

1 STATE OF CALIFORNIA
2 OFFICE OF ENERGY INFRASTRUCTURE SAFETY
3 CALIFORNIA UNDERGROUND FACILITIES SAFE EXCAVATION BOARD
4

5 California Code of Regulations
6 TITLE 19. Public Safety
7 DIVISION 4. California Underground Facilities Safe Excavation Board
8 CHAPTER 1: General
9

10 PROPOSED TEXT
11

12 **§ 4005. Membership Termination.**

13 (a) When an operator ceases to be a member of a regional notification center, the regional
14 notification center must notify the Underground Safety Board within fourteen (14) business
15 days. The notification must include the most recent contact information of the former member
16 and, if known, the identity of the entity accepting the operator responsibility of affected
17 subsurface installations and basis for the entity's determination that it is not required to
18 maintain membership pursuant to section 4216.1.
19

20 (b) If the termination of an entity's membership occurs between the publication of the fee
21 spreadsheet pursuant to Section 4010 and the beginning of the billing year, and the basis for
22 the entity's determination that it is not required to maintain membership pursuant to section
23 4216.1 is the sale or transfer of subsurface installations, the new operator of the affected
24 subsurface installations shall have its fee calculated as provided in the following formula:
25

26 Fee = (fee apportioned to terminated entity for the upcoming billing year pursuant to
27 4010(a)(1)) + (fee apportioned to any new operator of affected subsurface installations for the
28 upcoming billing year pursuant to 4010(a)(1))
29

30 In this formula, the fee apportioned to any new operator of affected subsurface installations
31 and the fee apportioned to the terminated entity shall be the amount listed in the Board's fee
32 spreadsheet published pursuant to 4010(b).
33

34 Note: Authority cited: Section 4216.22, Government Code. Reference: Sections 4216, 4216.1,

4216.2, 4216.3, and 4216.10, Government Code.

§ 4010. Fees.

(a) (1) ~~Except as provide in 4005(b), each~~ Each member of a regional notification center as defined in Government Code, section 4216, subdivision (q) who receives 500 or more locate request transmissions in the calculation year shall pay a fee to support the operational expenses of the California Underground Facilities Safe Excavation Board as provided in the following formula:

Fee = (member locate request transmissions / statewide locate request transmissions) X
Board operational expenses

(2) In the formula above:

(A) “member locate request transmissions” represents the number of locate request transmissions the member of the regional notification center received in the calculation year;

(B) “statewide locate request transmissions” is the total number of locate request transmissions issued by the regional notification centers in the calculation year, not including those locate request transmissions issued to members who received less than 500 locate request transmissions in the calculation year; and

(C) “Board operational expenses” is the sum of the estimated operational expenses, including any loan repayment, of the California Underground Facilities Safe Excavation Board in the billing year, subject to the State Budget Act and not to exceed the amount listed in subdivision (e).

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Note: Authority cited: Section 4216.22, Government Code. Reference: Sections 4005, 4216, 4216.1, 4216.2, 4216.3, and 4216.10, Government Code.