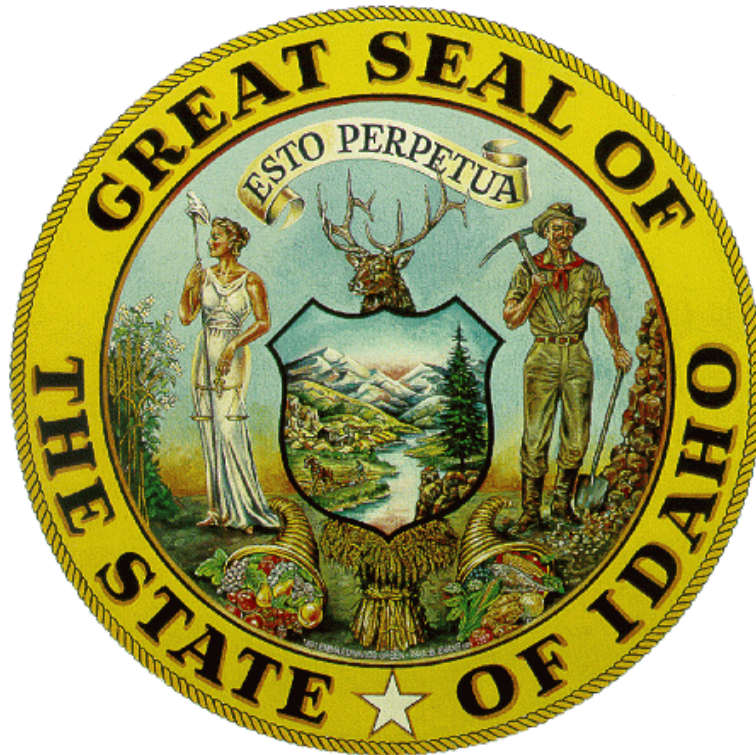


DIVISION OF BUILDING SAFETY

DAMAGE PREVENTION BOARD
VIDEOCONFERENCE MEETING

MARCH 14, 2019



DAMAGE PREVENTION BOARD

Agenda Item No. 01

Agenda and Minutes

PRESENTER: Jeffrey Diehl, Chairman

OBJECTIVE: Approve the Damage Prevention Board's March 14, 2019 Agenda, January 24, 2019 Draft and February 7, 2019 Special Draft Board Meeting Minutes.

ACTION: Consent

BACKGROUND:

**PROCEDURAL
HISTORY:**

ATTACHMENTS: Tentative Agenda and Draft Minutes



TENTATIVE AGENDA

NOTICE OF PUBLIC MEETING

DAMAGE PREVENTION BOARD VIDEOCONFERENCE MEETING

**Division of Building Safety
1090 East Watertower Street, Suite 150, Meridian
1250 Ironwood Drive, Suite 220, Coeur d'Alene
2055 Garrett Way, Building 1, Suite 4, Pocatello**

**Teleconference – 877-820-7831--529619
dbs.idaho.gov – (208) 332-7137**

Thursday, March 14, 2019

9:30 a.m. – 3:30 p.m. (MDT)

8:30 a.m. – 2:30 p.m. (PDT)

-
- 9:30 a.m. CALL TO ORDER** – Jeffrey Diehl, Chairman
- Roll Call & Introductions
 - Open Forum

CONSENT AGENDA

1. Approval of the March 14, 2019 Agenda, January 24, 2019 Draft and February 7, 2019 Special Draft Meeting Minutes – Jeffrey Diehl

ACTION AGENDA

2. Administrative Appeals Hearing – Amy Kohler, Compliance Program Specialist
 - a. Intermountain Gas Company--DAM1812-0012 – Fine Dirt Inc.
 - b. Fine Dirt Excavating--DAM1811-0019 – Intermountain Gas
 - c. King Concrete Construction, LLC--DAM1810-0029 – Intermountain Gas Company
 - d. King Concrete Construction, LLC--DAM1810-0010 – Intermountain Gas Company

INFORMATIONAL AGENDA

3. Participation in 811 One Call Service – Nestor Fernandez, Idaho Transportation Department
4. Volume Based Considerations – Jeffrey Diehl and Board Member Bob Chandler

5. PHMSA Update – Patrick J. Grace, Regional Manager
6. Education and Training Subcommittee Update – Jeanna Anderson, Board Member
7. Training and Industry Feedback – Jerry Peterson, Energy Program Manager
8. Financial Update – Nichole Rush, Board Member
9. Seeking Revocation of a License for Unpaid Fines – Spencer Holm, Deputy Attorney General
10. Criteria for Reviewing Complaints – Patrick J. Grace
11. Compliance Report – Amy Kohler
12. Administrator Report – Chris L. Jensen, Administrator

3:30 p.m. ADJOURN

For additional agenda information, refer to the packet, available one week prior to this meeting, at the DBS's central and regional offices and <https://dbs.idaho.gov/boards/dpboard/dpmeetings.html>.

All times, other than beginning, are approximate and scheduled according to Mountain Daylight Time (MDT), unless otherwise noted. Agenda items may shift depending on Board preference. 03/07/2019rb

**DAMAGE PREVENTION BOARD
VIDEOCONFERENCE MEETING**

Thursday – January 24, 2019 – 9:30 a.m. (MST)

**Division of Building Safety
1090 East Watertower Street, Suite 150, Meridian
1250 Ironwood Drive, Suite 220, Coeur d'Alene
2055 Garrett Way, Building 1, Suite 4, Pocatello**

***DRAFT MINUTES OF THE JANUARY 24, 2019 MEETING**

NOTE: The following report is not a verbatim transcript of the discussions at the meeting; however, it is intended to record the significant features of those discussions.

Chairman Jeffrey Diehl called the meeting to order at 9:30 a.m. (MST)

Board Members Present:

Jeffrey Diehl, Chairman
Jerry Piper, Vice-Chairman
Mark Van Slyke
Roy Ellis
Julie Maki
Nichole Rush
Scott Spears
Jeanna Anderson
Bob Chandler
Joe Leckie
Vaughn Rasmussen

DBS Staff Members Present:

Chris L. Jensen, Administrator
Spencer Holm, Deputy Attorney General
Adam Bowcutt, Regional Manager, Region 3
Jerry Peterson, Energy Program Manager
Amy Kohler, Compliance Program Specialist
Renee Bryant, Administrative Assistant 2

◆ **Open Forum**

AGC Proposed Bill – Wayne Hammon, Idaho Associated General Contractors (AGC), spoke to a handout on proposed changes to Idaho Code Title 55 Chapter 22 *Underground Facilities Damage Prevention*. Incorporated into AGC's bill is language from three bills DBS entered on the Board's behalf to the 2019 legislature, as well as language written by Nancy Stricklin, Association of Idaho Cities (AIC), on service laterals. Mr. Hammon emphasized this bill will be brought before the 2019 legislative session.

Topics addressed under open forum are informational only; therefore, the Board is unable to provide feedback or take any action at meetings. It was suggested holding a special meeting to address this issue.

◆ **Approval of the January 24, 2019 Agenda**

The Chairman explained adding an item to the agenda within 48 hours of the start of a meeting requires a motion and second to amend the agenda, a good faith reason why the item

was not included in the original agenda, and a vote adopting the amended agenda. The good faith reason why the item was not included in the original agenda is DBS was not aware action item 4 *Revision to Statutory Proposal--RS26445* would need to be addressed by the Board until less than 48 hours before the commencement of the meeting.

When asked, the Division did not have supporting documentation for the action item; however, the language in Idaho Code § 55-2205(3) was included in the draft bill provided by Mr. Hammon.

MOTION: Scott Spears made a motion to adopt the amended agenda with the explanation that DBS was not aware of this legislative change until within the last 48 hours. Joe Leckie seconded. All in favor, motion carried.

◆ **Approval of the December 17, 2018 Special Draft and November 29, 2018 Draft Meeting Minutes**

MOTION: Bob Chandler made a motion to accept the minutes from the December 17, 2018 special meeting and November 29, 2018 regular meeting. Vaughn Rasmussen seconded. All in favor, motion carried.

When an agenda is revised it is posted on the Division's website. At the request of Board Member Vaughn Rasmussen, future revised agendas will be included in the packet on the website as well.

◆ **Administrative Appeal Hearing**

Knife River--DAM1810-0014 – Jesse Rosin represented Knife River, Compliance Program Specialist Amy Kohler represented DBS, Terry Harpt represented Intermountain Gas, and Deputy Attorney General Spencer Holm was the facilitator. With no objection from Mr. Rosen, the Chairman approved the introduction of Exhibits A through L into the record. All parties were sworn in and provided testimony to DAM1810-0014, violation of IDAPA 07.10.01.020.01.h *Precautions to Avoid Damage*. Knife River did not dispute the violation; however, was appealing the \$5,000 civil penalty. When asked, Mr. Rosen expressed \$1,000 to \$1,500 would be a reasonable value for the fine.

MOTION: Roy Ellis made a motion to assess the fine at \$2,000 rather than \$5,000. Motion died for lack of a second.

MOTION: Bob Chandler made a motion to assess the fine at \$3,500. Vaughn Rasmussen seconded. Eight ayes, two nays, motion carried.

The Deputy Attorney General explained the rights of Knife River, and the Division will refund \$1,500 of the penalty fee.

