



# 127th MAINE LEGISLATURE

## FIRST REGULAR SESSION-2015

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Legislative Document

No. 1444

S.P. 545

In Senate, June 12, 2015

### **An Act To Correct an Inconsistency in the So-called Dig Safe Law**

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Reported by Senator WOODSOME of York for the Joint Standing Committee on Energy, Utilities and Technology pursuant to Public Law 2013, chapter 557, section 3.

A handwritten signature in cursive script that reads "Heather J.R. Priest".

HEATHER J.R. PRIEST  
Secretary of the Senate

1 **Be it enacted by the People of the State of Maine as follows:**

2 **Sec. 1. 23 MRSA §3360-A, sub-§3, ¶E**, as amended by PL 2013, c. 557, §1, is  
3 further amended to read:

4 E. The excavation must commence within 30 days of notification under this  
5 subsection. If the proposed excavation or blasting ~~commences or continues~~ is not  
6 completed 60 calendar days after notification under this subsection or the excavation  
7 or blasting will be expanded outside of the location originally specified in the  
8 notification, the excavator responsible for that excavation shall again notify the  
9 system as specified in paragraph A. ~~The excavator shall notify the system once for~~  
10 ~~each successive 60-day period.~~

11 **Sec. 2. Rules.** The Public Utilities Commission shall amend Sections 4(B)(1)(a)  
12 and 4(B)(1)(d) of Rule Chapter 895: Underground Facility Damage Prevention  
13 Requirements to be consistent with the Maine Revised Statutes, Title 23, section 3360-A,  
14 subsection 3, paragraph E. Notwithstanding Title 23, section 3360-A, subsection 13, rules  
15 adopted pursuant to this section are routine technical rules as defined in Title 5, chapter  
16 375, subchapter 2-A.

17 **SUMMARY**

18 This bill aims to correct an inconsistency in the so-called Dig Safe Law. It requires  
19 that an excavation must commence within 30 days after notification by an excavator to  
20 the underground facility damage prevention system and requires that if work is not  
21 completed within 60 calendar days of notification, an excavator must again notify the  
22 system in accordance with the Maine Revised Statutes, Title 23, section 3360-A.

23 This bill is reported out by the Joint Standing Committee on Energy, Utilities and  
24 Technology pursuant to Public Law 2013, chapter 557, section 3. The law directed the  
25 Public Utilities Commission to review Public Utilities Commission Rule Chapter 895:  
26 Underground Facility Damage Prevention Requirements. The commission submitted a  
27 report to the committee and made recommendations based on this review and after  
28 receiving stakeholder input.