State Damage Prevention Law Summary State: Mississippi

(Link to State law provided in Law & Regulation section below)

Summary Date: 8/7/2017 Excavator Requirments

Mississippi Code § 77-13-3. (i) "Excavate or excavation" means any operation in which earth, rock or other material or mass of material on or below the ground is moved or otherwise displaced by any means, except: (i) the tilling of the soil less than twenty-four (24) inches in depth for agricultural purposes; o (ii) an operation in which earth, rock or other material or mass of material on or below the ground is moved or otherwise displaced to a depth of less than twelve (12) inches on private property by the property owner without the use of mechanical excavating equipment; or (iii) an operation in which earth, rock or other material or mass of material or mass of material or mass of material or or below the ground is moved or otherwise displaced without the use of mechanical excavating equipment; or (iii) an operation in which earth, rock or other material or mass of material on or below the ground is moved or otherwise displaced without the use of mechanical excavating equipment to a depth of less than twelve (12) inches on private property by an excavator who is not the property owner, except when such excavation is in a clearly marked underground facility right-of-way; or (iv) routine railroad maintenance activities conducted within the track structure, drainage ditches, or within the railroad right-of-way a distance not to exceed thirty (30) feet from the outside rail of the outermost track or tracks, provided this work is performed by railroad employees or railroad contractors and is carried out with reasonable care so as to protect any underground facilities properly installed in the railroad right-of way by agreement with the railroad; or (v) routine activities of a cemetery, provided that for any cemetery that begins or expands after July 1, 2015, such activities occur only after initial notice is provided to Mississippi 811, lnc., and all affected operators have advised that there are no underground facilities within the boundaries of the subject cemetery; or (vi) routine maintenance activities carri
Mississippi Code § 77-13-3. (j) "Excavator" means any person who engages directly in excavation.
Yes
2
Mississippi Code § 77-13-5. (1) In addition to complying with all other applicable regulations and requirements of federal, state, county and municipal authorities, no person shall engage in excavation of any kind, before meeting the notification requirements of this chapter. Under this chapter the excavator shall: (c) Except as provided in Section 77-13-11, provide not less than two (2) and not more than ten (10) working days' advance written, electronic or telephonic notice of the commencement, extent, location and duration of the excavation work to Mississippi 811, Inc., so that Mississippi 811, Inc., operator(s) may locate and mark the location of underground utility lines and underground facilities in the excavation area.
14 (Mississippi Code § 77-13-5. (2))
No
18" (Mississippi Code § 77-13-3. (b))
Mississippi Code § 77-13-5. (1) In addition to complying with all other applicable regulations and requirements of federal, state, county and municipal authorities, no person shall engage in excavation of any kind, before meeting the notification requirements of this chapter. Under this chapter the excavator

Notice Exemptions (Specific Language)) Notice Exemptions (Specific Language)) Second the best of the solution	Hand Dig / Vacuum or Soft	
Vites KNo) No Call Again IFN Response from Yes Call Again IFN Response from Yes Operator Or Signs Of Ummarkde Facilities (Yes / No) Yes Special Language Regarding Trenchloss Technology (Yes / No) No No Yes Required for Each Excavator (Yes (No) Yes No Yes No Yes No Yes No (Mississippi Code of 1972, § 77-13-5. (1)) Notify Operator of Damage (Yes / No) (Mississippi Code of 1972, § 77-13-7. (1)) Notify Operator of Damage (Yes / No) Yes No (Mississippi Code of 1972, § 77-13-7. (1)) Notify Operator of Damage (Yes / No) Yes No (Mississippi Code of 1972, § 77-13-7. (1)) Notice Exemptions (Yes / No) Yes No (Mississippi Code of 1972, § 77-13-7. (1)) Notice Exemptions (Yes / No) Yes		No
Preserve' Maintain Marks sequired (Yes / No) No 2ail Again If No Response from Deprator OF signs Of Umarked sellities, (Yes / No) Yes (Mississippi Code of 1972, § 77-13-9. (3)) Veity Concelling If Marks dowed or sellities, (Yes / No) Yes Special Language Regarding Trenchlees Technology (Yes / No) No Special Language Regarding Trenchlees Technology (Yes / No) No Special Language Regarding Trenchlees Technology (Yes / No) No Special Language Regarding Trenchlees Technology (Yes / No) Yes Vol Yes Vol (Mississippi Code of 1972, § 77-13-5. (1)) Vol Yes Ves / No) Yes Ves / No Yes Ves / No Yes Ves / No Yes Ves		INU
Sequered (Yes / No) No Jand Japin H No Response from perator Or Signs Of Jumarked acilities (Yes / No) Yes (Mississippi Code of 1972, § 77-13-5. (2)) Special Language Regarding renchess Technology (Yes / No) No Special Language Regarding renchess Technology (Yes / No) Yes Sequired of Tech Excavator (Yes No) Yes No Yes Stiffy Operator of Damage Yes / No) Yes Stiffy Operator of Damage Yes / No) Yes Stiffy Operator Stress (Yes / No) Yes Steleased (Yes / No) Yes Mississippi Code of 1972, § 77-13-7. (1) Vistice Exomptions (Yes / No) Yes Mississippi Code of 1972, § 77-13-7. (2) Mississippi Code of 1972, § 77-13-7. (2) Vistice Exomptions (Yes / No) Yes Mississippi Code of 1972, § 77-13-7. (2) Mississippi Code of 1972, § 77-13-7. (2) Mississippi Cod		
