

VETOES

public service company shall advise the person who proposes to excavate that marking is unnecessary.

(5) No person shall begin excavation prior to the marking required by this section or notification by each and every public service company, or by the one-number utility protection system, that marking is unnecessary.]

(C) (1) ANY PERSON OPERATING A ONE-CALL SYSTEM IN THE STATE SHALL REGISTER WITH AND BE CERTIFIED BY THE PUBLIC SERVICE COMMISSION. THE COMMISSION SHALL HAVE THE AUTHORITY TO GRANT, AMEND, OR REVOKE CERTIFICATES OF ANY SUCH SYSTEM. ANY ONE-CALL SYSTEM ENGAGED IN BUSINESS ON OR BEFORE JULY 1, 1990 SHALL BE AUTOMATICALLY REGISTERED AND CERTIFIED AND AUTHORIZED TO CONTINUE ITS BUSINESS OPERATIONS.

~~(C)~~ (4) (2) EACH OWNER SHALL:

(I) FILE WRITTEN NOTICE WITH THE PUBLIC SERVICE COMMISSION AND GIVE THE TELEPHONE NUMBER OF THE PERSON IN EACH COUNTY OF THE STATE TO WHOM CALLS CONCERNING PROPOSED EXCAVATION SHOULD BE DIRECTED;

(II) BE A MEMBER OF A ONE-CALL SYSTEM THAT HAS A TELEPHONE NUMBER FILED WITH THE PUBLIC SERVICE COMMISSION ON BEHALF OF ALL THE OWNERS;

(III) AFTER RECEIPT OF A NOTICE FROM A CONTRACTOR OF AN INTENT TO EXCAVATE AT A SPECIFIC LOCATION, DETERMINE WITHIN ~~2 WORKING DAYS~~ 48 HOURS (EXCLUDING SATURDAYS, SUNDAYS, AND LEGAL HOLIDAYS) WHETHER A PROPOSED EXCAVATION IS PLANNED WITHIN 5 FEET OF THE HORIZONTAL PLANE OF AN UNDERGROUND FACILITY, OR WHETHER A PROPOSED EXCAVATION, BY BLASTING, IS PLANNED IN SUCH PROXIMITY TO AN UNDERGROUND FACILITY THAT THE FACILITY MAY BE DISTURBED OR DAMAGED;

(IV) NOTIFY THE CONTRACTOR WITHIN ~~2 WORKING DAYS~~ 48 HOURS (EXCLUDING SATURDAYS, SUNDAYS, AND LEGAL HOLIDAYS) AFTER RECEIPT OF A NOTICE IF AN UNDERGROUND FACILITY MIGHT BE DISTURBED OR DAMAGED;

(V) MARK THE LOCATION OF AN UNDERGROUND FACILITY WITHIN ~~48~~ 24 INCHES ON A HORIZONTAL PLANE ON EITHER SIDE OF THE FACILITY IF THE OWNER DETERMINES THAT A PROPOSED EXCAVATION IS PLANNED WITHIN 5 FEET OF THE HORIZONTAL UNDERGROUND FACILITY, ~~AND PROVIDE THE CONTRACTOR WITH ANY KNOWN INFORMATION IT HAS AS TO THE ELEVATION OF THE UNDERGROUND FACILITIES. THE FACT THAT THE OWNER PROVIDES INFORMATION, SHOULD IT EXIST, AS TO THE ELEVATION OF THE UNDERGROUND FACILITY DOES NOT ESTABLISH ANY LIABILITY THEREFORE OR IF A PROPOSED EXCAVATION, BY BLASTING, IS~~