

June 22, 2021 Design Locate Request: final proposed language for dpsub vote to proceed to DP Board for consideration.

Definition modified (Proposed)

(15) "Marking" or "mark" means the use of stakes, paint, or other clearly identifiable materials to show the field location of underground facilities, in accordance with the current color code standard of the American public works association. All marks must indicate the name, initials, or logo of the underground facility owner, and the width of the facility if it is greater than two (2) inches.

Definition added (Proposed)

"Design locate request" means a notification made to a one-number notification service in preparation for bidding, preconstruction engineering, or other advance planning efforts for a proposed project.

Design Locate Request: Language proposed location to be inserted after 55-2205 and before 55-2206

55-2205A. OPERATORS TO RESPOND TO NOTIFICATIONS REQUESTING DESIGN LOCATE INFORMATION --
DAMAGE PREVENTION BEGINS AT THE PLANNING STAGE OF ANY PROJECT.

- (1) Within ten (10) business days after a design locate request, the underground facility owner must:
 - (a) Mark with reasonable accuracy all of its locatable underground facilities within the area of proposed project;
 - (b) Provide to the requester the best description available to the owner of unlocatable underground facilities within the area of the proposed project, including but not limited to as-constructed drawings or other facility maps maintained by the underground facility owner; or
 - (c) Contact the requester and agree on a time, prior to the beginning of the proposed project, for exchange of the information required under subsections (1)(a) or (1)(b) of this section.
- (2) A requester may not perform any excavation pursuant to a design locate request.
- (3) Once marked by the underground facility owner, or the owner's agent, the requester is responsible for maintaining the markings.
- (4) If a requester intends to perform work at multiple sites or over a large area, the requester must take reasonable steps to work with the owners of underground facilities in the sites or area, including but not limited to conducting pre-design meetings, so that the underground facility owners may locate their underground facilities at a time reasonably in advance of the actual start of the survey or design for each site or phase of work.