

BIBLIOGRAPHY¹

ALABAMA	ALA. CODE § 37-15-1 <i>et seq.</i>
ALASKA	ALASKA STAT. § 42.30.400 <i>et seq.</i>
ARIZONA	ARIZ. REV. STAT. ANN. § 40-360.21 <i>et seq.</i>
ARKANSAS	ARK. CODE ANN. § 14-271-101 <i>et seq.</i>
CALIFORNIA	CAL. GOVERNMENT CODE § 4216 <i>et seq.</i>
COLORADO	COLO. REV. STAT. § 9-1.5-101 <i>et seq.</i> “Architects, engineers, or other persons designing excavation shall obtain general information as to the description, nature and location of underground facilities in the area of such proposed excavation and include such general information in the plans or specifications to inform an excavation contractor of the existence of such facilities and of the need to obtain information thereon[.]” 9-1.1-103(2). “No person” can begin excavation without first notifying the notification association.
CONNECTICUT	CONN. GEN STAT. § 16-349
DELAWARE	DEL. CODE ANN. tit. 26, § 801 <i>et seq.</i>
DISTRICT OF COLUMBIA	D.C. CODE ANN. § 34-2701 <i>et seq.</i>
FLORIDA	FLA. STAT. ANN. § 556.101 <i>et seq.</i>
GEORGIA	GA. CODE ANN. § 25-9-1 <i>et seq.</i>
HAWAII	Hawaii does not have a state-wide utility notification law.
IDAHO	IDAHO CODE § 55-2203 <i>et seq.</i> Requires “excavator” (defined as “any person who engages directly in excavation”) to provide notice to one-number service. Has language requiring project owner to indicate existence of known underground facilities in bid or contract documents. (55-2205). Penalty = \$1,000 fine and treble damages.
ILLINOIS	ILL. REV. STAT., tit. 220, § 50/1 <i>et seq.</i>
INDIANA	IND. CODE § 8-1-26-1 <i>et seq.</i>

IOWA	IOWA CODE § 481.1 <i>et seq.</i>
KANSAS	KAN. STAT. ANN. § 66-1801 <i>et seq.</i>
KENTUCKY	KY. REV. STAT. ANN. § 367.4901 <i>et seq.</i>
LOUISIANA	LA. REV. STATE ANN. § 40:1749.12 <i>et seq.</i>
MAINE	ME. REV. STAT. ANN., Title 23, § 3360-A <i>et seq.</i>
MARYLAND	MD. PUB. UTIL. COMP. , CODE ANN. § 12-101 <i>et seq.</i>
MASSACHUSETTS	MASS. GEN. L., Ch. 82, § 40 <i>et seq.</i> See Ch. 164, § 76D (requiring utilities to participate in utility location system).
MICHIGAN	MICH. COMPL. LAWS § 460.702 <i>et seq.</i>
MINNESOTA	MINN. STAT. § 216D.01 <i>et seq.</i>
MISSISSIPPI	MISS. CODE ANN. § 77-13-1 <i>et seq.</i>
MISSOURI	MO. REV. STAT. § 319.010 <i>et seq.</i>
MONTANA	MONT. CODE ANN. § 69-4-501 <i>et seq.</i> Requires “person conducting the excavation duties” to locate underground facilities and notifying one-call center.

Architects and engineers designing projects requiring excavation in or adjacent to any public street, alley, or right-of-way dedicated to public use or utility easement shall obtain information from the owners of underground facilities and then make the information a part of the plan by which the contractors operate. (69-5-504)

If a facility is damaged by a person who has not complied with the statute, that person shall be liable to the owner for the entire cost of repair. No civil penalty.