ACTION: The Deputy Attorney General will generate a Final Order on Appeal for the Chairman's signature and provide a signed copy to Knife River.

Mountain Valley Construction--DAM1810-0041 – Jody Butler represented Mountain Valley Construction, Compliance Program Specialist Amy Kohler represented DBS, Terry Harpt represented Intermountain Gas, and Deputy Attorney General Spencer Holm was the facilitator. With no objection from Mr. Butler, the Chairman approved the introduction of Exhibits A through L into the record. With no objection from Ms. Kohler, the Chairman approved the introduction of Exhibit 1 into the record. All parties were sworn in and provided testimony to DAM1810-0041, violation of IDAPA 07.10.01.020.01.h *Precautions to Avoid Damage*.

MOTION: Nichole Rush made a motion to uphold the appeal. Roy Ellis seconded. Nine ayes and one nay, motion carried.

The Deputy Attorney General explained the rights of Mountain Valley Construction, and the Division will refund the \$200 penalty fee.

ACTION: The Deputy Attorney General will generate a Final Order on Appeal for the Chairman’s signature and provide a signed copy to Mountain Valley Construction.

Mickelsen Construction--DAM1810-0021 – Robbie Austin represented Mickelsen Construction, Compliance Program Specialist Amy Kohler represented DBS, Terry Harpt represented Intermountain Gas, and Deputy Attorney General Spencer Holm was the facilitator. With no objection from Mr. Austin, the Chairman approved the introduction of Exhibits A through N into the record. With no objection from Ms. Kohler, the Chairman approved the introduction of Exhibits 1 through 3 into the record. All parties were sworn in and provided testimony to DAM1810-0021, violation of IDAPA 07.10.01.020.01.e *Failure to Wait for Locate or Maintain Markings*.

MOTION: Jerry Piper made a motion to uphold DBS’s ruling of the violation. Bob Chandler seconded. All in favor, motion carried.

The Deputy Attorney General explained the rights of Mickelsen Construction.

ACTION: The Deputy Attorney General will generate a Final Order on Appeal for the Chairman’s signature and provide a signed copy to Mickelsen Construction.

◆ **Revision to Statutory Proposal--RS26449**

Recently, DBS went before the Senate Commerce and Human Resources Committee for a print hearing on RS26449 (Idaho Code § 54-2211). The committee had one suggestion, change the word “may” to “shall” in the following sentence, “If the administrator ~~recommends the imposition of~~ imposes training, ~~or~~ a civil penalty, or both, the violator ~~may~~ shall complete the training, ~~or~~ pay the fine to the board upon receipt of such notice, or both.”

For consistency within the code, changes were made that a violator with a second violation could receive a civil penalty and training as well.

MOTION: Jerry Piper made a motion to approve the changes as presented. Roy Ellis seconded. All in favor, motion carried.

◆ **Revision to Statutory Proposal--RS26445**

It was reiterated language in RS26445, Idaho Code § 55-2205(3), is in the draft bill presented by Mr. Hammon.

The AIC legislative committee reviewed the proposal and authorized Linda Stricklin to explore language to clarify a city's liability as it pertains to service laterals. Article VIII Section 4 of the Idaho Constitution provides that cities/counties/other governmental entities in Idaho shall not assume the liability of another party. In most of the cities Ms. Stricklin represents, the service laterals come from the main line and is owned/operated/maintained/replaced by the property owner; therefore, they are the responsible entity. Based on the constitution, AIC is concerned about the liability to cities that do not own, maintain or operate service laterals. Ms. Stricklin proposed adding the following sentence at the end of Idaho Code § 55-2205(3): "Except underground the facility owners shall not be liable for compensation to an excavator relating to location of end users service lateral." Rather than opposing the whole concept, AIC would be supportive of cities marking laterals provided there are provisions to protect them from some liability if they do not mark as accurately as an excavator would like.

A copy of Article VIII Section 4 of the Idaho Constitution was provided to the Board.

After a lengthy discussion, Ms. Stricklin and the Board agreed to incorporate the following sentence into Idaho Code § 55-2205(3): "Nothing in this article shall be construed to impose an indemnification obligation on any public entity or to alter the liability of public entities as provided in the constitutional provision." The Deputy Attorney General offered to work with Mr. Hammon on this amendment to the statute.

MOTION: Vaughn Rasmussen made a motion to modify the Board's language in Idaho Code § 55-2205(3) to include the modification as recited by Deputy Attorney General Holm. Jerry Piper seconded. All in favor, motion carried.

Regional Manager Patrick Grace explained the process to amend the Board's proposed bill currently at the legislature. Rather than go through the amending order, Mr. Hammon recommended to go to the governor's office and ask permission to pull back the old bill and print the new bill. Another option would be for AIC to print the new bill. Chairman Diehl stated he expected DBS would look for the most effective means of moving the new proposal forward.

◆ **PHMSA Update**

There was nothing to report at this time; however, the topic will be addressed at the March meeting.

ACTION: The topic *PHMSA Update* will be placed as an informational item on the agenda for the March 14, 2019 meeting.

◆ **Education and Training Subcommittee Update**

Board Member Jeanna Anderson updated the Board on the following topics: 1) Outreach, 2) Printed educational material, 3) Advertising, and 4) DIRT report. For ease of reading, Board Member Anderson will consolidate the reports into one report; bringing a template to the March 2019 Board meeting.

As addressed at a previous meeting, Board Member Julie Maki inquired as to whether DBS had sent a letter to members of Password and Digline notifying them that they need to participate in DIRT. The Administrator offered to check into this issue. The deadline for individuals to submit their information on 2018 data to DIRT is March 31, 2019. Although the Board prefers to see quarterly reports, it is following DIRT's guidelines of a yearly report.

ACTION: The Division to verify whether a letter has been sent to members of Password and Digline regarding DIRT.

To prepare for the 2021 budget year, the Education and Training Subcommittee will bring to the March 2019 meeting a presentation on the current and projected funding, education, training and advertising recommendations, as well as associated costs. The Board must decide on what the education, training and advertising program will look like by August 31, 2019.

Board Member Mark Van Slyke stated as it gets closer to the Board's May and July meetings, the committee will bring in advertising experts to explain their programs.

◆ **Training and Industry Feedback**

This topic was addressed under *Education and Training Subcommittee Update*. A report from Energy Program Manager Jerry Peterson is in the packet.

◆ **Financial Update**

Board Member Nichole Ruch clarified, the Board has not received the first half of the PHMSA grant. At the Board's November 2018 meeting, the monies in the report were misapplied and was from the Public Utility Commission (PUC) grant. The Division has reached out to PHMSA; however, due to the federal government shutdown, has not received a reply. The remainder of the PUC grant will be made available to the Board as soon as the first half of the grant, \$22,000, is spent. The Financial Subcommittee is working on a contingency plan in the event of an economical misfortune.

◆ **Civil Penalty/Fee Schedule Adjustment**

This topic was originally addressed at the November 2018 Board meeting. Compliance Program Specialist Kohler provided a handout on the civil penalty fee structure DBS uses as a guideline.

There was confusion on the type/number of violations a homeowner can receive before the violation became monetary. Questions of concern were: 1) Is the Board going to entertain

recommendations or thoughts about aligning civil penalties to damages or aligning to gross negligence, 2) Is there any delineation based on action or is the board standing behind this, 3) Is the Board going to look at a contractor who calls in 5,000 locates a year versus a contractor that calls in 100 a year, and 4) Should the violation of the 18 months with no damages remain the same.

The Chairman stated his recollection was the statute provides parameters for civil penalties, training and monetary, as well as on repeat occurrences. In the past, the Board provided guidance to DBS, which was neither in statute or rule, to have something to go by that was in alignment with the Board's intentions. Except for the first offense, the Board did not make a distinction between homeowners, excavators or any other stakeholder.

The AGC bill was brought up once more. Unsure when the bill will be presented at the 2019 legislature, the Board agreed to hold a special meeting on February 7, 2019. The meeting will begin at 9:30 a.m. (MST)/8:30 a.m. (PST) at the Division's three offices via videoconference, as well as teleconference. The Board will discuss and vote to support or oppose the Idaho Associated General Contractors Draft Bill, as well as review the civil penalty fee structure. The Deputy Attorney General offered to provide the Board's proposed language to compare with the language brought forth by Mr. Hammon.

◆ **Compliance Report**

Reports – Compliance Program Specialist Amy Kohler addressed the following reports: 1) DBS Stats as of 1/15/2019, 2) DPB NOV Trend, and 3) DAM% NOV Activity by Date. Chairman Diehl further explained the reason behind the new DPB NOV Trend report.

DBS's Collection Process – The Compliance Program Specialist continued to explain the Division's collection process. A question arose as to whether the Division can send a complaint to the Idaho Bureau of Occupational License for investigation and possible revoking of a contractor's registration if fines are not paid. In addition, can the Division rescind a Public Works license. Chairman Diehl asked, and DAG Holm offered, to research this issue; bringing a response to the March 2019 Board meeting.

ACTION: The Deputy Attorney General will explore the issue of revoking a license from within the agency or other agency if an individual does not pay the fines assessed by the Damage Prevention Board.

ACTION: The topic *Revoking a License for Unpaid Fines* will be placed as an informational item on the agenda for the March 14, 2019 meeting.

