

**THE STATE OF NEW HAMPSHIRE  
PUBLIC UTILITIES COMMISSION**

**DRM 16-508**

**RULEMAKING**

**New Hampshire Code of Administrative Rules  
Part Puc 800, Underground Utility Damage Prevention Program Rules**

**ORDER OF NOTICE**

On August 19, 2016, the Commission voted pursuant to RSA 541-A to initiate a formal rulemaking for N.H. Code Admin. Rules Part 800, Underground Utility Damage Prevention Program, otherwise known as Dig Safe. The Commission's initial proposal represents a readoption of the existing Puc 800 rules with amendments.

The Puc 800 rules contain the procedures and standards to be followed by operators and excavators when preparing for and conducting excavating activities in and around underground facilities. The rules define the duties of operators and excavators, outline procedures for locating and marking underground facilities, and the notification and investigation of complaints, including enforcement. The rules also implement procedures for education and training. The proposed amendments to these rules include certain language changes and updates that clarify and modify terms and improvements based on technological advances to improve the notification and communication procedures and achieve greater improvements in safety. Upon completion of the formal rulemaking process, the proposed amended rules will replace the current version of Puc 800.

A notice of rulemaking as required by RSA 541-A:6 (Notice), was filed with the Office of Legislative Services on September 6, 2016 and has been sent to all persons who have made a

timely request for advance notice of these rulemaking proceedings. The Notice establishes a public hearing to be held at the Commission on October 6, 2016 at 10:00 a.m. and a deadline for the submission of written comments on October 14, 2016. The Notice as published in the New Hampshire Rulemaking Register is appended hereto. Pursuant to N.H. Code Admin. Rules Puc 203.12, this Order of Notice will also be published on the Commission's website.

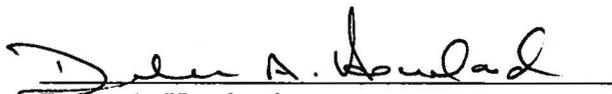
The Initial Proposal for readoption with amendments of the Puc 800 rules may be viewed on the Commission's website at <http://www.puc.nh.gov/Regulatory/Docketbk/2016/16-508.html>, or copies may be obtained from the Commission as set forth in the Notice.

**Based upon the foregoing, it is hereby**

**ORDERED**, that a Public Hearing, pursuant to RSA 541-A:11, be held before the Commission located at 21 South Fruit Street, Suite 10, Concord, New Hampshire, on October 6, 2016, at 10:00 a.m., and that the deadline for submission of materials in writing or by e-mail shall be October 14, 2016, as set forth in the Notice; and it is

**FURTHER ORDERED**, that, pursuant to N.H. Code Admin. Rules Puc 203.12, the Executive Director shall notify all persons desiring to be heard at this hearing by publishing a copy of this Order of Notice on the Commission's website no later than September 27, 2016.

By order of the Public Utilities Commission of New Hampshire this twenty-seventh day of September, 2016.

  
Debra A. Howland  
Executive Director

Individuals needing assistance or auxiliary communication aids due to sensory impairment or other disability should contact the Americans with Disabilities Act Coordinator, NHPUC, 21 S. Fruit St., Suite 10, Concord, New Hampshire 03301-2429; 603-271-2431; TDD Access: Relay N.H. 1-800-735-2964. Notification of the need for assistance should be made one week prior to the scheduled event.

**SERVICE LIST - EMAIL ADDRESSES - DOCKET RELATED**

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Pursuant to N.H. Admin Rule Puc 203.11 (a) (1): Serve an electronic copy on each person identified on the service list.

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**FILING INSTRUCTIONS:**

- a) Pursuant to N.H. Admin Rule Puc 203.02 (a), with the exception of Discovery, file 7 copies, as well as an electronic copy, of all documents including cover letter with:
- DEBRA A HOWLAND  
EXEC DIRECTOR  
NHPUC  
21 S. FRUIT ST, SUITE 10  
CONCORD NH 03301-2429
- b) Serve an electronic copy with each person identified on the Commission's service list and with the Office of Consumer Advocate.
- c) Serve a written copy on each person on the service list not able to receive electronic mail.

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