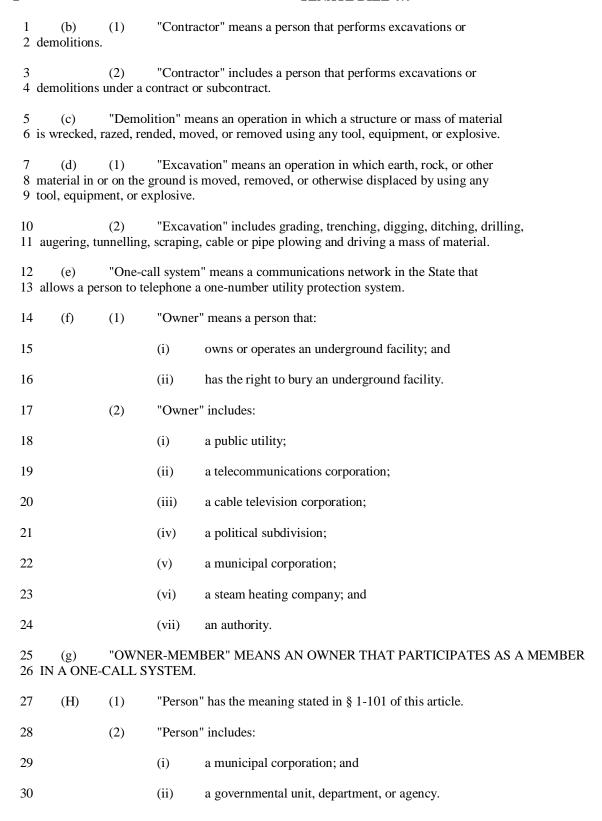
Assigned to: Finance

A BILL ENTITLED

1 AN ACT concerning

2 Public Utilities - One-Call Systems - Information on Underground Facilities

- 3 FOR the purpose of requiring certain owners of underground facilities to submit
- certain documentation of the location, extent, and depth of the underground 4
- 5 facilities to certain one-call systems that allow a person to use a one-number
- 6 telephone utility protection system; specifying certain depth measures to be
- 7 documented and submitted to the one-call system; requiring one-call systems to
- 8 maintain a database system of certain information; requiring one-call systems
- 9 to make certain information available within a certain period of time to persons
- 10 proposing an excavation or demolition; defining a certain term; and generally
- relating to one-call systems that allow a person to use a one-number telephone 11
- 12 utility protection system and underground facility information.
- 13 BY repealing and reenacting, with amendments,
- Article Public Utility Companies 14
- 15 Section 12-101
- 16 Annotated Code of Maryland
- (1998 Volume and 1999 Supplement) 17
- 18 (As enacted by Chapter 650 of the Acts of the General Assembly of 1999)
- 19 BY repealing and reenacting, with amendments,
- Article Public Utility Companies 20
- 21 Section 12-109
- Annotated Code of Maryland 22
- 23 (1998 Volume and 1999 Supplement)
- 24 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
- 25 MARYLAND, That the Laws of Maryland read as follows:
- **Article Public Utility Companies** 26
- 27 12-101.
- 28 In this subtitle the following words have the meanings indicated. (a)



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1 2	[(h)] (buried or subr	(I) nerged	(1) for:	"Underground facility" means personal property that is to be
3 4	sewage, oil, ga	as, or ot		use in connection with the storage or conveyance of water, ances; or
5 6	telegraphic co	mmuni		transmission or conveyance of electronic, telephonic, or electricity.
7 8		(2) wires, n		round facility" includes pipes, sewers, conduits, cables, attachments, and those portions of poles below ground.
9	((3)	"Underg	round facility" does not include a stormwater drain.
10	12-109.			
	the telephone	numbe	r of the pe	file notice with and submit to the Commission in writing erson in each county to which calls concerning proposed to be directed.
14 15				be a member of a one-call system that has filed a mmission on behalf of all owner-members.
18	THE ONE-C	EXTE	YSTEM V NT, AND	OWNER-MEMBER OF A ONE-CALL SYSTEM SHALL SUBMIT TO VRITTEN OR ELECTRONIC DOCUMENTATION OF THE DEPTH OF ALL UNDERGROUND FACILITIES OWNED OR ER-MEMBER.
	SYSTEM UN		ARAGRA	OCUMENTATION OF DEPTH SUBMITTED TO THE ONE-CALL APH (1) OF THIS SUBSECTION SHALL BE WITHIN AN 18 INCH TOP TO BOTTOM.
25	INFORMAT	MBER	ATABASI	CALL SYSTEM SHALL MAINTAIN AN UNDERGROUND FACILITY E SYSTEM OF THE INFORMATION SUBMITTED BY E ONE-CALL SYSTEM UNDER PARAGRAPH (1) OF THIS
29 30	IN PARAGR WRITTEN, C	OR ELE SYSTE) OF THI CTRONI M AND I	CALL SYSTEM SHALL PROVIDE THE INFORMATION REQUIRED S SUBSECTION WITHIN 48 HOURS, THROUGH VERBAL, C MEANS, TO A PERSON WHO HAS CONTACTED THE HAS REQUESTED THE INFORMATION AS TO A PROPOSED ITION AREA.
	receiving not	ice fron	n a person	ays, Sundays, and legal holidays, within 48 hours after under § 12-108 of this subtitle, an owner shall ation or demolition:
35	((1)	is within	5 feet of the horizontal plane of an underground facility; or

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- 1 (2) because of planned blasting, is in such proximity to an underground 2 facility that the underground facility may be damaged or disturbed.
- 3 [(d)] (E) Excluding Saturdays, Sundays, and legal holidays, within 48 hours
- 4 after receiving the person's notice under § 12-108 of this subtitle, an owner that
- 5 determines under subsection (c) of this section that an underground facility may be
- 6 damaged or disturbed shall notify the person of the determination.
- 7 [(e)] (F) An owner that elects to perform a proposed excavation or demolition
- 8 shall perform the excavation or demolition around the underground facility in a
- 9 timely manner.
- SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
- 11 October 1, 2000.