Tail Again H No Response from Derator Or Signs Of Unmarked (Mississippi Code of 1972, § 77-13-9. (3)) Ves (Mississippi Code of 1972, § 77-13-9. (3)) Ves (Ves / No) (Mississippi Code of 1972, § 77-13-9. (3)) Special Language Regarding Trenchless Technology (Yes / No) No Special Language Regarding Trenchless Technology (Yes / No) No Separate Locate Request Sequired for Each Excavator (Yes No) Yes (Mississippi Code of 1972, § 77-13-5. (1)) Vol (Mississippi Code of 1972, § 77-13-7. (1)) Vol (Mississippi Code of 1972, § 77-13-7. (1)) Ves (Yes / No) Yes (Mississippi Code of 1972, § 77-13-7. (1)) Ves / No) Yes (Mississippi Code of 1972, § 77-13-7. (2)) Volice Exemptions (Yes / No) Yes Ves / No) Yes Visitis (Yes / No) Ye		No
Operator Or Signs Of Umarked acilities (Yes / No) Tes (Mississippi Code of 1972, § 77-13-9. (3)) Volty One-Gall If Marks Moved or No Longer Visible (Yes / No) (Mississippi Code of 1972, § 77-13-5. (2)) Special Language Regarding frenchless Technology (Yes / No) No Separate Locate Request Required for Each Excavator (Yes (Mississippi Code of 1972, § 77-13-5. (1)) No Signarate Locate Request Required for Each Excavator (Yes (Mississippi Code of 1972, § 77-13-7. (1)) Ves (Mississippi Code of 1972, § 77-13-7. (1)) Volty Operator of Damage (Yes / Vo) Yes (Mississippi Code of 1972, § 77-13-7. (1)) Ves (Mississippi Code of 1972, § 77-13-7. (1)) Volty Operator of Damage (Yes / Vo) Yes (Mississippi Code of 1972, § 77-13-7. (1)) Ves (Mississippi Code of 1972, § 77-13-7. (1)) Volte Exemptions (Yes / No) Yes Yes (Mississippi Code of 1972, § 77-13-7. (1)) Volte Exemptions (Yes / No) Yes Yes Ves (Yes / No) Yes Yes Volte Exemptions (Yes / No) Yes Yes Vississippi Code of 1972, § 77-13-7. (1)) Ves Yes Volte Exemptions (Yes / No) Yes Yes Vississippi Code of 1972, § 77-13-7. (1)) Ves Yes Vississippi Code of 1972, § 77-13-7. (1))<		
Sectilize (Yes / No) (Mississippi Code of 1972, § 77-13-9. (3)) iot Longer Visible (Yes / No) (Mississippi Code of 1972, § 77-13-5. (2)) special Language Regarding renchless Technology (Yes / No) No separate Locate Request tequired for Each Excavator (Yes No) Yes (Mississippi Code of 1972, § 77-13-5. (1)) lotify Operator of Damage (Yes / No) (Mississippi Code of 1972, § 77-13-7. (1)) lotify Operator of Damage (Yes / No) (Mississippi Code of 1972, § 77-13-7. (1)) lotify Operator of Damage (Yes / No) (Mississippi Code of 1972, § 77-13-7. (1)) lotify Operator of Damage Yes / No) Yes lotice Exemptions (Yes / No) Yes clicate Strappi Code of 1972, § 77-13-7. (2)) Ves lotice Exemptions (Yes / No) Yes of the solit strappi Code of 1972, § 77-13-7. (2)) Ves lotice Exemptions (Yes / No) Yes otacle Exemptions (Yes / No) Yes lotice Exemptions (Yes / No) Yes otacle Exemptions (Yes / No) Yes lotice Exemptions (Yes / No) Yes lotice Exemptions (Yes / No) Yes lotice Exemptions (Specific and Yes (Yes / No) Yes lotice Ex		
Voity One-Call If Marks Moved or (Mississippi Code of 1972, § 77-13-5. (2)) pecial Language Regarding renchless Technology (Yes / No) No Sequent of DEAD Excavator (Yes No) Yes (Mississippi Code of 1972, § 77-13-5. (1)) Voity Operator of Damage (Yes / to) Yes (Mississippi Code of 1972, § 77-13-7. (1)) Voity Operator of Damage (Yes / to) Yes (Mississippi Code of 1972, § 77-13-7. (1)) Voity Operator of Damage (Yes / to) Yes (Mississippi Code of 1972, § 77-13-7. (1)) Ves (No) Yes (Mississippi Code of 1972, § 77-13-7. (1)) Ves (No) Yes (Mississippi Code of 1972, § 77-13-7. (2)) Ideleased (Yes / No) Yes Mississippi Code of 1972, § 77-13-7. (2)) Ideleased (Yes / No) Yes Mississippi Code of 1972, § 77-13-3. (i) "Excavate or excavation" means any operation in which earth, rock or other material or mass of material or mass of material or mass of material or or below the ground is moved or otherwise displaced to the system where (12) inches on private property by the property owner, except when such excav there where (12) inches on private property by the property owner, except when such excav clearly marked underground facility right-of-way: or (v) routine railcad maintenance activities conducted within the railcad right-of-way and sistance and the activities coccur only after initial ronce is provided thom the such exavator who is no the property owner, except when such excav clearly marked underground facillity right-of-way: or (v) routine railcad antenance	5	(Mississippi Code of 1972, § 77-13-9. (3))
lot Longer Visible (Yes / No) (Mississippi Code of 1972, § 77-13-5. (2)) special Language Regarding renchless Technology (Yes / No) No signards Locate Request tequired for Each Excavator (Yes No) Yes (Mississippi Code of 1972, § 77-13-5. (1)) totify Operator of Damage (Yes / Io) Yes (Mississippi Code of 1972, § 77-13-7. (1)) totify Operator of Damage (Yes / Io) Yes (Mississippi Code of 1972, § 77-13-7. (1)) totify Operator of Damage Yes / No) Yes (Mississippi Code of 1972, § 77-13-7. (1)) totify Operator of Damage Yes / No) Yes teleased (Yes / No) Yes telease that Web(12) Inches on private property owner without the use of mechanical excavator where (Yes or their material or mass of material on or below the ground is moved or otherwise displaced to teles than tweb(12) Inches on private property owner without the use of mec		Yes