NEBRASKA	NEB. REV. STAT. § 76-2301 <i>et seq.</i>
NEVADA	NEV. REV. STAT. § 455.080 <i>et seq.</i>
NEW HAMPSHIRE	N.H. REV. STAT. ANN. § 374:48 <i>et seq.</i>
NEW JERSEY	N.J. Rev. Stat. § 48:2-74 <i>et seq.</i>

NEW MEXICO	N.M. STAT. ANN. § 62-14-1
NEW YORK	N.Y. GEN. BUS. LAW § 760 <i>et seq.</i>
NORTH CAROLINA	N.C. GEN. STAT. § 87-100 <i>et seq.</i>
NORTH DAKOTA	N.D. CENT. CODE § 49-23-01 <i>et seq.</i>
OHIO	OHIO REV. CODE ANN. § 3781.25 <i>et seq.</i>
OKLAHOMA	OKLA. STAT., tit. 63, § 142.1 <i>et seq.</i>
OREGON	OR. REV. STAT. § 757.542 <i>et seq.</i>
PENNSYLVANIA	73 PA. CONS. STAT. § 176 <i>et seq.</i> Contractor is required to notify one-call center prior to excavation.

73 PA. CONS. STAT. § 179, governing duty of designer (“any architect, engineer, or other person who or which prepares a drawing for a construction or other project which requires excavation or demolition work”) is below:

It shall be the duty of each designer preparing a drawing requiring excavation or demolition work within the Commonwealth:

(1) Repealed. 1996, Dec. 19, P.L. 1460, No. 187, § 2, imd. effective.

(2) To request the line and facility information prescribed by section 2, clause (4) from a One Call System not less than ten or more than ninety working days before final design is to be completed. This clause is not intended to prohibit designers from obtaining such information more than ninety days before final design is to be completed; however, they shall state in their requirements that such work is preliminary.

(3) To show upon the drawing the position and type of each facility owner's line, derived pursuant to the request made as required by clause (2), and the name of the facility owner, and the facility owner's designated office address and the telephone number as shown on the list referred to in section 3.

(4) To make a reasonable effort to prepare the construction drawings to avoid damage to and minimize interference with a facility owner's facilities in the construction area by maintaining an eighteen-inch clearance of the facility owner's facilities.

(5) A designer shall be deemed to have met the obligations of clause (2)

if he calls a One Call System and shows as proof the serial number of one call notice on drawings. The designer shall also show the toll-free number of a One-Call System on the drawing near his serial number.

(6) If, after receiving information from the facility owners, the designer decides to change the site of a proposed excavation, the obligations imposed by this section shall apply to the new site.

(7) The designer who has complied with the terms of this act and who was not otherwise negligent shall not be subject to liability or incur any obligation to facility owners, operators, owners or other persons who sustain injury to person or property as a result of the excavation or demolition planning work of the designer.

RHODE ISLAND	R.I. GEN. LAWS § 39-1.2-1 <i>et seq.</i>
SOUTH CAROLINA	S.C. CODE ANN. § 58-35-10 <i>et seq.</i>
SOUTH DAKOTA	S.D. CODIFIED LAWS ANN. § 49-7A-2 <i>et seq.</i>
TENNESSEE	TENN. CODE ANN. § 65-31-101 <i>et seq.</i>
TEXAS	TEX. UTIL. CODE ANN. § 251.151 <i>et seq.</i>
UTAH	UTAH CODE ANN. § 54-8a-2 <i>et seq.</i>
VERMONT	VT. STAT. ANN., tit. 30, § 7001 <i>et seq.</i>
VIRGINIA	VA. CODE ANN. § 56-265.14 <i>et seq.</i>
WASHINGTON	WASH. REV. CODE § 19.122.010 <i>et seq.</i>
WEST VIRGINIA	W.VA. CODE § 24C-1-1 <i>et seq.</i>
WISCONSIN	WIS. STAT. § 182.0175 <i>et seq.</i>
WYOMING	Wyo. Stat. § 37-12-301 <i>et seq.</i>

¹ This bibliography is offered to indicate the breadth of the issues and the diversity of regulation. We cannot assure that this bibliography is exhaustive of all state or local law that may apply to a particular project. We urge consultation with local counsel concerning the controlling law for any particular jurisdiction.