



REFERENCE GUIDE

Policy / Procedure	Current Laws as of October 1, 2019	Reference
Notice Given Prior to Start of Excavation / Demolition Activities		
Underground Facilities	Within 3 to 12 full working days.	87-122 (a)
Subaqueous Facilities	Within 10 to 20 full working days	
Facility Owner "Locate By" Date		
Underground Facilities	Within 3 full working days after the date the notice was given	87-121 (b)
Subaqueous Facilities	Within 10 full working days after the date the notice was given	
Notice Expiration (Life of a ticket)	All notices given shall expire 15 full working days after the date the notice was given	87-122 (a)
Tolerance Zone	If the diameter of facility IS known, then: One-half of the known diameter plus 24 inches on either side of the designated center line	87-117 (22)
	If the diameter of facility IS NOT known or marked, then: 24 inches on either side of the outside <i>edge of the mark</i> indicating a facility	
	If the facility is Subaqueous : A clearance of 15 feet on either side of the indicated facility	
	If the diameter or width of the facility is greater than 4 inches , the dimension of the facility shall be indicated at least every 50 feet in the area of proposed excavation or demolition. Should multiple facilities exist, each facility shall be located.	87-121 (a)(1)
	The operator's identity shall be marked at the beginning point, at intervals of 200 linear feet, and at the end point of the excavation/demolition.	87-121(1a)
NC811 Mandatory Membership	Join By October 1, 2014: Operators with more than 50,000 customers or 1,000 miles of facilities Join By October 1, 2015: Operators with more than 25,000 customers or 500 miles of facilities Join By October 1, 2016: Remaining operators that do not meet any of the criteria listed above and NCDOT	87-120 (b)
Pre-Marking Excavation Site (White-lining)	When the excavation area cannot be clearly and adequately identified within the area described in the notice, the excavator shall designate the route, specific area to be excavated, or both by pre-marking the area before the operator performs a locate. Pre-marking shall be made with soluble white paint, white flags, or white stakes.	87-122 (c)(1)
Underground Damage Prevention Review Board	A 15-member board as defined in the law to review alleged violations of the Underground Utility Safety and Damage Prevention Act for enforcement and civil penalties to include annual fees for operators to defray operation costs.	87-129; 87-129A



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Declaration of Extraordinary Circumstances by Operator	An operator may declare Extraordinary Circumstances (<i>circumstances that make it impossible for the operator to comply with the law, see complete definition 87-117 (11)</i>).	87-117 (11)
	<i>The facility operator making the declaration must:</i>	87-121 (b) (3)
	<ol style="list-style-type: none"> 1) Notify the excavator directly or through the Notification Center (NC811) 2) State the date and time when the location will be marked 	87-121 (e)
Positive Response Postings by Facility Owner/Operator	Utility owner shall provide a positive response within 3 full working days after the date the notice was given. <i>*Excluded from this are operators who have declared extraordinary circumstances as the system will apply their response.</i>	87-121 (c)
Positive Response Confirmation By Excavator	Excavator must confirm through the positive response system prior to excavation/demolition that all operators have responded and that affected facilities have been marked. <i>*Excavator can continue to check the status via email, phone, and/or NC811 webpage.</i>	87-122 (c)(2)
Emergency Notifications	Excavator must provide notice to the Notification Center (NC811) as soon as practical, which shall include a description of the circumstances justifying the emergency. See complete definition 87-117 (8). Falsely claiming an emergency exists shall be punishable as a Class 3 Misdemeanor and may subject the violator to penalties or other action to be taken by the Underground Damage Prevention Review Board.	87-117 (8) 87-125 (a) (b)(c)
Damage Notifications	Excavator must notify the Notification Center (NC811) AND the facility operator (<i>if known</i>). Additionally, the excavator shall notify emergency responders and 911 in the event of any discharge of electricity or escaping gas or liquid that would endanger life, health, or property.	87-126 (a)(b)
Location of Proposed Excavation/Demolition Area	The location of the proposed excavation or demolition by one of the following: <ol style="list-style-type: none"> a. A single parcel that may exceed ¼ mile in linear length identified by a single address b. The lesser of five adjoining parcels identified by address, not to exceed ¼ mile in linear length or an area not to exceed ¼ mile in linear length 	87-122 (b)(5)
3 Hour Notice	In the event an operator fails to post a response to the Positive Response System within the 3 working day notice AND the excavator is aware of OR observes indications of an unmarked facility, the excavator must provide an additional notice to the Notification Center (NC811). Facility operators must make arrangements to mark the facility within 3 hours from the time the additional notice is received by the Notification center.	87-122(c)(6)

All NC811 Policies and Procedures will be updated to reflect and abide by the current statutes within NCGS Chapter 87 Article 8A