No No eparate Locate Request equired for Each Excavator (Yes No) Yes (Mississippi Code of 1972, § 77-13-5. (1)) othy Operator of Damage (Yes / o) Yes (Mississippi Code of 1972, § 77-13-5. (1)) othy Operator of Damage (Yes / No) Yes (Mississippi Code of 1972, § 77-13-7. (1)) othy Operator of Damage (Yes / No) Yes (Mississippi Code of 1972, § 77-13-7. (1)) all S1I of Hazardous Materials eleased (Yes / No) Yes (Mississippi Code of 1972, § 77-13-7. (2)) otice Exemptions (Yes / No) Yes Mississippi Code of 1972, § 77-13-7. (2)) Yes otice Exemptions (Yes / No) Yes Mississippi Code of 1972 § 77-13-7. (2)) Yes otice Exemptions (Yes / No) Yes mississippi Code of 1972 § 77-13-7. (1) Yes mississippi Code of 1972 § 77-13-7. (2)) Yes otice Exemptions (Yes / No) Yes mississippi Code of 1972 § 77-13-7. (1) Yes otice Exemptions (Yes / No) Yes otice Exemptions (Specific and, no cover other material or mass of material on or below the ground is moved or otherwise displaced to the railroad milpho-dway ay atsend with the railroad right-of-way yes are to the railroad right-of-way yes are to the railroad right-of-way yes are tothe with the railroad right of-way asto atsend tothe		(Mississippi Code of 1972, § 77-13-5. (2))
Trenchless Technology (Yes / No) No Separate Locate Request Request Request Required for Each Excavator (Yes (Mississippi Code of 1972, § 77-13-5. (1)) Sequired for Each Excavator (Yes) (Mississippi Code of 1972, § 77-13-5. (1)) Solt (Yes / No) Yes (No) Ves / No) (Mississippi Code of 1972, § 77-13-7. (1)) Set (No) (Ves / No) Colice Exemptions (Yes / No) (Mississippi Code of 1972, § 77-13-7. (1)) Colice Exemptions (Yes / No) Yes Ves / No) Yes Mississippi Code of 1972 § 77-13-3 (i) "Excavate or excavation" means any operation in which earth, rock or other material or mass of material or no se of metrial or nowed or otherwise displaced to yeany means, except: (i) the tilling of the soil less than twenty-four (24) linches on private property by the property owner without the use of mechanical excavatin equipment: or filli an operation in which earth, rock or other material or mass of material or no se owner or therwise displaced to yeany meanse displaced witho the the rank or other material or private property by an excavator who is not the property owner, except when such excavat	Special Language Regarding	
tequired for Each Excavator (Yes Yes No) (Mississippi Code of 1972, § 77-13-5. (1)) Joity Operator of Damage (Yes / Io) Yes Ioity Operator of Damage (Yes / Io) Yes Ioity One Call Center of Damage Yes / No) Yes Lease (Yes / No) Yes Lease (Yes / No) Yes Lease (Yes / No) Yes Mississippi Code of 1972, § 77-13-7. (2)) Lotice Exemptions (Yes / No) Yes Mississippi Code of 1972, § 77-13-7. (2)) Lotice Exemptions (Yes / No) Yes Mississippi Code of 1972, § 77-13-7. (2)) Lotice Exemptions (Yes / No) Yes Mississippi Code of 1972, § 77-13-3. () "Excavate or excavation" means any operation in which earth, rock or other material or mass of material or not below the ground is moved or otherwise displaced the or otherwise displaced the coll less than twelve (12) inches on private property owner without the use of mechanical excavatin equipment, or (iii) an operation in which earth, rock or other material or mass of material or		No
Sequired for Each Excavator (Yes (Mississippi Code of 1972, § 77-13-5. (1)) Notify Operator of Damage (Yes / Io) Yes No) Yes No) Yes No) (Mississippi Code of 1972, § 77-13-7. (1)) Joitfy One Call Center of Damage Yes / No) Yes All 911 if Hazardous Materials Yes Keleased (Yes / No) Yes Iolicite Exemptions (Yes / No) Yes Mississippi Code of 1972 § 77-13-7. (2) Joitce Exemptions (Yes / No) Yes Mississippi Code of 1972 § 77-13-3 (i) "Excavate or excavation" means any operation in which earth, rock or other material or mass of material or obelow the ground is moved or otherwise displaced by any means, except: (i) the tilling of the soil less than twenty-four (24) inches in depth for agr purposes; or (ii) an operation in which earth, rock or other material or or below the ground is moved or otherwise displaced by any means, except: (i) the tilling of the soil less than twelve (12) inches on private property by the property owner without the use of mechanical excavatin equipment; or (iii) an operation in which earth, rock or other material or mass of material or or below the ground is moved or otherwise displaced without the use of mechanical excavatin equipment; or (iii) an operation in which earth, rock or other material or mass of material or moved or otherwise displaced without the use of mechanical excavatin equipment; or (iii) an operation in which earth is cond cater withen sole sof and ight-of-way, and ight-of-way, and is carried ou	Separate Locate Request	Ver
