

WSDLSC/ UTC Stakeholder Process

Proposed Dig Law Update Language

Subject: Positive Response

Issue: The current dig law as written does not have a required provision for positive response by a facility operator to notify an excavator that they have completed their fulfillment of a locate request in accordance with the dig law. This complicates an excavator's ability to meet the requirement in RCW 19.122.030(5) requiring that an excavator not begin their excavation until all know facility operators have marked. An excavator cannot know if a facility operator has not yet marked or if that facility operator does not have facilities in the proposed area of excavation without some form of notice.

During the development of the last set of dig law changes, the subject of positive response was discussed quite extensively by the committee established by the State to review the dig law. Primary concerns raised at the time by some facility operators were in regards to how facility operators would be able to meet such a requirement in a simple and timely manner. From the time of those discussions in 2010/2011, the availability of commercial programs for locators to use that include a simple and useful positive response tool is far greater. In fact, Washington State's contractor for the processing of One Call Tickets, One Call Concepts, has now made available to all facility operators a ticket management software called National Ticket Management Systems (NTMS) which includes a positive response element, at no cost to the facility operator.

Proposed Solution: Make recommendation that RCW 19.122 include requirement for positive response and develop draft revised code language to include this requirement.

Proposed Dig Law Update Language:

19.122.020(Between 22 and 23) Definitions – "Positive Response" means that a facility operator provides electronic notification to the Call Center on the "notice" upon completion of their required locate that the locate is complete.

19.122.030(3)(d) – Positive response, the facility operator shall provide notification to the Call Center identified on a locate notice upon completion of the locate as identified in this section by electronic notice.

19.122.030(5) New Sentence – Each excavator shall verify through positive response through the Call Center that each facility operator listed on the ticket has identified completion of their locate.

A lot of discussion took place in regards to what an excavator is to do if a facility operator does not provide positive response, with a suggestion of a process identified in the RCW to allow an excavator to proceed without liability if a facility operator fails to locate within a time period. After looking into this with facility operators, especially gas and electric, there was great concern over placing such language within the Dig law. It was felt, and ready for more discussion for the group, that the excavator will have to utilize existing language regarding downtime, and documentation when no communication occurs and they have to proceed.

Miss Utility of Delmarva

Ticket No: 171610004

STANDARD

Original Call Date: 06/10/17 06:48 am

Op / Rev Op: webusr5 / webusr5

Response Due By: 06/14/17 11:59 pm

Release Time: 06/10/17 06:50 am

Expiration Date: 06/28/17 23:59 pm

TICKET ACTIONS

CALLER INFORMATION

Company Name: CHESAPEAKE TRENCHING

Fax Phone: 410-228-2039

Contact Name: BRANDON BURTON

Phone: 443-205-2086

Caller Address: 104 GOODWILL ROAD CAMBRIDGE, MD 21613

Email Address: chesapeaketrench@aol.com

Job Site Contact: BRANDON BURTON

Phone: 443-205-2768

DIG SITE INFORMATION

Type of Work: INST CATV HSE DROPS

MDOT Permit:

Job Number:

DIG SITE LOCATION

State: MD

County: TALBOT

Place: EASTON

Subdivision:

Address: 10

Street: CREAMERY LANE

Intersecting Street: N WASHINGTON ST

LOCATE/MARK: FROM CATV VAULT BEHIND

Extent of Work: QUEENSTOWN BANK TO ELECTRIC METER AT 10 CREAMERY LANE

Remarks:

Map Coord NW Lat: 38.7833333

Lon: -76.0766667

SE Lat: 38.7766667

Lon: -76.0733333

MEMBERS NOTIFIED

District	Company Name	Marking Concerns	Damage	Customer Service	Status
EAST01	EASTON UTILITIES COMMISSION	410-763-9471	410-822-6110	410-822-6110	Marked up to privately owned utility
EAST02	EASTON UTILS-HIGH CONSEQUENCE	410-714-1742	410-714-3316	410-822-6110	Marked up to privately owned utility (No on site mtg req'd)
MBC01	MARYLAND BROADBAND COOP	443-535-3588	410-683-9440	443-921-0388	Clear/No conflict (tr2)
VTB	VERIZON	609-758-4700	888-496-1588	888-233-5740	Clear/No conflict (Response by Utiliques)

POSITIVE RESPONSE SAMPLES

Ticket Number: 17007785
Location: 95-748 PAIKAUHALE ST MILILANI TOWN, HI

As of 6/29/17 17:55 HST, participating facility owners have responded to Ticket Check as follows:

District Code	Status
HONOLULU BOARD OF WATER SUPPLY	Marked
HAWAIIAN ELECTRIC CO	Marked
HAWAIIAN TELCOM, INC	Marked
HONOLULU FACILITY MAINTENANCE	Caller made aware of available records
OCEANIC TIME WARNER CABLE	Marked

To review this ticket in its entirety, visit Search and Status on www.managetickets.com.

Example 2 - This is an example of what the ticket check email to excavators would look like in html format.

Ticket Number: **17007785**
Location: 95-748 PAIKAUHALE ST MILILANI TOWN, HI

As of **6/29/17 17:57 HST**, participating facility owners have responded to Ticket Check as follows:

District Code	Status
HONOLULU BOARD OF WATER SUPPLY	Marked
HAWAIIAN ELECTRIC CO	Marked
HAWAIIAN TELCOM, INC	Marked
HONOLULU FACILITY MAINTENANCE	Caller made aware of available records
OCEANIC TIME WARNER CABLE	Marked

To review this ticket in its entirety, visit Search and Status ® on www.managetickets.com.