

WILLIAM DONALD SCHAEFER, Governor

In accordance with Article II, Section 17 of the Maryland Constitution, I have today vetoed House Bill 661.

This bill requires owners and operators of underground facilities to be members of a one-call telephone number system filed with the Public Service Commission for advance notification of any proposed excavation.

Senate Bill 224, which was passed by the General Assembly and signed by me on May 29, 1990, accomplishes the same purpose. Therefore, it is not necessary for me to sign House Bill 661.

Sincerely,
William Donald Schaefer
Governor

House Bill No. 661

AN ACT concerning

Public Service Commission – Underground Facilities

FOR the purpose of requiring that the owners of certain underground facilities be members of certain communication systems, make a certain determination within a certain time after receipt of a notice from a contractor, notify a contractor within a certain time if certain underground facilities will be disturbed or damaged, use a certain color code when marking the location of an underground facility, remark the location of certain underground facilities within a certain time, excavate in a timely manner if a certain election is made, and advise a contractor within a certain time that certain marking is unnecessary; providing for certification of certain communication systems by the Public Service Commission; altering certain requirements for determining if certain underground facilities will be disturbed or damaged; requiring that contractors intending to perform certain excavation notify certain persons not more than a certain time before starting, give repeat notification under certain circumstances, and notify the owner of an underground facility under certain circumstances; ~~specifying the liability for damages of certain owners and certain contractors under certain circumstances;~~ specifying the responsibility for maintenance of certain marked underground facilities; providing for a change in a certain measurement after a certain time and under certain conditions; providing for local governments to assess certain fees and expenses; providing for a delayed effective date; providing that local governments may not be required to submit to a one-call system certain facilities plans or records that do not physically exist as of a certain date; defining and redefining certain terms; making stylistic changes; and generally relating to the protection of underground facilities.

BY repealing and reenacting, with amendments,
Article 78 – Public Service Commission Law
Section 28A