NO) Yes Io) Yes Io) Yes Io) Yes Io) Yes Io) Yes Yes (No) Yes II) II Hazardous Materials Yes Iseleased (Yes / No) Yes Ocice Exemptions (Yes / No) Yes Ioice Exemptions (Yes / No) Yes Ississippi Code of 1972, § 77-13-7. (1)) Yes Ves Yes Ississippi Code of 1972, § 77-13-7. (2)) Solice Exemptions (Yes / No) Ioice Exemptions (Yes / No) Yes Ississippi Code of 1972 § 77-13-3 (i) "Excavate or excavation" means any operation in which earth, rock or other material or mass of material on or below the ground is moved or otherwise displaced to is not the orgen of mechanical excavating equipment; or (ii) an operation in which earth, rock or other material or mass of material on or below the ground is nor the orgen of mechanical excavating equipment; or (ii) an operation in the earth, rock or other material or mass of material on or below the ground is not the property wome excavator who is no the property wome exceept when such excavating equipment; or (ii) an operation in the earth, rock or other material or mass of material on or below the ground at is not the property wome exceept when such excavating include amployees or railroad contractors and is carried out with reasonable care so as to protect any underground facillites property instaled anteloweed or otherway a dist	Required for Each Excavator (Yes	
Ioi (Mississippi Code of 1972, § 77-13-7. (1)) Ves / No) Yes Yes / No) Yes All 911 if Hazardous Materials Yes Keleased (Yes / No) Yes Joice Exemptions (Yes / No) Yes Mississippi Code of 1972, § 77-13-7. (2)) Joice Exemptions (Yes / No) Yes Mississippi Code of 1972, § 77-13-7. (2)) Section 2000 Yes Mississippi Code of 1972 § 77-13-7. (2)) Section 2000 Yes Mississippi Code of 1972 § 77-13-7. (2)) Section 2000 Yes Mississippi Code of 1972 § 77-13-3 (1) "Excavate or excavation" means any operation in which earth, rock or other material or mass of material or mass of material or onses of material or onses of material or onses of material or onses of material or mass of material or onses of material or onses of material or onses of material or onses of material or mass of material or onsecondor who is not the property oner, except when such excavatin equipment, or clip) inches on private property by the property owner without the use of mechanical excavating equipment; or (ii) an operation in equipment to a depth of less than twelve (12) inches on private property by an excavator who is not the property owner, second when such excavatin an inchead excavating equipment; or (iii) an operation in which earth, rock or other material or mass of material or mass of material or mass of material or mass of a cemetery, provided that the cark		(Mississippi Code or 1972, § /1-13-5. (1))
Joint One Call Center of Damage Yes / No) Yes (Mississippi Code of 1972, § 77-13-7. (1)) Call 911 if Hazardous Materials Released (Yes / No) Yes (Mississippi Code of 1972, § 77-13-7. (2)) Jotice Exemptions (Yes / No) Yes Mississippi Code of 1972, § 77-13-7. (2)) Yes Subject Code of 1972, § 77-13-7. (2)) Yes Mississippi Code of 1972, § 77-13-3 (i) "Excavate or excavation" means any operation in which earth, rock or other material or mass of material below the ground is moved or otherwise displaced by any means, except (i) the tilling of the soil less than twenty-four (24) inches in depth for age purposes; or (ii) an operation in which earth, rock or other material or mass of material on or below the ground is moved or otherwise displaced to less than twelve (12) inches on private property owner without the use of mechanical excavatin equipment to a depth of less than twelve (12) inches on private property owner without the use of mechanical excavatin equipment to a depth of less than twelve (12) inches on private property by an excavator who is not the property owner, except when such excav clearly marked underground facility right-of-way; or (v) routine antineance activities conducted within the rairage dich within the rairacia right-of-way ay distance not to exceed thirty (30) feet from the outside rail of the outermost track or tracks, provided this work is by rairoad employees or rairoad contractors and is carried out with reasonable care so as to protect any underground facilities properly installed railored right-of-way by agreement with the railroad; or (v) routine antintenance activities carried out by or for those responsible for publicly ma radways and right-s-of-way, provided tha track ore so as to protect any undergro	Notify Operator of Damage (Yes /	
Joint Yes Yes / No) (Mississippi Code of 1972, § 77-13-7. (1)) Coll 911 ff Hazardous Materials Yes Keleased (Yes / No) (Mississippi Code of 1972, § 77-13-7. (2)) Joint Ce Exemptions (Yes / No) Yes Mississippi Code of 1972, § 77-13-7. (2)) Yes Seleased (Yes / No) Yes Mississippi Code of 1972, § 77-13-3. (1) "Excavate or excavation" means any operation in which earth, rock or other material or mass of material or mass of material or or below the ground is moved or otherwise displaced by any means, except (1) (1) the tilling of the soil less than twenty-four (24) inches in depth for agr purposes, or (ii) an operation in which earth, rock or other material or mass of material or or below the ground is moved or otherwise displaced to less than twelve (12) inches on private property owner without the use of mechanical excavatin equipment to a depth of less than twelve (12) inches on private property owner without the use of mechanical excavating equipment; or (iii) an operation in thin the railroad right-of-way a distance not to exceed thinty (30) feet from the outside rail of the outermost track or tracks, provided this work is by railroad engloyees or railroad contractors and is carried out with reasonable care so as to protect any underground facilities properly installed railored right-of-way by agreement with the railroad; or (V) routine activities ocare and all affected operators have advised that there are no un facilities within the boundaries of the subject cemetery; or (Vi) routine maintenance activities carried out by or for those responsible for publicly ma readways and right-of-way, provided that the activities occaru		(Mississippi Code of 1972, § 77-13-7. (1))
