



**DEPARTMENT OF FORESTRY AND FIRE PROTECTION  
OFFICE OF THE STATE FIRE MARSHAL  
Code Development and Analysis Division**

P. O. Box 944246  
Sacramento, CA 94244-2460  
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June 23, 2020

**NOTICE OF AVAILABILITY OF FIRST AMENDED STATEMENT OF REASONS**

**15-DAY PUBLIC COMMENT PERIOD**

California Code of Regulations  
Title 19. Public Safety  
Division 4. California Underground Facilities Safe Excavation Board  
Sections 4003(a)(1), 4305, 4310, 4345, 4401, 4501

**CONTACT INFORMATION, CONTINUAL EXCAVATION TICKET, USE OF POWER  
TOOLS NEAR SUBSURFACE INSTALLATIONS**

Pursuant to Government Code sections 11346.8(c), 11346.8(d), 11347.1(d), and Title 1, section 44 of the California Code of Regulations, the California Department of Forestry and Fire Protection, Office of the State Fire Marshal, Underground Facilities Safe Excavation Board (Board) is providing notice of changes made to the:

- (1) The Economic Impact Analysis has been revised;
- (2) The Benefits to Health and Welfare, Worker Safety, and the Environment section has been revised;
- (3) The Creation or Elimination of Jobs Within the State of California section has been revised;
- (4) The Creation of new Businesses or the Elimination of Existing Businesses Within the State of California section has been revised;
- (5) The Expansion of Business Currently Doing Business Within the State of California section has been revised;
- (6) The Consideration of Reasonable Alternatives to the Proposed Regulations and the Agency's Reasons for Rejecting Those Alternatives section has been revised;
- (7) The Reasonable Alternatives to the Proposed Amendments That Would Lessen Any adverse Impact on Small Business section has been revised;
- (8) The Action That Would Be Less Burdensome and Equally Effective in Achieving the Purposes of the Regulation in a Manner that Achieves the Purposes of the Statute or Other Law Being Implemented section has been revised; and
- (9) The list of documents relied upon now reflects two additional documents as well as the changes reflected in the Addendum to the Initial Statement.

The changes are part of the First Amended Initial Statement of Reasons.

## WRITTEN COMMENT PERIOD

Written comments will be accepted for 15 days beginning **June 23, 2020 and ending July 7, 2020**. The written comment period **closes at 12:00 a.m. (PT) on July 8, 2020**. All written comments received by that time and date, which pertain to the indicated modifications, will be considered and responded to as part of the compilation of the rulemaking file and are subject to disclosure under the Public Records Act. **Please limit comments to the:**

- (1) Technical, Theoretical, and/or Empirical Study, Reports, or Documents; and**
- (2) Economic Impact Assessment / Analysis.**

Written comments should be directed to:

- **Email:** [digsaferegs@fire.ca.gov](mailto:digsaferegs@fire.ca.gov) (include in the subject line of the email “15-Day Comments: Dig Safe - Investigations and Enforcement”).
- **Mail to:**  
Cal Fire / Office of the State Fire Marshal  
P.O. Box 944246  
Sacramento, California 94244-2460  
Attn: Diane Arend, Code Development & Analysis
- **Hand delivered between 8:00 a.m. and 5:00 p.m.(PT) to:**  
Cal Fire / Office of the State Fire Marshal  
2251 Harvard Street, Fourth Floor  
Sacramento, California 95815  
Attn: Diane Arend, Code Development & Analysis

## AVAILABILITY OF DOCUMENTS

The Board will have the entire rulemaking file available for inspection and copying throughout the rulemaking process at its office at the above address. This Notice, the proposed modifications to the text of the regulations, updated Initial Statement of Reasons and any other materials or documents concerning this rulemaking can be accessed at the Office of the State Fire Marshal website at the following link:

<https://osfm.fire.ca.gov/divisions/code-development-and-analysis/title-19-development/> under the tab titled “(DIG) California Underground Facilities Safe Excavation Board – Investigations and Enforcement”, or by appointment at our office at 2251 Harvard Street, 4<sup>th</sup> Floor, Sacramento, CA, Monday through Friday, from 8:00 AM to 5:00 PM.

Specific questions or inquiries regarding the proposed modifications may be directed to the following contact persons:

- Diane Arend (916) 568-2917 for general inquiries.
- Jeff Brooks (916) 568-2969 for substantive or technical questions.