Board Member Mark Van Slyke suggested as the Board prepares for its next PHMSA audit, a new trending report depicting historical data on the reduction of damages and information from DIRT would be an asset to the Board.

◆ **Administrator Report**

Budget – On January 18, 2019, the Division presented its Fiscal Year 2020 budget before the Joint Finance-Appropriations Committee.

Construction – Building in Idaho remains very good with no foreseeable downtrends any time soon.

◆ **Adjournment**

Chairperson Diehl adjourned the meeting at 3:15 p.m.

JEFFREY DIEHL, CHAIRMAN
DAMAGE PREVENTION BOARD

CHRIS L. JENSEN, ADMINISTRATOR
DIVISION OF BUILDING SAFETY

DATE

DATE

*These DRAFT minutes are subject to possible correction and final approval by the Damage Prevention Board. 02/13/2019rb

**DAMAGE PREVENTION BOARD
SPECIAL VIDEOCONFERENCE MEETING**

Thursday – February 7, 2019 – 9:30 a.m. (MST)

**Division of Building Safety
1090 East Watertower Street, Suite 150, Meridian
1250 Ironwood Drive, Suite 220, Coeur d'Alene
2055 Garrett Way, Building 1, Suite 4, Pocatello**

***DRAFT MINUTES OF THE FEBRUARY 7, 2019 MEETING**

NOTE: The following report is not a verbatim transcript of the discussions at the meeting; however, it is intended to record the significant features of those discussions.

Chairman Jeffrey Diehl called the special meeting to order at 9:30 a.m. (MST)

Board Members Present:

Jeffrey Diehl, Chairman
Jerry Piper, Vice-Chairman
Julie Maki
Nichole Rush
Mark Van Slyke
Bob Chandler
Scott Spears
Jeanna Anderson (Teleconference)
Roy Ellis (Teleconference)
Vaughn Rasmussen (Pocatello)

DBS Staff Members Present:

Ron Whitney, Deputy Administrator
Spencer Holm, Deputy Attorney General
Larry Jeffres, Regional Manager, Region 1
Patrick J. Grace, Regional Manager, Region 2
Adam Bowcutt, Regional Manager, Region 3
Amy Kohler, Compliance Program Specialist
Renee Bryant, Administrative Assistant 2

◆ **Vote to Accept Civil Penalty Fee Structure as Official Policy**

Chairman Diehl provided the background on the creation of the civil penalty fee structure. With the encouragement of the Associated General Contractors (AGC), the Board was asked to consider adopting the fee structure as an official board policy. There will be no changes to the statute or rules, and all parties will be able to view, understand how it progresses, and what the criteria is for the assessment of the different fine values.

MOTION: Nichole Rush made a motion to accept the civil penalty fee schedule as presented. Mark Van Slyke seconded. All in favor, motion carried.

◆ **Vote to Support or Oppose the Idaho Associated General Contractors Draft Bill**

At the January 2019 Board meeting, Mr. Hammon, AGC, shared proposed legislation in Open Forum. Since the topic was not an action item nor informational agenda item, the Board was advised to review and consider the language; however, reframe from comments or discussion.

The AGC, chairman and DBS staff have met since the January meeting, and in the board packet is an updated AGC draft proposal. Outlined in red are the AGC's changes and in blue are changes the Board submitted in August 2018 for consideration at the 2019 legislative session. In addition, the AGC has withdrawn its language for bill consideration, and does not intend to submit any legislative request beyond what the Board, through DBS, has already submitted.

The topic *Vote to Support or Oppose the Idaho Associated General Contractors Draft Bill* is an action agenda item; therefore, as a formality, the Board needs to take a position. As a reminder, the intention of the Board is to drive down damages and create equal opportunity for all stakeholders to contribute to that objective. Based on process, the Chairman opposed the language, stating while there may be some substantive information in the proposal, it is important to continue to rely on the Board's habits and best practices of cooperating, collaborating and thoroughly vetting all information, and the Board simply has not had an opportunity to do that at this time.

MOTION: Bob Chandler made a motion to not support the AGC's proposed legislation. Jerry Piper seconded. All in favor, motion carried.

◆ **Old/New Business**

Criteria for Reviewing Complaints – Based on a meeting with the AGC, the fact that the violation “Precautions to Avoid Damage” is a subjective fact driven violation, and is currently the number one complaint, the Division will create a new checklist for use in the complaint process.

Board Members Mark Van Slyke, Nichole Rush and Jeanna Anderson, as well as Chairman Diehl are interested in participating in the creation of the checklist. Regional Manager Patrick Grace stated the Division will start with the basic level of criteria; i.e., did you call, did you wait, did you maintain the lines, did you hand dig, etc. The Chairman asked, and Regional Manager Grace agreed, to bring to the March 14, 2019 Board meeting four or five basic criteria the Division would like to institute from a complaint review position.

ACTION: The Regional Manager will provide basic criteria for possible use in the complaint process at the March 2019 Board meeting.

ACTION: The topic *Criteria for Reviewing Complaints* will be addressed at the March 14, 2019 Board meeting as an informational item.

National Safe Digging Month – Board Member Van Slyke reminded DBS that April is National Safe Digging Month. It is his hope that DBS is in communication with the Governor and he will, by proclamation, recognize April as Safe Digging Month.

Grants – Deputy Administrator Ron Whitney stated as of today, February 7, 2019, the Board has received funding from the PHMSA and PUC grants. The monies will help fund a new full-time position to help with the complaint process, as well as the training program.

◆ **Adjournment**

Chairperson Diehl adjourned the meeting at 10:02 a.m.

JEFFREY DIEHL, CHAIRMAN
DAMAGE PREVENTION BOARD

RON WHITNEY, DEPUTY ADMINISTRATOR
DIVISION OF BUILDING SAFETY

DATE

DATE

*These DRAFT minutes are subject to possible correction and final approval by the Damage Prevention Board. 02/08/2019rb

DAMAGE PREVENTION BOARD

Agenda Item No. 02a Intermountain Gas Company – DAM1812-0012

PRESENTER: Amy Kohler, Compliance Program Specialist

OBJECTIVE: Administer a ruling on Intermountain Gas Company – DAM1812-0012

ACTION: Affirm or reject the imposed penalty.

BACKGROUND: The Notice of Violation was issued based upon a proposed violation to IDAPA 07.10.01.20.01.d “Failure to Locate or Mark”.

PROCEDURAL HISTORY:

ATTACHMENTS: Documentation from Intermountain Gas Company and DBS



DAMAGE PREVENTION BOARD

Agenda Item No. 02b

Fine Dirt Excavating – DAM1811-0019

PRESENTER: Amy Kohler, Compliance Program Specialist

OBJECTIVE: Administer a ruling on Fine Dirt Excavating – DAM1811-0019

ACTION: Affirm or reject the imposed penalty.

BACKGROUND: The Notice of Violation was issued based upon a proposed violation to IDAPA 07.10.01.20.01.h “Precautions to Avoid Damage”.

**PROCEDURAL
HISTORY:**

ATTACHMENTS: Documentation from Fine Dirt Excavating and DBS



DAMAGE PREVENTION BOARD

Agenda Item No. 02c King Concrete Construction, LLC – DAM1810-0029

PRESENTER: Amy Kohler, Compliance Program Specialist

OBJECTIVE: Administer a ruling on King Concrete Construction, LLC – DAM1810-0029

ACTION: Affirm or reject the imposed penalties.

BACKGROUND: The Notice of Violation was issued based upon a proposed violation to IDAPA 07.10.01.20.01.e “Failure to Wait for Locate or Maintain Markings”.

**PROCEDURAL
HISTORY:**

ATTACHMENTS: Documentation from King Concrete Construction, LLC and DBS



DAMAGE PREVENTION BOARD

Agenda Item No. 02d King Concrete Construction, LLC – DAM1810-0010

PRESENTER: Amy Kohler, Compliance Program Specialist

OBJECTIVE: Administer a ruling on King Concrete Construction, LLC – DAM1810-0010

ACTION: Affirm or reject the imposed penalties.

BACKGROUND: The Notice of Violation was issued based upon proposed violations to IDAPA 07.10.01.20.01.f “Failure to Cease Excavation or Report Unidentified Facilities” and IDAPA 07.10.01.20.01.h Precautions to Avoid Damage”.

**PROCEDURAL
HISTORY:**

ATTACHMENTS: Documentation from King Concrete Construction, LLC and DBS



DAMAGE PREVENTION BOARD

Agenda Item No. 03

Participation in 811 One Call Service

PRESENTER: Nestor Fernandez, Idaho Transportation Department

OBJECTIVE: The Idaho Transportation Department participate in the 811 One Call service.

ACTION: Informational

BACKGROUND: At the Damage Prevention Board's November 29, 2018 meeting, Deputy Administrator Ron Whitney and Regional Manager Patrick J. Grace summarized the November 6, 2018 meeting with Nestor Fernandez and Barbara Waite of the Idaho Transportation Department (ITD). The Board expressed its appreciation for the willingness of Mr. Fernandez and Ms. Waite to participate in an open discussion at the Board's January 2019 meeting. There were three specific discussion items the Board felt would be appropriate to start the conversation. 1) What is the rationale for ITD not participating in the 811 One Call service, 2) Complications with "adequacy" determination from PHMSA when a state agency is not participating, and 3) What are the complications administering the program through ITD's district offices.