Call 911 if Hazardous Materials Yes Released (Yes / No) Yes Notice Exemptions (Yes / No) Yes Mississippi Code of 1972 § 77-13-7. (2)) Yes Mississippi Code of 1972 § 77-13-3 (i) "Excavate or excavation" means any operation in which earth, rock or other material or mass of material or below the ground is moved or otherwise displaced by any means, except: (i) the tilling of the soil less than twenty-four (24) inches in depth for argin purposes; or (ii) an operation in which earth, rock or other material or mass of material on or below the ground is moved or otherwise displaced to early marked underground facility right-of-way; or (iv) routine railroad maintenance activities conducted without the use of mechanical excavatin equipment to a depth of less than twelve (12) inches on private property by an excavator who is not the property owner, except when such excave clearly marked underground facility right-of-way; or (iv) routine railroad maintenance activities conducted within the track structure, drainage ditch within the railroad right-of-way a distance not to exceed thirty (30) feet from the outside rail of the outermost track or tracks, provided this work is by railroad employees or railroad contractors and is carried out with reasonable care so as to protect any underground facilities properly installed railroad right-of-way by agreement with the railroad; or (v) routine activities of a cemetery, provided that for any cemeter the earth to a depth of russ is provided to Mississippi 811, Inc., and all affected operators have advised that there are no un facilities shall be more specifically described in the rules and regulations adopted by the board; or (wi) the driving of wooden stakes by use of ha which do not penetrate the earth to a depth of not more than six (6) inches	Iotify One Call Center of Damage	Yes
Released (Yes / No) (Mississippi Code of 1972, § 77-13-7. (2)) Iotice Exemptions (Yes / No) Yes Mississippi Code of 1972 § 77-13-3 (i) "Excavate or excavation" means any operation in which earth, rock or other material or mass of material below the ground is moved or otherwise displaced by any means, except: (i) the tilling of the soil less than twenty-four (24) inches in depth for aggint on the soil earth, rock or other material or mass of material or below the ground is moved or otherwise displaced to the soil less than twelve (12) inches on private property by the property owner without the use of mechanical excavating equipment; or (iii) an operation in which earth, rock or other material or mass of material or nease of material or mass of material or below the ground is moved or otherwise displaced twithout the use of mechanical excavating equipment to a depth of less than twelve (12) inches on private property by an excavator who is not the property owner, except when such excava clearly marked underground facility right-of-way; or (iv) routine railroad maintenance activities conducted within the track structure, drainage ditch within the railroad right-of-way a distance not to exceed thirty (30) feet from the outside rail of the outermost track or tracks, provided this work is by railroad employees or railroad contractors and is carried out with reasonable care so as to protect any underground facilities properly installed railroad right-of-way and right-of-way the property or (vi) routine railneance activities carried out by or for those responsible for publicly material and right-of-way, provided that the activities occur only after initial notice is provided to Mississippi 811, Inc., and all affected operators have advised that there are no un facilities within the boundaries		
Votice Exemptions (Yes / No) Yes Mississippi Code of 1972 § 77-13-3 (i) "Excavate or excavation" means any operation in which earth, rock or other material or mass of material or or below the ground is moved or otherwise displaced by any means, except: (i) the tilling of the soil less than twenty-four (24) inches in depth for agg purposes; or (ii) an operation in which earth, rock or other material or mass of material or or below the ground is moved or otherwise displaced to less than twelve (12) inches on private property by the property owner without the use of mechanical excavating equipment; or (iii) an operation in equipment to a depth of less than twelve (12) inches on private property by an excavator who is not the property owner, except when such excavatin equipment to a depth of less than twelve (12) inches on private property by an excavator who is not the property owner, except when such excavatin the railroad right-of-way a distance not to exceed thirty (30) feet from the outside rail of the outermost track or tracks, provided this work is by railroad employees or railroad contractors and is carried out with reasonable care so as to protect any underground facilities properly installed railotad right-of-way by agreement with the railroad; or (v) routine activities of a cemetery, provided that for any cemetery that begins or expands 2015, such activities occur only after initial notice is provided to Mississippi 811, Inc., and all affected operators have advised that there are no un readivasy and rights-of-way, provided that the activities occur entirely within the public right-of-way and do not penetrate the earth to a depth of more than six (6) inches § 77-13-5. (3) Compliance with the notice requirements of this section shall not be required of: (a) persons plowing less than twenty-four (2 depth for agricultural purposes; (b) persons who are moving or otherwise displacing, by hand, earth, rock or other material or mas	Call 911 if Hazardous Materials	Yes
