

RESOLUTION NO. 18-10-01

**RESOLUTION OF
THE CALIFORNIA UNDERGROUND FACILITIES SAFE EXCAVATION BOARD
RELATING TO THE APPROVAL OF MEMORANDUM OF UNDERSTANDING WITH
THE CALIFORNIA PUBLIC UTILITIES COMMISSION AND AUTHORIZING THE
EXECUTIVE OFFICER TO EXECUTE THE MEMORANDUM OF UNDERSTANDING**

WHEREAS, pursuant to the Dig Safe Act of 2016 (SB 661, Chapter 809, Statutes of 2016) (the “Act”), codified under Government Code section 4216 et seq. (the “statute”), the California Underground Facilities Safe Excavation Board (the “Board”) is mandated to coordinate education and outreach activities that encourage safe excavation practices, develop certain standards for safe excavation practices, investigate possible violations of the statute, and enforce the statute on specified persons;

WHEREAS, the Board is authorized under the Act to make recommendations to the California Public Utilities Commission to take enforcement actions related to incidents involving subsurface installations on gas corporations (as defined in section 222 of the Public Utilities Code), electrical corporations (as defined in section 218 of the Public Utilities Code), water corporations (as defined in section 241 of the Public Utilities Code), and telephone corporations (as defined in section 234 of the Public Utilities Code, when not acting as a contractor, as defined in article 2 (commencing with section 7025) of chapter 9 of division 3 of the Business and Professions Code); and

WHEREAS, collaboration with the California Public Utilities Commission will further the Board’s responsibilities under the Act and help increase public safety through information sharing guidelines that support investigation and enforcement processes and maximize resources;

THEREFORE, BE IT RESOLVED that the Executive Officer is hereby authorized to execute a memorandum of understanding with the California Public Utilities Commission to outline each state agency’s responsibilities and set forth the parties’ commitment to collaborate to increase public safety through information sharing guidelines that support investigation and enforcement processes and maximize resources.

Date of Adoption: October 15, 2018

I hereby certify that the attached resolution is a true and exact copy of Resolution No. 18-10-01 adopted by the California Underground Facilities Safe Excavation Board on October 15, 2018 APPROVING THE MEMORANDUM OF UNDERSTANDING WITH THE CALIFORNIA PUBLIC UTILITIES COMMISSION AND AUTHORIZING THE EXECUTIVE OFFICER TO EXECUTE THE MEMORANDUM OF UNDERSTANDING.

/s/ Tony Marino

Tony Marino
Executive Officer

/s/ Marshall Johnson

Marshall Johnson
Interim Chair

Date: October 15, 2018