With the holidays, Mr. Fernandez found it difficult to connect internally with staff to gather pertinent information for the January 2019 meeting; therefore, requested to reschedule for the next meeting beyond January.

PROCEDURAL HISTORY:

ATTACHMENTS: No Documentation



DAMAGE PREVENTION BOARD

Agenda Item No. 04

Volume Based Considerations

PRESENTER: Jeffrey Diehl, Chairman and Bob Chandler, Board Member

OBJECTIVE:

ACTION: Informational

BACKGROUND: As brought forth by the Association of General Contractors, various stakeholders are concerned the current statutes and rules do not contemplate high volumes of work. Some stakeholders have very minimal volume and some stakeholders perform a high volume of work and there is current no distinction between the two ends of the spectrum. The Board will work to resolve these concerns.

PROCEDURAL HISTORY:

ATTACHMENTS: No Documentation



DAMAGE PREVENTION BOARD

Agenda Item No. 05

PHMSA Update

PRESENTER: Patrick J. Grace, Regional Manager

OBJECTIVE: Address areas of improvement.

ACTION: Informational

BACKGROUND: **September 2018** – Regional Manager Patrick Grace updated the board on the PHMSA evaluation the state of Idaho received. The score of that evaluation was 191 out of 258. That is considered an adequate score. Mark Van Slyke, Patrick Grace and David Applebaum held a meeting on November 15th, 2018. Patrick Grace provided a handout for PHMSA compliance. David Applebaum is looking for information on exemptions from the board, that information will be provided through the Deputy Attorney General’s office. There was a note that the state of Idaho did reduce damages from 8.1 per 1000 to 8.3 per 1000. The goal is to continue to work towards reduce damages to less than 2.0 per 1000. Regional Manager Grace will address areas of improvement on the January 24, 2019 meeting agenda.

January 2019 – There was nothing to report at this time; however, the topic will be addressed at the March meeting.

PROCEDURAL HISTORY:

ATTACHMENTS: No Documentation



DAMAGE PREVENTION BOARD

Agenda Item No. 06 Education & Training Subcommittee Update

PRESENTER: Jeanna Anderson, Board Member

OBJECTIVE: Update the Board on the DPB E & T Subcommittee Activities.

ACTION: Informational

BACKGROUND: November 2018 – Board Member Jeanna Anderson updated the Board on the processes the committee has been doing for training, as well as the future goal for ease of training. She discusses the outreach programs they have been working on with Jerry Peterson. The homeowner handbooks and digline brochures are printed for the year. Her concern is how citizens are getting access to training, where and how to reach out to provide the training. She discusses advertising concerns and shares Mike Rowe Initiative with the National Excavator Initiative. Her concern is that the board will be unable to utilize funds for advertising in the FY2019, so she would like to discuss getting funds together for advertising in FY 2020/2021. Board Member Anderson will send links to the board for them to view the videos she referenced. Chairperson Diehl requested clarification on if the \$100,000 advertising budget included distribution or was to purchase the content. Board Member Anderson will look further into this topic.

January 2019 – Board Member Jeanna Anderson updated the Board on the following topics: 1) Outreach, 2) Printed educational material, 3) Advertising, and 4) DIRT report. A template; consolidating all reports into one will be presented at the March 2019 Board meeting. Board Member Julie Maki inquired as to whether DBS had sent a letter to members of Password and Digline; notifying them they need to participate in DIRT. Although the Board prefers to see quarterly reports, it is following DIRT’s guidelines of a yearly report. To prepare for the 2021 budget year, the Subcommittee will bring to the March 2019 meeting a presentation on the current and projected funding, education, training and advertising recommendations, as well as associated costs. The Board must decide on what the education, training and advertising program will look like by August 31, 2019. Board Member Mark Van Slyke stated as it gets closer to the Board’s May and July meetings, the committee will bring in advertising experts to explain their programs.

ATTACHMENTS: ET Subcommittee DPB Report



Education and Training Bullet Point Notes for Damage Prevention Board Packet 3/14:

REPORTING:

DIRT Report – Annual

- DBS will supply board members with options for report output details so we can choose what data needs to be reported (see handout on report headers)
 - DIRT report options are vast. We will need to identify what we want on the report
- DBS will run the *annual* report after the 3/31 deadline to input damages.
 - Identify # of damages per 1000 Digline tickets to determine improvements
 - Collaborate with Digline to obtain # of tickets per reporting time frame
- DBS will supply DIRT report to the board in addition to annual Digline ticket count
- DBS will review DIRT report *quarterly* to identify any new data entered throughout the year
 - Currently quarterly data would be incomplete data

Training Outreach Report – Each Board Meeting

- Jerry will supply a simple report outlining snapshot of how many trainings were held and total in attendance
 - This report will capture information by month on an ongoing basis
 - More detailed information on these trainings can be supplied as supporting information
- Jerry will also supply total number of online training completed
 - This report will capture information by month on an ongoing basis
- These two snapshot reports will be consolidated to one form

ADVERTISING:

Current Funding and Projected Funding (Handout)

IG Flowchart (Handout)

NEI (National Excavator Initiative) – Lindsay will attend the meeting and will present details

DAMAGE PREVENTION BOARD

Agenda Item No. 07

Training and Industrial Feedback

PRESENTER: Jerry Peterson, Energy Program Manager

OBJECTIVE: Update the Board with feedback from the industry regarding underground facilities.

ACTION: Informational

BACKGROUND: November 2018 – Program Manager Jerry Peterson presented on his trainings across the state. He updated that the online course is available and comes highly recommended from Board Member Rush. Mr. Peterson further presented on the completion of the printing of the handouts and how there have been requests to print it in Spanish. He further discussed the eight trainings he provided since the September board meeting. Manager Peterson shared his experiences with companies on their concerns with locate tickets. The law does not require the locate ticket to be onsite. He has been encouraging those who attend training to ensure that a copy of the locate ticket is available at the job site. Program Manager Peterson provided the Board with his recent fliers for trainings. Manager Peterson is looking into providing monthly training at DBS. He shared his concern with the issue of sewer laterals, which Deputy Attorney General Spencer Holm stated draft language on sewer laterals are going to the 2019 legislature session. Board Member When asked, Amy Kohler, Compliance Program Supervisor answered, proposed or pending rules and legislature are not on the Damage Prevention Board website; however, are available on the DBS website. Ms. Kohler will investigate adding a link to the Damage Prevention Board website. Jerry Peterson and Patrick J. Grace, Regional Manager, will provide a .PDF copy of the proposed rules and changes. In addition, Program Manager Peterson is looking to have an active contact list for trainings that is divisible by regional area and area of expertise.

ATTACHMENTS: Report



Idaho Damage Prevention Training Report

Damage Prevention Board Meeting 03/14/2019

Title: February 2019 DBS Training Report

From: Jerry Peterson, Energy Program Manager
Jamie Buckingham, Energy Program Assistant

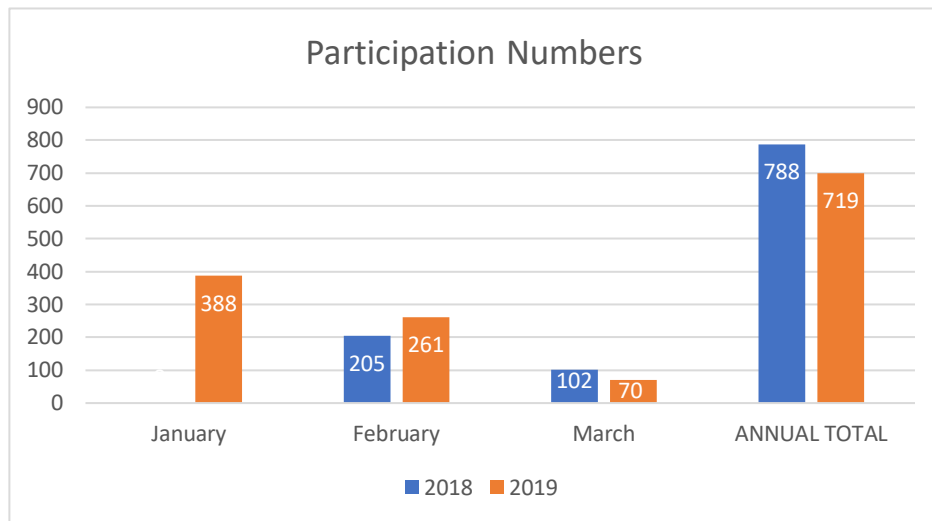
Attachments:

1. January 2019 Damage Prevention Training Schedule
2. February 2019 Damage Prevention Training Schedule
3. March 2019 Damage Prevention Training Schedule

Additional Updates:

- ACHD Meeting
 - Discussed bringing Damage Prevention Training to ACHD employees in the near future.
 - Provided overview and example of Power Point presentations.
 - Follow up scheduled in the coming weeks.
- NUCA Meeting Feb. 13th
 - Jerry Peterson completed the WA Dig Safe Certification Class
 - Ongoing discussions with NUCA regarding potential benefits for Idaho excavators

Summary:



Please direct comments or questions to:



Jerry Peterson
Energy Programs Manager
State of Idaho; Division of Building Safety
jerry.peterson@dbs.idaho.gov