Mississippi Code of 1972 § 77-13-3 (i) "Excavate or excavation" means any operation in which earth, rock or other material or mass of material below the ground is moved or otherwise displaced by any means, except: (i) the tilling of the soil less than twenty-four (24) inches in depth for age purposes; or (ii) an operation in which earth, rock or other material or mass of material on or below the ground is moved or otherwise displaced to less than twelve (12) inches on private property owner without the use of mechanical excavating equipment; or (iii) an operation in earth, rock or other material or mass of material on or below the ground is moved or otherwise displaced without the use of mechanical excavatin equipment to a depth of less than twelve (12) inches on private property by an excavator who is not the property owner, except when such excav clearly marked underground facility right-of-way; or (iv) routine railroad maintenance activities conducted within the track structure, drainage ditch within the railroad right-of-way a distance not to exceed thirty (30) feet from the outside rail of the outermost track or tracks, provided this work is by railroad employees or railroad contractors and is carried out with reasonable care so as to protect any underground facilities property installed railroad right-of-way by agreement with the railroad; or (v) routine activities of a cemetery, provided that for any cemetery that begins or expands 2015, such activities occur only after initial notice is provided to Mississipi 811, Inc., and all affected operators have advised that there are no un facilities within the boundaries of the subject cemetery; or (vi) routine maintenance activities carried out by or for those responsible for publicly me roadways and rights-of-way, provided that the activities occur entirely within the public right-of-way and do not penetrate the earth to a depth of m twelve (12) inches and are carried out with reasonable care so as to protect any underground facilities placed in the right-of-w	Released (Yes / No)	(Mississippi Code of 1972, § 77-13-7. (2))
below the ground is moved or otherwise displaced by any means, except: (i) the tilling of the soil less than twenty-four (24) inches in depth for agg purposes; or (ii) an operation in which earth, rock or other material or mass of material on or below the ground is moved or otherwise displaced to less than twelve (12) inches on private property by the property owner without the use of mechanical excavating equipment; or (iii) an operation in earth, rock or other material or mass of material on or below the ground is moved or otherwise displaced without the use of mechanical excavating equipment to a depth of less than twelve (12) inches on private property by an excavator who is not the property owner, except when such excav clearly marked underground facility right-of-way; or (iv) routine railroad maintenance activities conducted within the track structure, drainage ditch within the railroad right-of-way a distance not to exceed thirty (30) feet from the outside rail of the outermost track or tracks, provided that welve railroad right-of-way by agreement with the railroad; or (v) routine activities of a cemetery, provided that for any cemetery that begins or expands 2015, such activities occur only after initial notice is provided to Mississippi 811, Inc., and all affected operators have advised that there are no un facilities within the boundaries of the subject cemetery; or (vi) routine maintenance activities carried out by or for those responsible for publicly me roadways and rights-of-way, provided that the activities cocur entrely within the public right-of-way and do not penetrate the earth to a depth of not more than six (6) inches § 77-713-5. (3) Compliance with the notice requirements of this section shall not be required of: (a) persons plowing less than twenty-four (2 depth for agricultural purposes; (b) persons who are moving or otherwise displacing, by hand, earth, rock or other material or mass of material on or below the ground at a depth of less than twenty (12) inches, except wit	lotice Exemptions (Yes / No)	Yes
	Notice Exemptions (Specific Language))	§ 77-13-5. (3) Compliance with the notice requirements of this section shall not be required of: (a) persons plowing less than twenty-four (24) inches i depth for agricultural purposes; (b) persons who are moving or otherwise displacing, by hand, earth, rock or other material or mass of material on or below the ground at a depth of less than twelve (12) inches on property they own; and (c) persons, other than the property owner, who are moving or otherwise displacing, by hand, earth, rock or other material or mass of material on or below the ground at a depth of less than twelve (12) inches on property they own; and (c) persons, other than the property owner, who are moving or otherwise displacing, by hand, earth, rock or other material or mass of material on or below the ground at a depth of less than twelve (12) inches, except when such
