

## Digest

Adds 170 IAC 5-5-1.1, 170 IAC 5-5-1.2, 170 IAC 5-5-1.3, 170 IAC 5-5-2.1, 170 IAC 5-5-2.2, and 170 IAC 5-5-2.3 to define two full working days in which an operator shall provide location information, to specify the expiration date and time of 811 tickets, to require markings indicating the size and type of underground pipelines and infrastructure, to define compliance methods for notifying excavators under IC 8-1-26-18(k), to define the ~~tolerance clearance-zone~~ for round facilities, and to require positive response to excavators.

This needs to be changed back to “Tolerance Zone”, not clearance zone. This is an industry wide term used and can be referenced in the CGA best practices definitions, where clearance zone is not.

## 170 IAC 5-5-1 Definitions

(o) Amend to ““Re-mark ticket” means an 811 ticket that is requested because **some** of the markings from the most recent dig ticket **may** have become illegible.” and allow for work to continue where locate marks are still visible and there is no sign of an unmarked utility.

Examples:

- Road project marks may be gone behind the excavator, but still good in front of them.
- URD rehab or pole line project. Marks may have been destroyed at the beginning but are still good ahead of you, and marks are needed to move wire where you already dug.

~~(p) Amend to read “additional notice”~~

~~\_\_\_\_\_ (1) or (2) would like to add “...any other utility visible and not marked” (not just pipeline). This was already corrected in the second draft.~~

IN811 DP committee requested clarification of the difference between ticket types. In the event of a damage the IURC has viewed “Re-mark tickets” as an admission that marks are gone, and new ones are needed so it stops all work on the job site until remarked. This topic has been complicated by the fact that when a “Remark ticket” is called in a new ticket number is generated, and this has led many to believe that it is ok to continue digging on the original ticket until the new one is marked. Operators/Excavators need an option to continue working when marks are good in the specific dig area. This will not change the liability to an excavator who continues to dig in an area without marks.

Some locators also believe that “Job Extension ticket” is only a keep alive function to keep the excavator legal and doesn’t require marks, but as with all locate tickets these still require contact and mark as needed.

## 170 IAC 5-5-1.1 Deadline to Supply Marking Information

Supportive.

## **170 IAC 5-5-1.2 Location and description of underground facilities**

Supportive.

## **170 IAC 5-5-1.3 Expiration of 811 Tickets**

Supportive, with conditions.

Strike (b)

~~(d)(b) A person responsible for the excavation or demolition may not commence or continue work after calling in a re-mark ticket until the operators of pipeline facilities supply the information required by IC 8-1-26-18, or after the elapse of two full working days, whichever is later.~~

1. This is not applicable to the “expiration of 811 tickets”
2. This is already covered in sec 1 definitions (o)
3. If it remains it should change “of pipeline facilities” to “any facility”
4. The phrase “or after the elapse of two full working days, whichever is later” implies that even if an excavator has received positive response from all utilities, they are required to wait the 2 full working days.

## **170 IAC 5-5-2 Notification of violations of IC 8-1-26**

Not applicable / neutral.

### **170 IAC 5-5-2.1 Notice of inability to provide locate information**

Supportive

### **170 IAC 5-5-2.2 Clearance Zone**

Supportive with conditions. ~~This is referred to as the “Tolerance Zone” not clearance zone.~~

### **170 IAC 5-5-2.3 Positive response to excavators of supplied location information**

Neutral.

### **170 IAC 5-5-3 Process for determining violations of the underground plant protection laws and penalties**

Not applicable / neutral.

## **170 IAC 5-5-4 Underground plant protection account**

Not applicable / neutral.