January 2019 Damage Prevention Training Schedule

Date	Region	Designation	Class/ Event	Duration	Audience	Participants	Venue
1/3/2019	SR	Urban	East Idaho Contractors	1 hours	Builders Contractors Tradespeople	36	Idaho Falls City Council 680 Park Ave
1/11/2019	HD	Urban	Requested Training	1 hour	Contractors Excavators	10	Stanley Associates, Inc 2343 Addison Ave E Twin Falls, ID
1/23/2018		Urban	2019 IEUCC Contractors Breakfast	2.5 hours	Contractors Excavators	133	Center Place Regional Event Center 2426 N. Discovery Pl. Spokane Valley, WA
1/24/2019	BSPSI	Urban	IGWA Annual Conventio	1 hour	Well Drillers	44	JUMP 1000 W. Myrtle St. Boise, ID
1/30/2019	BSPSI	Urban	Irrigation Districts Annual Safety Meeting	1 hour	Irrigation Workers	100	Elks Lodge 1015 N. Kimball Ave. Caldwell, ID
1/30/2019	BSPSI	Urban	2019 Safety Kick-Off	1 hour	Knife River Pipeline Excavators	60	AGC Building 1649 W. Shoreline Dr. Boise, ID
In Person:							383
Online:							5
TOTAL:							388

February 2019 Damage Prevention Training Schedule

Date	Region	Designation	Class	Duration	Audience	Participants	Venue
2/6/2019 SR	Urban	2019 Installer Course: Underground Utility	1.5 hour	Septic Installers	73	Eastern Idaho Public Health 1250 Hollipark Dr. Idaho Falls, ID	
2/7/2019 SR	Urban	2019 Installer Course: Underground Utility	1.5 hour	Septic Installers	23	Eastern Idaho Public Health 1250 Hollipark Dr. Idaho Falls, ID	
2/13/2019	Urban	NUCA Panel	2 hours	NUCA Members Contractors	14	10502 E. Sprague Ave Spokane Valley, WA	
2/27/2019 SR	Urban	UCC Contractor Breakfast	2 hours	Contractors Excavators	130	911 N. 7th Ave Pocatello, ID	
2/28/2019 SR	Rural	Dig Line Safety	1 hour	Excavators	9	Gale Lim Construction 301 N. 700 W. Blackfoot, ID	
In Person:							249
Online:							12
TOTAL:							261

March 2019 Damage Prevention Training Schedule

Date	Region	Designation	Class/ Event	Duration	Audience	Participants	Venue
3/5/2019 SR	Rural		Requested Training	1 hour	Excavators	23	Mickelsen Construction 76 N. 550 W. Blackfoot, ID
3/6/2019 SR	Urban		IGWA CEC Workshop	1 hour	Well Drillers	47	Clarion Inn 1399 Bench Rd. Pocatello, ID
3/12/2019 BSPSI	Urban				Intermountain Gas	UPCOMING	555 S. Cole Rd. Boise, ID

In Person:

70

Online:

TOTAL:

DAMAGE PREVENTION BOARD

Agenda Item No. 08

Financial Update

PRESENTER: Nichole Rush, Board Member

OBJECTIVE: Update the Board with any feedback from the industry regarding underground facilities.

ACTION: Informational

BACKGROUND: November 2018 – Board Member Nichole Rush and Deputy Administrator presented a spreadsheet of the DPB financial status. With the budgeted projection, the Board will be aligning with spending authority. Further presented was the funds from the PHMSA grants and violation fines. Violation fines are only authorized to be spent on training and education. To date, the Board has received half of the PHMSA grant with the goal of filing for the next half in March of 2019. The PUC grant monies must be spent before the end of the 2019 fiscal year. The Board received a donation from Intermountain Gas in September 2018 towards printing handbooks and manuals. Chairperson requests Deputy Administrator to extend the financial report to FY2021 in January 2019 meeting.

January 2019 – Board Member Nichole Ruch clarified, the Board has not received the first half of the PHMSA grant. At the Board’s November 2018 meeting, the monies in the report were misapplied and was from the Public Utility Commission (PUC) grant. The Division has reached out to PHMSA; however, due to the federal government shutdown, has not received a reply. The remainder of the PUC grant will be made available to the Board as soon as the first half of the grant, \$22,000, is spent. The Financial Subcommittee is working on a contingency plan in the event of an economical misfortune.

ATTACHMENTS: Financial Report





Division of Building Safety
UNDERGROUND FACILITIES DAMAGE PREVENTION
 Fiscal Year 2019 Financial Statements
 As of 01/31/2019

Statement of Revenues and Expenditures - 0229-27 Dedicated Fund

Class	Budget	Fiscal Year To Date	YTD as a % of Budget	Remaining Budget	Projected for Remainder of Year	Projected Year End Totals	Projected Total as a % of Budget
Revenues:	71,100	166,595	234%	(95,495)	(113,094)	53,501	75%
Expenditures							
Personnel:	58,500	27,677	47%	30,823	20,296	47,973	82%
Operating:	12,600	15,244	121%	(2,644)	(4,234)	11,010	87%
Capital:	-	-	0%	-	-	-	0%
Total Expenditures	71,100	42,921	60%	28,179	16,062	58,983	83%
Net for FY 2019	-	123,675			(129,156)	(5,482)	

Statement of Cash Balance - 0229-27 Dedicated Fund

July 1, 2018 Beginning Cash Available	Fiscal Year to Date Revenues	Fiscal Year to Date Expenditures and Encumbrances	Other Changes in Cash	Available Cash as of January 31, 2019	Projected Change in Cash for Remainder of Year	Projected Year End Available Cash
5,684	166,595	42,921	337	129,695	(129,156)	539

Statement of Revenues and Expenditures - 0348-00 Federal Grant (State Damage Prevention Program Grant - 2016)

Class	Budget	Fiscal Year To Date	YTD as a % of Budget	Remaining Budget	Projected for Remainder of Year	Projected Year End Totals	Projected Total as a % of Budget
Revenues:	-	-	0%	-	#DIV/0!	#DIV/0!	0%
Expenditures							
Personnel:	-	-	0%	-	#DIV/0!	#DIV/0!	0%
Operating:	-	-	0%	-	#DIV/0!	#DIV/0!	0%
Capital:	-	-	0%	-	-	-	0%
Total Expenditures	-	-	0%	-	#DIV/0!	#DIV/0!	0%
Net for FY 2019	-	-			#DIV/0!	#DIV/0!	

Statement of Cash Balance - 0348-00 Federal Grant (State Damage Prevention Program Grant - 2016)

July 1, 2018 Beginning Cash Available	Fiscal Year to Date Revenues	Fiscal Year to Date Expenditures and Encumbrances	Other Changes in Cash	Available Cash as of January 31, 2019	Projected Change in Cash for Remainder of Year	Projected Year End Available Cash
-	-	-	-	-	#DIV/0!	#DIV/0!