Operator Response		Operator Response
Minimum # Days for Operator to Respond After Receiving Notice 2 (Generally)	Respond After Receiving Notice	

Operator Requirements to Respond to Locate Notification (Specific Language)	Mississippi Code § 77-13-9. (1) Every person owning or operating underground utility lines or underground facilities shall, upon receiving advance notice of the commencement of excavation, in accordance with Section 77-13-7, make an investigation, and may report through the use of the PRIS the status of the work performed, within two (2) working days from the time notice is provided in accordance with this chapter to the Mississippi 811, Inc., to determine th approximate location of its underground utility lines or underground facilities in the area of the proposed excavation, and shall either: (a) mark the approximate location of underground utility lines and underground facilities in or near the area of the excavation, so as to enable the person engaged in excavation work to locate the lines and facilities in advance of and during the excavation work; (b) advise in writing or by telephone or electronic means that it has no underground utility lines or underground facilities in the excavation area; or (c) advise in writing or by telephone or electronic means that it can locate its underground utility lines or underground facilities in the excavation area only by excavation. If an operator can locate its underground utility lines or underground facilities in the excavation area only by excavation. If an operator shall be allowed a reasonable amount of additional time, not to exceed two (2) additional working days, to mark the approximate location of the underground utility lines or underground facilities. (2) In lieu of such marking, the operator may request to be present at the site upon commencement of the excavation, so long as the operator complies within two (2) working days of the receipt of the notice.
Minimum Standards for Locator	Νο
Qualifications (Yes / No)	
Minimum Standards for Locator Qualifications (Specific Language)	Not addressed
Law Specifies Marking Standards Other Than Color (Yes / No)	Νο
Law Specifies Marking Standards Other Than Color (Specific Language)	Mississippi Code § 77-13-9. (4) When marking the approximate location of the facilities, the operator shall follow the color code designated and described herein, unless otherwise provided for by specific administrative rule or regulation promulgated pursuant to this chapter
Law Includes Specific Language For Operators To Locate Sewer Laterals (Yes / No)	Νο
Law Includes Specific Language For Operators To Locate Abandoned Facilities (Yes / No)	Νο
Operator Must Locate Abandoned Facilities (Specific Language)	Locating abandoned facilities is not addressed. However, reference Mississippi Code § 77-13-9. (3) When an excavator, upon arriving at an excavation site, sees evidence of unmarked underground utility lines or underground facilities or encounters an unmarked underground utility line or underground facility on an excavation site after excavation has commenced where notice of intent has been made in accordance with the provisions of this chapter, that excavator must immediately contact Mississippi 811, Inc. All operator(s) thus notified must contact the excavator within four (4) hours and inform the excavator of any of their known underground facilities, active or abandoned, at the site of the excavation.
Positive Response Required - Operator Contact Excavator (Yes / No)	Νο
Positive Response Required - Operator Contact Excavator (Specific Language)	Not addressed. (Reference Mississippi Code § 77-13-9 (1)) [Discussion with Mississippi 811 indicates that the requirements noted in § 77-13-9 (1) (b) and (c) are to advise the excavator.]
Positive Response Required - Operator Contact One Call Center (Yes / No)	No
Positive Response Required - Operator Contact One Call Center (Specific Language)	Not addressed
Positive Response - One-Call Automated (Yes / No)	No. (However, see available use of Mississippi 811 "positive response information system" noted in Mississippi Code § 77-13-3. (r) and § 77-13-9 (1))

Oneveter Must Previde One Call	
Operator Must Provide One-Call	
Center with Information On	Yes
Locations of Buried Facilities (Yes / No)	
Operator Must Provide One-Call	Mississippi Code § 77-13-17. (7) All operators shall provide Mississippi One-Call System, Inc., the following information: (a) A list of counties, cities and
Center with Information On	towns in which the operator has underground utility lines or underground facilities in each county. (b) The townships, ranges, sections and quarter sections
Locations of Buried Facilities	in each county in which the operator has underground utility lines or underground facilities or for other reasons wish to receive notification of proposed
(Specific Language)	excavation.
(Specific Language) Operator Must Update Information	
On Locations of Buried Facilities	Yes
(Yes / No)	105
Operator Must Update Information	Mississippi Code § 77-13-17. (7) All operators shall provide Mississippi One-Call System, Inc., the following information: (c) An update on an annual
On Locations of Buried Facilities	basis of each operator's underground utility lines or underground facilities for the State of Mississippi.
