

1                                   **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2   STATE OF OKLAHOMA

3   1st Session of the 55th Legislature (2015)

4 COMMITTEE SUBSTITUTE  
5 FOR  
6 HOUSE BILL NO. 1950

By: Watson

7  
8   COMMITTEE SUBSTITUTE

9                   An Act relating to underground facilities; amending  
10                   63 O.S. 2011, Section 142.9, which relates to damages  
11                   to underground facilities; updating statutory  
12                   language; requiring an excavator to contact nine-one-  
13                   one emergency telephone services when damage occurs;  
14                   requiring excavators to report damages to the one-  
15                   call notification center within certain time period;  
16                   requiring notification center to keep certain  
17                   records; and providing an effective date.

18 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

19                   SECTION 1.            AMENDATORY            63 O.S. 2001, Section 142.9, is  
20 amended to read as follows:

21                   Section 142.9 A. When any damage occurs to an underground  
22 facility or its protective covering, the operator ~~thereof~~ of the  
23 facility shall be notified immediately by the excavator who caused  
24 the damage. The excavator shall also immediately contact nine-one-  
one emergency telephone services. In addition, within twenty-four  
(24) hours after the damage occurred, the excavator shall report the

1 incident to the one-call notification center. The notification  
2 center shall keep a record of all reported incidents.

3 B. Upon receiving notice of ~~such~~ damage, the operator shall  
4 promptly dispatch personnel to the location to effect temporary or  
5 permanent repairs.

6 C. Should damage occur that endangers life, health or property,  
7 the excavator responsible for the work shall keep all sources of  
8 ignition away from the damaged area and shall take immediate action  
9 to protect the public and property and to minimize the hazard until  
10 arrival of the operator's personnel or until the appropriate police  
11 or fire officials shall have arrived and taken charge of the damaged  
12 area.

13 D. An excavator shall delay any backfilling in the immediate  
14 area of the damaged underground facilities until the damage has been  
15 repaired, unless the operator authorizes otherwise. The repair of  
16 ~~such~~ damage must be performed by the operator or by qualified  
17 personnel authorized by the operator.

18 SECTION 2. This act shall become effective November 1, 2015.

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20 COMMITTEE REPORT BY: COMMITTEE ON ENERGY AND NATURAL RESOURCES,  
21 dated 02/25/2015 - DO PASS, As Amended.  
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