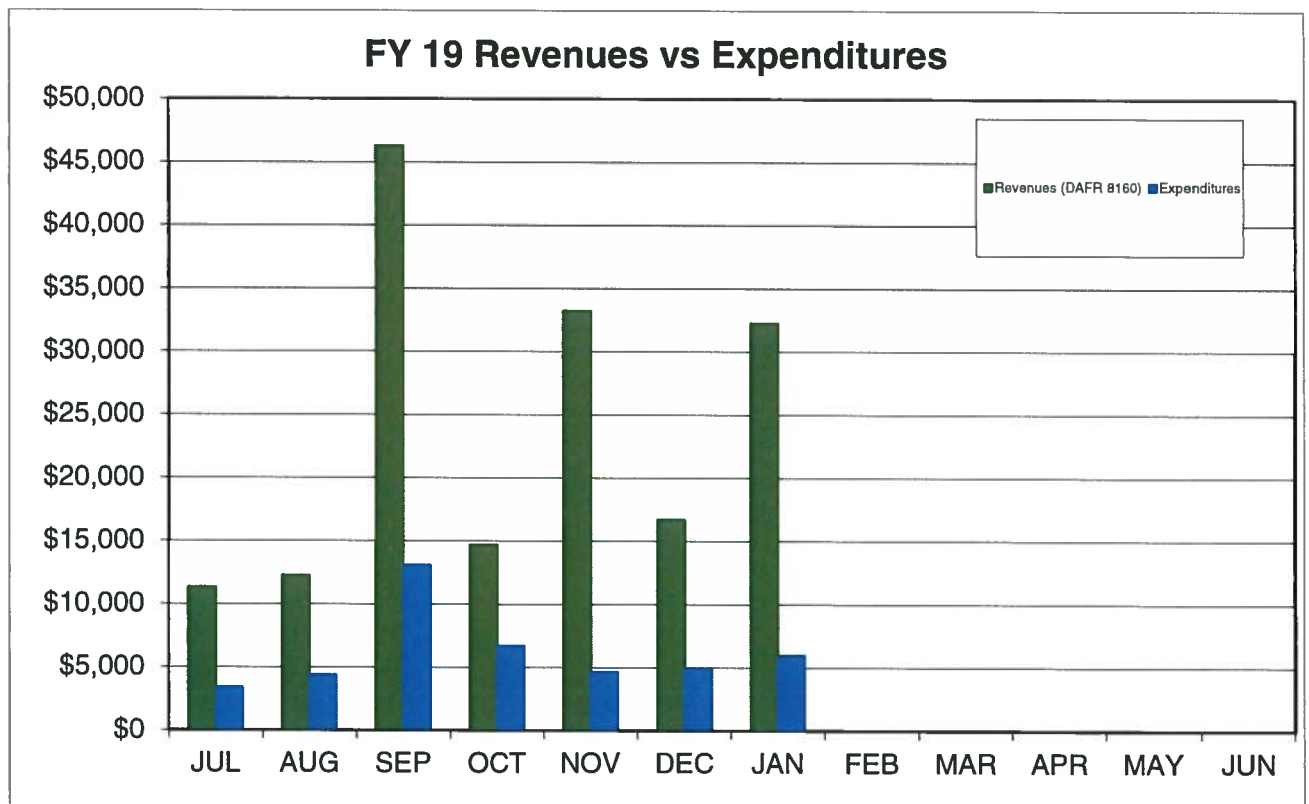
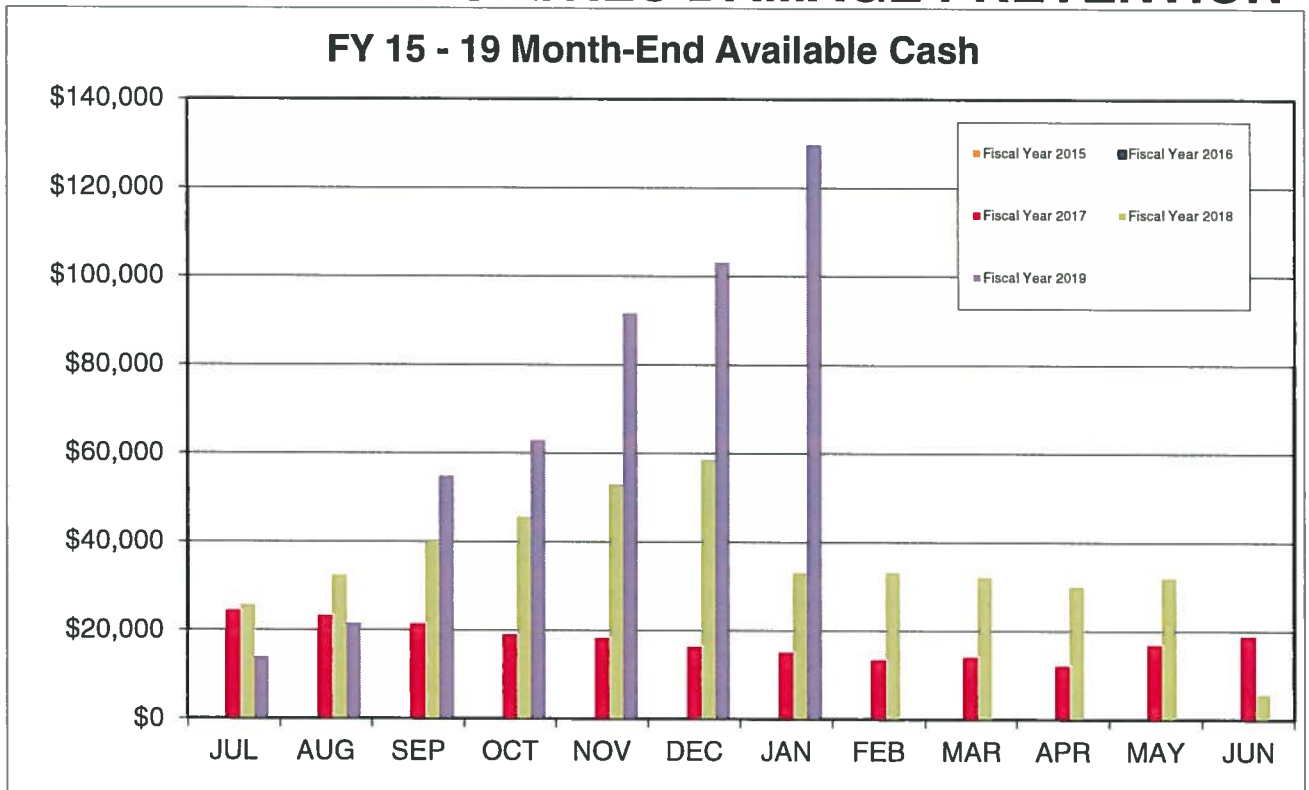
Statement of Revenues and Expenditures - 0348-00 Federal Grant (State Damage Prevention Program Grant - 2018)

Class	Budget	Fiscal Year To Date	YTD as a % of Budget	Remaining Budget	Projected for Remainder of Year	Projected Year End Totals	Projected Total as a % of Budget
Revenues:	-	21,377	0%	(21,377)	203,623	225,000	0%
Expenditures							
Personnel:	-	30,491	0%	(30,491)	#DIV/0!	#DIV/0!	0%
Operating:	-	532	0%	(532)	223,482	224,013	0%
Capital:	-	-	0%	-	-	-	0%
Total Expenditures	-	31,022	0%	(31,022)	#DIV/0!	#DIV/0!	0%
Net for FY 2019	-	(9,645)			#DIV/0!	#DIV/0!	

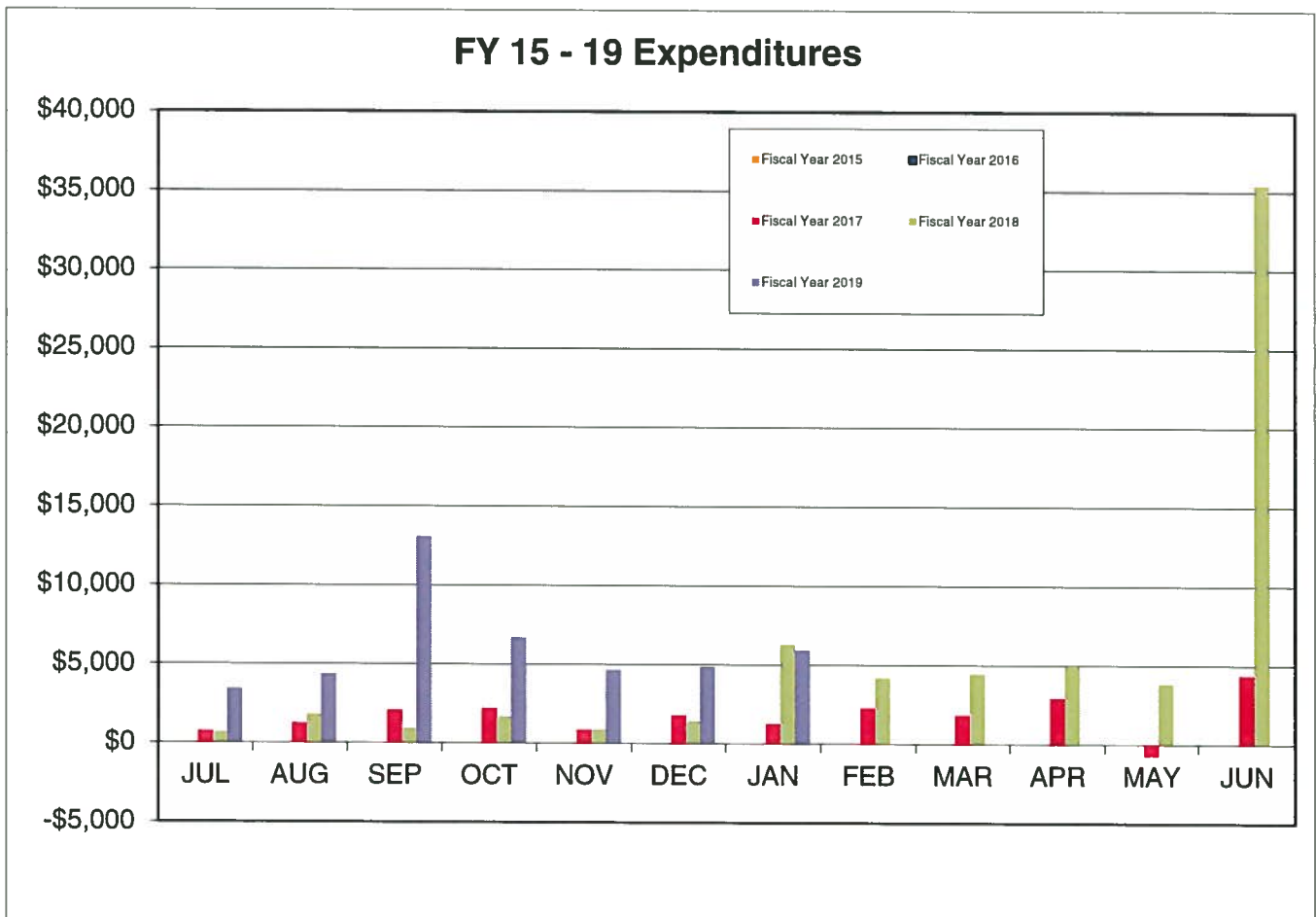
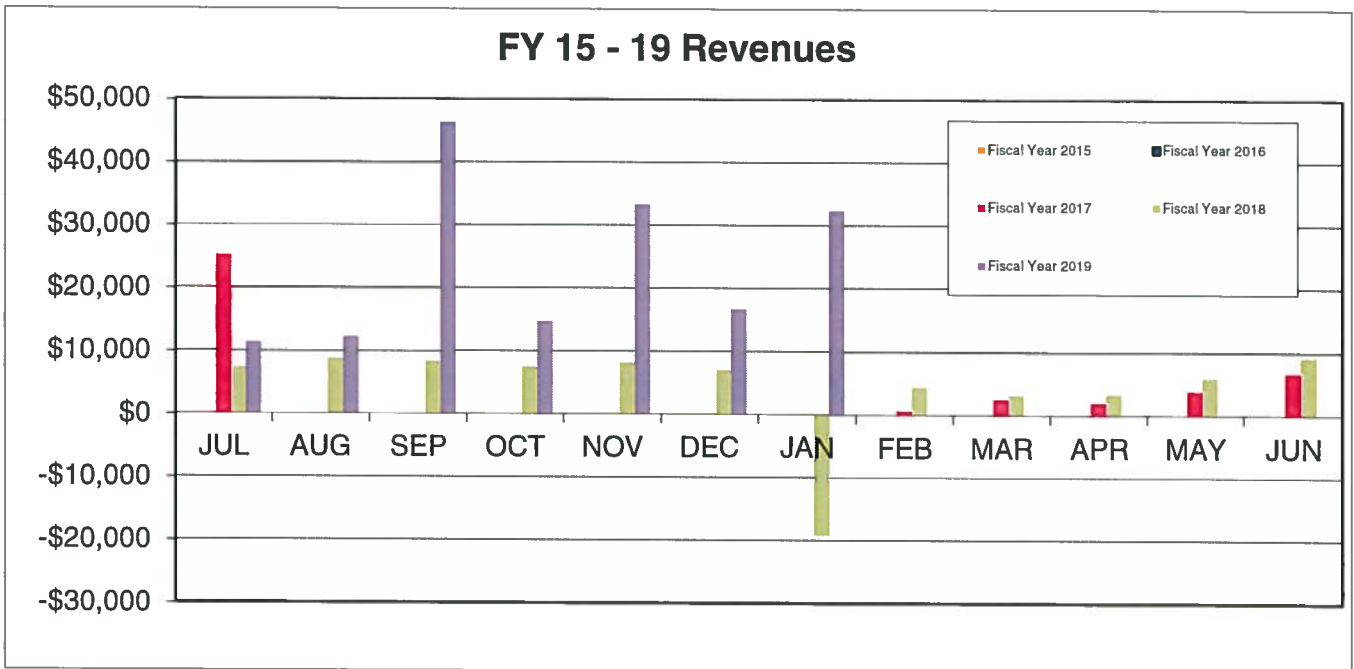
Statement of Cash Balance - 0348-00 Federal Grant (State Damage Prevention Program Grant - 2018)

