

48 Hour Waiting Period  
Report to OUDPC  
April 30, 2019

We were tasked to consider changing the Ohio Law to a 48 Hour Waiting Period, would not include day of call/request made.

- 1) We explored the pros and cons from the utility and contractor perspective
  - A. We determined it would/could allow for a timelier locate.
    - a. This will not impact holiday or weekend criteria
    - b. Emergency tickets will not be impacted same criteria
    - c. Lastly, we felt it would lead to a safer digging environment
  - B. Contractor would have to plan for an additional day for which they couldn't dig.
    - a. Some were opposed to this idea
    - b. Others felt it was a hurdle they could manage
    - c. Some thought it would/could create a safer digging environment

Again, we have had and will continue to have discussions around these topics going forward in hopes of building a consensus.

Lastly, we reviewed potential language they may be adopted, and this also is a continuing conversation. This too has supporters, potential supporters and detractors.

Ask for questions/Discussion

3781.28 (Effective 3/27/2013) Excavator notifying protection service or pipeline owner

(A) Except as otherwise provided in divisions (C), (D), (E), and (F) of this section, at least two working days, excluding the day the notice is given, but not more than ten working days before commencing excavation, the excavator shall notify the protection service of the location of the excavation site and the date on which excavation is planned to commence.

(B) On receipt of notice under division (A) of this section, the protection service shall provide to each utility with underground utility facilities located at the excavation site, notice of the proposed excavation.

(C) In the case of an interstate hazardous liquids pipeline or interstate gas pipeline, the excavator shall comply with the special notice requirements of the public safety program of the owner of the pipeline as indicated in the plans or otherwise provided to the excavator in accordance with division (E) or (F)(2) of section 3781.27 of the Revised Code.

(D) If it has been determined pursuant to division (D) of section 3781.27 of the Revised Code that relocation, support, removal, or protective steps are necessary, the excavator shall provide

earlier notice to the utility in order to provide the utility with reasonable time to coordinate making the adjustments with actual excavation.

(E) If an excavation will cover a large area and will progress from one area to the next over a period of time, the excavator shall provide written notice of excavation with projected timelines for segments of the excavation as the excavation progresses in order to coordinate the marking of underground utility facilities with actual excavation schedules. Under such circumstances, the utility and excavator shall determine a mutually agreed upon marking schedule based on the project schedule. Once such a schedule is established, the marking and notification requirements set forth in division (A)(1) of section 3781.29 of the Revised Code shall not apply.