

H. B. No. 227

As Introduced

_____ moved to amend as follows:

In line 2 of the title, delete "and"; after "3781.28" insert ", and 1
3781.31 and to enact section 3781.281" 2

In line 5, delete "and"; after "3781.28" insert ", and 3781.31 be 3
amended and section 3781.281"; delete "amended" and insert "enacted" 4

In line 371, strike through "a large" and insert "an"; after "area" 5
insert "exceeding five thousand two hundred eighty feet in length" 6

In line 373, strike through "of excavation" and insert "to utility 7
owners in the affected area through the protection service. The notice 8
shall be a complex project notice, as specified by the protection 9
service," 10

In line 377, after "shall" insert "conduct a public meeting, 11
available in both virtual and in-person format, to" 12

In line 379, after "schedule." insert "The schedule shall be 13
documented by the requesting party in writing and all participating 14
organizations shall keep a copy of the schedule document." 15

After line 406, insert: 16

"Sec. 3781.281. If a complex project notice is required 17
for an excavation under division (E) of section 3781.28 of the 18
Revised Code, and the excavator does not provide that notice, 19
the following applies until the excavator provides the required 20
notice: 21

(A) The excavation shall not exceed one thousand three 22
hundred twenty feet in length, except as provided in division 23
(B) of this section. 24

(B) If the excavation pertains to any of the following, it 25
shall not exceed five thousand two hundred eighty feet in 26
length: 27

(1) An interstate highway; 28

(2) A divided multi-lane highway; 29

(3) An undivided multi-lane highway. 30

Sec. 3781.31. (A) When a utility marks its underground 31
utility facilities in accordance with section 3781.29 of the 32
Revised Code, the utility may request that the excavator provide 33
prior notice to the utility of the actual commencement of the 34
excavation. An excavator that receives a request for notice 35
under this division shall provide the notice to the utility at 36
least one full working day prior to the commencement of 37
excavation. The excavator may make this notice by telephone. 38

(B) If the markings of underground utility facilities made 39
under section 3781.29 of the Revised Code are destroyed or 40
removed before excavation is completed, the excavator shall 41
notify the utility through the protection service that the 42
markings have been destroyed or removed, and the utility shall 43
remark the facilities in accordance with section 3781.29 of the 44

Revised Code. 45

(C) If, for a period of sixteen consecutive calendar days, 46
an excavator leaves the job site, relocates to another site, or 47
the excavator's personnel are absent from the site, the 48
notification is considered expired, and the excavator shall make 49
an updated notification through the protection service as 50
required under section 3781.28 of the Revised Code. This 51
notification shall occur prior to any additional work on the 52
site taking place, even if the original location marking, 53
provided under section 3781.29 of the Revised Code, is still 54
visible." 55

In line 408, delete "and"; after "3781.28" insert ", and 3781.31" 56

The motion was _____ agreed to.

SYNOPSIS 57

Complex project notice 58

R.C. 3781.28(E), 3781.281, and 3781.31 59

Requires excavation projects exceeding 5,280 feet in 60
length to provide a complex project notification through Ohio's 61
Underground Protection Service. 62

Limits the area of the excavation if the excavator does 63
not provide the notification. 64

Requires excavators and utilities to conduct a public 65
meeting to determine the marking schedule of complex projects. 66

Prohibits excavators from resuming work after an absence 67

of 16 days without providing updated notice.

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