July 1, 2018 Beginning Cash Available	Fiscal Year to Date Revenues	Fiscal Year to Date Expenditures and Encumbrances	Other Changes in Cash	Available Cash as of January 31, 2019	Projected Change in Cash for Remainder of Year	Projected Year End Available Cash
-	21,377	31,022	22,317	12,672	#DIV/0!	#DIV/0!

UNDERGROUND FACILITIES DAMAGE PREVENTION



UNDERGROUND FACILITIES DAMAGE PREVENTION



DAMAGE PREVENTION BOARD

Agenda Item No. 09 Seeking Revocation of a License for Unpaid Fines

PRESENTER: Spencer Holm, Deputy Attorney General

OBJECTIVE: Determine if the Board can seek revocation of a public works license or building contractor registration if fines assessed by the Board are not paid.

ACTION: Informational

BACKGROUND: January 2019 – The Compliance Program Specialist continued to explain the Division’s collection process. A question arose as to whether the Division can send a complaint to the Idaho Bureau of Occupational License for investigation and possible revoking of a contractor’s registration if fines are not paid. In addition, can the Division rescind a Public Works license. Chairman Diehl asked, and DAG Holm offered, to research this issue; bringing a response to the March 2019 Board meeting.

ATTACHMENTS: No Documentation



DAMAGE PREVENTION BOARD

Agenda Item No. 10

Criteria for Reviewing Complaints

PRESENTER: Patrick J. Grace, Regional Manager

OBJECTIVE: Create basic criteria for use in the complaint process.

ACTION: Informational

BACKGROUND: **February 2019** – Based on a meeting with the AGC, the fact that the violation “Precautions to Avoid Damage” may at times be a more subjective and fact-driven violation, and is currently the number one complaint the DBS receives, the Division will create a new checklist for use in the complaint process. Board Members Mark Van Slyke, Nichole Rush and Jeanna Anderson, as well as Chairman Diehl are interested in participating in the creation of the checklist. Regional Manager Patrick Grace stated the Division will start with the basic level of criteria; i.e., did you call, did you wait, did you maintain the lines, did you hand dig, etc. The Chairman asked, and Regional Manager Grace agreed, to bring to the March 14, 2019 Board meeting four or five basic criteria the Division would like to institute from a complaint review position.

ATTACHMENTS: No Documentation



DAMAGE PREVENTION BOARD

Agenda Item No. 11

Compliance Report

PRESENTER: Amy Kohler, Compliance Program Specialist

OBJECTIVE: Update the Board on the Damage Prevention Program's current compliance issues.

ACTION: Informational

BACKGROUND: This topic is addressed at all regularly scheduled Damage Prevention Board meetings.

PROCEDURAL HISTORY:

ATTACHMENTS: DPB Stats and NOV Activity by Date Reports



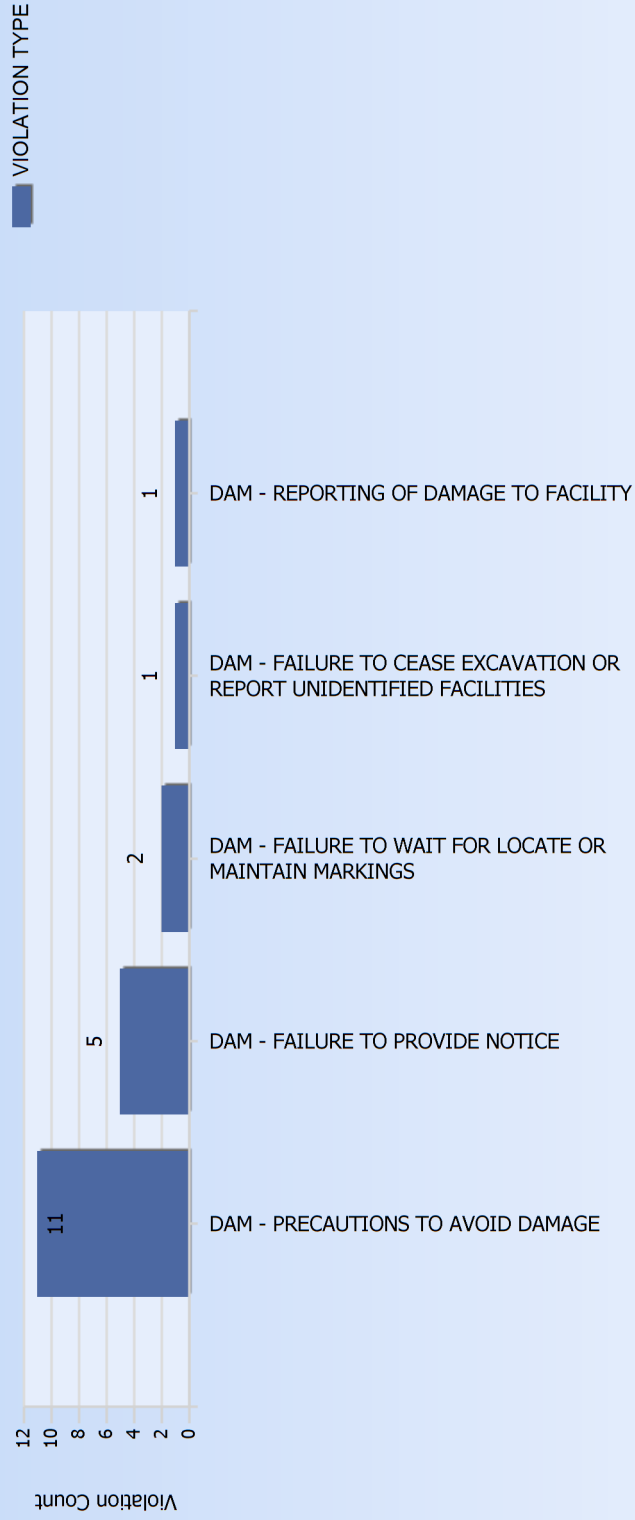


DAM% NOV Activity by Date

ICSlakohler 3/5/2019 4:11:49 PM
From 1/15/2019 to 3/5/2019

17 Cases 20 Violations

Violations



CASE NO	STARTED	CLOSED	Case Type	FEES CHARGED	FEES PAID	BALANCE DUE	STATUS	OFFENDER COMPLAINT
DAM1901-0022 IDAHO FALLS	1/16/2019		NOV	\$0.00	\$0.00	\$0.00	PENDING	VHTC TRUCKING INTERMOUNTAIN GAS CO
VIOLATION: DAM - PRECAUTIONS TO AVOID DAMAGE								
DAM1902-0001 BURLEY	1/30/2019		NOV	\$0.00	\$0.00	\$0.00	CLOSED	TELECOM UTILITIES DEVELOPMENT INTERMOUNTAIN GAS CO
VIOLATION: DAM - PRECAUTIONS TO AVOID DAMAGE								
DAM1902-0002 REXBURG	1/30/2019		NOV	\$200.00	\$0.00	\$200.00	ACTIVE	JEROME BOWEN CONSTRUCTION INTERMOUNTAIN GAS CO
VIOLATION: DAM - FAILURE TO CEASE EXCAVATION OR REPORT UNIDENTIFIED FACILITIES								
VIOLATION: DAM - FAILURE TO PROVIDE NOTICE								
VIOLATION: DAM - PRECAUTIONS TO AVOID DAMAGE								
VIOLATION: DAM - REPORTING OF DAMAGE TO FACILITY								
DAM1902-0003 BOISE	1/21/2019		NOV	\$0.00	\$0.00	\$0.00	PENDING	WESTERN STATES CONSTRUCTION INTERMOUNTAIN GAS CO
VIOLATION: DAM - PRECAUTIONS TO AVOID DAMAGE								

