

**DEPARTMENT OF STATE  
PUBLIC SERVICE COMMISSION**

Statutory Authority: 26 Delaware Code, Section 209(a) (26 **Del.C.** §209(a))

**GENERAL NOTICE**

**PUBLIC NOTICE**

**8002 Rules to Establish an Excavation Damage Prevention Program**

IN THE MATTER OF THE ADOPTION  
OF RULES TO ESTABLISH AN  
EXCAVATION DAMAGE PREVENTION  
PROGRAM  
(OPENED OCTOBER 22, 2019)

PSC DOCKET NO. 19-0713  
(REGULATION DOCKET NO. 8002)

**NOTICE OF PUBLIC HEARING**

TO: ALL EXCAVATORS, OPERATORS OF UNDERGROUND UTILITY LINES AND OTHER INTERESTED PERSONS

The Delaware Public Service Commission ("Commission") has issued proposed regulations governing its enforcement of the *Underground Utility Damage Prevention and Safety Act*, which is codified at 26 *Del. C.* §§ 801-813 ("*Damage Prevention Act*"). The *Damage Prevention Act* provides, among other things, excavation requirements for excavators and utility line marking requirements for operators of underground utility lines. The Commission's proposed regulations, entitled *Rules to Establish an Excavation Damage Prevention Program*, establish its enforcement procedures under the *Damage Prevention Act*. The Commission will conduct a public hearing concerning its proposed regulations by teleconference and by live video streaming as follows:

<b>DATE &amp; TIME</b>	<b>ELECTRONIC ACCESS</b>
Wednesday, September 30, 2020, at 1:00 p.m.	Teleconference: toll free 1-800-391-2548; access code 61157435#.  Live streaming may be accessed using this link: <a href="https://depssc.delaware.gov/commission-meetings/">https://depssc.delaware.gov/commission-meetings/</a>

You can review the proposed regulations in the July 1, 2020 *Delaware Register of Regulations*. You can also review the proposed regulations in the Commission's electronic filing system DelaFile at <http://delafile.delaware.gov/> -- entering "19-0713" for the docket number. If you wish to obtain written copies of the proposed regulations or other documents, please contact the Commission at (302) 736-7500. Copies in excess of the first 20 pages are \$0.10 per page. Payment is expected at the time of copying (if you wish the copies to be mailed) or at the time the copies are retrieved (if you wish to retrieve them in person).

Pursuant to 29 *Del. C.* § 10118(a), the Commission will continue to accept written comments on the proposed regulations until **Thursday, October 15, 2020**. They can be filed electronically in DelaFile at <http://delafile.delaware.gov/> by completing the Public Comment form located under Public Links. Written comments can also be mailed to Samantha Hemphill, Public Service Commission, 861 Silver Lake Boulevard, Suite 100, Dover, DE 19904, or emailed to her at [samantha.hemphill@delaware.gov](mailto:samantha.hemphill@delaware.gov) with the subject line "Docket No. 19-0713."

**24 DE Reg. 290 (09/01/20) (Gen. Notice)**