

CALIFORNIA UNDERGROUND FACILITIES SAFE EXCAVATION BOARD

RESOLUTION No. 21-07-01

A RESOLUTION OF THE CALIFORNIA UNDERGROUND FACILITIES SAFE EXCAVATION BOARD APPROVING THE ADOPTION FOR THE REGULATIONS PROVIDING FOR PAYMENT OF THE BOARD'S FEE

Whereas the California Underground Facilities Safe Excavation Board is authorized by Government Code section 4216.16 to obtain funding for its operational expenses from a fee charged to members of the regional notification centers;

Whereas the Board must apportion the fee in a manner consistent with formulas used by the regional notification centers;

Whereas the Board received a loan from the California High-Cost Fund-B Alternative Committee Fund under the Budget Act of 2017 for the Board's initial operational expenses to implement the Act, and the Board expects to incur continuous operational expenses;

Whereas the Board must establish the amount of the fee charged to the members of the regional notification centers to obtain sufficient funds to timely repay the loan and meet the Board's continuous operational expenses; and

Whereas Government Code section 4216.22 provides that the Board may prescribe rules and regulations as may be necessary or proper to carry out the purposes of the Government Code sections 4216, et seq.;

Be it resolved as follows:

The proposed regulation to modify a fee charged to members of the regional notification centers is hereby approved in substantially the form submitted to the Board by staff. The Executive Officer is hereby authorized, for and on behalf of the Board, to proceed as required by the Administrative Procedure Act to adopt the proposed regulation and submit the proposed regulation with the supporting documentation required by law to the Office of Administrative Law.

The Executive Officer is hereby authorized, for and behalf of the Board, to take such actions, including making or causing to be made such changes to the proposed regulations as may be required for approval thereof by the Office of Administrative Law, and to execute and deliver any and all necessary documents to the Office of Administrative Law.

Date of Adoption: July 13, 2021

I hereby certify that the attached resolution is a true and exact copy of Resolution No. 21-07-01 adopted by the California Underground Facilities Safe Excavation Board on July 13, 2021: RESOLUTION OF THE CALIFORNIA UNDERGROUND FACILITIES SAFE EXCAVATION BOARD APPROVING THE ADOPTION FOR THE REGULATIONS PROVIDING FOR PAYMENT OF THE BOARD'S FEE.

/s/ Tony Marino

Tony Marino
Executive Officer

/s/ Marjorie Del Toro

Marjorie Del Toro
Chair

Date: July 13, 2021