DAM1902-0004 MOUNTAIN HOME	1/18/2019	2/27/2019	NOV	\$0.00	\$0.00	\$0.00	\$0.00	CLOSED	DODGE BROTHERS INTERMOUNTAIN GAS CO
VIOLATION: DAM - FAILURE TO PROVIDE NOTICE									
DAM1902-0005 MERIDIAN	1/18/2019		NOV	\$0.00	\$0.00	\$0.00	\$0.00	PENDING	TUFFY EXCAVATION CONTRACTORS INTERMOUNTAIN GAS CO
VIOLATION: DAM - PRECAUTIONS TO AVOID DAMAGE									
DAM1902-0007 BOISE	1/28/2019		NOV	\$0.00	\$0.00	\$0.00	\$0.00	PENDING	CENTRAL PAVING INTERMOUNTAIN GAS CO
VIOLATION: DAM - PRECAUTIONS TO AVOID DAMAGE									
DAM1902-0008 BOISE	1/28/2019		NOV	\$0.00	\$0.00	\$0.00	\$0.00	PENDING	5J EXCAVATION INTERMOUNTAIN GAS CO
VIOLATION: DAM - PRECAUTIONS TO AVOID DAMAGE									
DAM1902-0009 BOISE	1/24/2019		NOV	\$0.00	\$0.00	\$0.00	\$0.00	PENDING	SUNROC INTERMOUNTAIN GAS CO
VIOLATION: DAM - PRECAUTIONS TO AVOID DAMAGE									
DAM1902-0010 BOISE	1/25/2019		NOV	\$0.00	\$0.00	\$0.00	\$0.00	PENDING	EXCAVATION PLUS INTERMOUNTAIN GAS CO
VIOLATION: DAM - FAILURE TO WAIT FOR LOCATE OR MAINTAIN MARKINGS									

DAM1902-0011 GARDEN CITY	1/21/2019	NOV	\$0.00	\$0.00	\$0.00	\$0.00	PENDING	KING CONCRETE CONSTRUCTION, LLC INTERMOUNTAIN GAS CO
VIOLATION: DAM - FAILURE TO WAIT FOR LOCATE OR MAINTAIN MARKINGS								
DAM1902-0013 MIDDLETON	1/31/2019	NOV	\$0.00	\$0.00	\$0.00	\$0.00	PENDING	UTILITY SOLUTIONS LLC IDAHO POWER
VIOLATION: DAM - FAILURE TO PROVIDE NOTICE								
DAM1902-0015 MERIDIAN	2/15/2019	NOV	\$0.00	\$0.00	\$0.00	\$0.00	PENDING	COAST TO COAST CARPORTS INTERMOUNTAIN GAS CO
VIOLATION: DAM - FAILURE TO PROVIDE NOTICE								
DAM1902-0016 NAMPA	2/7/2019	NOV	\$0.00	\$0.00	\$0.00	\$0.00	PENDING	PROGRESSIVE LAWN CARE INTERMOUNTAIN GAS CO
VIOLATION: DAM - FAILURE TO PROVIDE NOTICE								
DAM1902-0017 CALDWELL	2/2/2019	NOV	\$0.00	\$0.00	\$0.00	\$0.00	PENDING	KEANAN STEPHENS INTERMOUNTAIN GAS CO
VIOLATION: DAM - PRECAUTIONS TO AVOID DAMAGE								
DAM1902-0018 TWIN FALLS	2/9/2019	NOV	\$0.00	\$0.00	\$0.00	\$0.00	PENDING	ZACH LYNARD INTERMOUNTAIN GAS CO

VIOLATION: DAM - PRECAUTIONS TO AVOID DAMAGE

DAM1903-0001 EMMETT	2/11/2019	NOV	\$0.00	\$0.00	\$0.00	PENDING	L & M FINE GRADING & EXCAVATION LLC IDAHO POWER
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VIOLATION: DAM - PRECAUTIONS TO AVOID DAMAGE

Total Cases: 17			\$200.00	\$0.00	\$200.00		
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DPB STATS FROM 1/1/19 TO 3/5/19

INVALID COMPLAINTS	0
CANCELLED COMPLAINTS	0
ACTIVE	2
APPEAL ACTIVE	0
APPEAL UPHELDS	0
APPEAL REJECTED	0
CLOSED	8
PAID	0
PENDING	17
COLLECTIONS	0
TOTAL	27

TRAINING ASSESSED	6
TRAINING COMPLETED	0

		\$ CP	\$ CP PAID
# OF 2ND OFFENSES	6	\$200.00	\$0.00
# OF 3RD OFFENSES	1	\$0.00	\$0.00
# OF 4TH OFFENSES	1	\$0.00	\$0.00
# OF 5TH OFFENSES	2	\$5,000.00	\$0.00
# OF 6TH OFFENSES	0	\$0.00	\$0.00
# OF 7TH OFFENSES	0	\$0.00	\$0.00
# OF 8TH OFFENSES	0	\$0.00	\$0.00
# OF 9TH OFFENSES	0	\$0.00	\$0.00
# OF 10TH OFFENSES	0	\$0.00	\$0.00
# OF 11TH OFFENSES	1	\$0.00	\$0.00
\$ CP ASSESSED		\$5,200.00	\$0.00

COMPLAINTS FILED BY:		INVALID	CANCELLED	APPEAL - UPHELD	APPEAL - REJECTED
ANDEAVOR	0				
ATC COMMUNICATIONS	0				
AVISTA	0				
CITY OF BOISE	0				
COUGAR EXCAVATION	0				
FINE DIRT EXCAVATION	0				
HENRY LOGSDON	0				
IDAHO POWER	5				
INTERMOUNTAIN GAS	22				
KNIFE RIVER					
TRACK UTILITIES					
TRU FIBER					
UTILITY SOLUTIONS					
WILLIAMS NORTHWEST PIPELINE					
TOTAL	27	0	0	0	0

COMPLAINTS ON DAMAGES IN 2019	27

DPB STATS AS OF 12/31/18

INVALID COMPLAINTS	17
CANCELLED COMPLAINTS	31
ACTIVE	20
APPEAL ACTIVE	5
APPEAL UPHELDS	5
APPEAL REJECTED	4
CLOSED	448
PAID	101
PENDING	5
COLLECTIONS	10
TOTAL	646

TRAINING ASSESSED	380
TRAINING COMPLETED	106

		\$ CP	\$ CP PAID
# OF 2ND OFFENSES	75	\$15,400.00	\$11,800.00
# OF 3RD OFFENSES	29	\$13,700.00	\$10,200.00
# OF 4TH OFFENSES	15	\$14,200.00	\$11,200.00
# OF 5TH OFFENSES	8	\$35,200.00	\$30,200.00
# OF 6TH OFFENSES	6	\$25,500.00	\$10,500.00
# OF 7TH OFFENSES	4	\$16,000.00	\$11,000.00
# OF 8TH OFFENSES	4	\$15,000.00	\$5,500.00
# OF 9TH OFFENSES	3	\$15,000.00	\$10,000.00
# OF 10TH OFFENSES	2	\$5,000.00	\$0.00
# OF 11TH OFFENSES	1	\$0.00	\$0.00
\$ CP ASSESSED		\$155,000.00	\$100,400.00

COMPLAINTS FILED BY:		INVALID	CANCELLED	APPEAL - UPHELD	APPEAL - REJECTED
ANDEAVOR	2				
ATC COMMUNICATIONS	1				
AVISTA	4				
CITY OF BOISE	3				
COUGAR EXCAVATION	1	1			
FINE DIRT EXCAVATION	1				
HENRY LOGSDON	1	1			
IDAHO POWER	83		7		1
INTERMOUNTAIN GAS	542	12	24	5	3
KNIFE RIVER	1				
TRACK UTILITIES	1	1			
TRU FIBER	1				
UTILITY SOLUTIONS	1	1			
WILLIAMS NORTHWEST PIPELINE	4				
TOTAL	646	16	31	5	4

COMPLAINTS ON DAMAGES IN 2017	144
COMPLAINTS ON DAMAGES IN 2018	502

DAMAGE PREVENTION BOARD

Agenda Item No. 12

Administrator Report

PRESENTER: Chris L. Jensen, Administrator

OBJECTIVE: Provide an overview of the Division's current activities.

ACTION: Informational

BACKGROUND: This topic is addressed at all regularly scheduled Damage Prevention Board meetings.

PROCEDURAL HISTORY:

ATTACHMENTS: No Documentation