(Specific Language)	
New Facilities Must Be Locatable	
Electronically	Yes
(Yes / No)	
New Facilities Must Be Locatable	Mississippi Code § 77-13-9. (5) All utility facilities installed by owners or operators of utilities on or after January 1, 2010, shall be installed in such
	manner that the utility facility may be located by using a generally accepted electronic locating method.
Electronically (opecific Language)	
Design Request (Yes / No)	Yes.
	(Mississippi Code § 77-13-5 (4) and § 77-13-9 (7))
	One Call, Enforcement, and Reporting
Mandatory One Call Membership	Yes.
(Yes / No)	(Mississippi Code § 77-13-17 (2))
One Call Membership Exemptions	Yes
(Yes / No)	Mississimi Cada S 77.42.2. (z.) Operator bell mean any angen who were a particle of this . Lewone the term argents shall not include any asile at
One Call Membership Exemptions	Mississippi Code § 77-13-3. (g) Operator shall mean any person who owns or operates a utility. However, the term operator shall not include any railroad or the Mississippi Department of Transportation.
(Specific Language)	§ 77-13-17. (2) Operators who have underground utility lines or underground facilities within the State of Mississippi shall be a member of Mississippi 811
(Specific Language)	
One-Call Law Addresses Board	
Make-Up (Yes / No)	Yes
	Mississippi Code § 77-13-29. (1)There is created an Underground Facilities Damage Prevention Board for the purpose of enforcing this chapter (4)Th
	board shall be composed of sixteen (16) members and all board appointments shall be made on or before July 31, 2016, as follows: (a) The President of
	Mississippi 811, Inc., or his designee; (b) One (1) representative of the telecommunications industry, appointed by the Governor; (c) One (1) representative
	of the excavation, utility and/or site construction industry, appointed by the Lieutenant Governor; (d) One (1) representative of the electric power industry
	investor-owned utilities, appointed by the Governor; (e) One (1) representative of the Electric Power Associations of Mississippi, appointed by the
	Lieutenant Governor; (f) The Executive Director of the Mississippi Department of Transportation, or his designee; (g) One (1) representative of the cable
One-Call Law Addresses Board Make-Up (Specific Language)	industry appointed by the Governor; (h) One (1) representative of the Pipeline Safety Division, serving as an ex officio, nonvoting member; (i) One (1)
	representative of the natural gas or liquid transmission industry, appointed by the Lieutenant Governor; (j) One (1) representative of the natural gas or liquid
	distribution industry, appointed by the Lieutenant Governor; (k) The Executive Director of the Mississippi Association of Professional Surveyors, Inc., or his
	designee; (I) The Executive Director of the Mississippi Association of Supervisors, or his designee; (m) The Executive Director of the Mississippi Municipal
	League, or his designee; (n) The Executive Director of the Mississippi Homebuilders Association, or his designee; (o) The Chief Executive Officer of the
	Mississippi Rural Water Association, or his designee; and (p) The Executive Director of the American Council of Engineering Companies of Mississippi, or
	his designee.
Separate Body Designated to	
Advise Enforcement Authority	Yes
(Yes / No)	

Separate Body Designated to Advise Enforcement Authority (Specific Language)	Mississippi Code § 77-13-29. (1)There is created an Underground Facilities Damage Prevention Board for the purpose of enforcing this chapter (3) The Pipeline Safety Division will provide administrative, investigative and legal support for the board as deemed necessary and approved by the board. The Pipeline Safety Division shall charge to the board the expenses associated with the administration, investigative and legal duties requested by the board.
Penalties / Fines Excavators (Yes / No)	Yes
Penalties / Fines Excavators (Specific Language)	Mississippi Code § 77-13-27. (1) Any person, whether excavator or operator, who violates this chapter, or the rules or regulations promulgated under this chapter, shall be subject to a civil penalty as follows: (a) For a first violation, the violator shall complete a course of training concerning compliance with this chapter as determined by the executive committee; (b) For a second violation occurring within a five-year period, the violator shall complete a course of training concerning compliance with this chapter as determined by the executive committee or pay a civil penalty in an amount set by the executive committee, not to exceed Five Hundred Dollars (\$500.00) per incident, or both; (c) For a third or subsequent violation occurring within a five-year period, the violator shall pay a civil penalty in an amount set by the executive committee, not to exceed Two Thousand Five Hundred Dollars (\$2,500.00) per incident; and (d) Notwithstanding this subsection and subsection (2) of this section, if any violation was the result of gross negligence or willful or wanton misconduct as determined by the executive committee and pay a civil penalty in an amount set by the executive committee and pay a civil penalty in an amount set by the executive committee and pay a civil penalty in an amount set by the executive committee, the executive committee shall require the violator to complete a course of training concerning compliance with this chapter as determined by the executive committee and pay a civil penalty in an amount set by the executive committee, not to exceed Five Thousand Dollars (\$5,000.00) per incident. (2) Any person who is required to complete a course of training under subsection (1) of this section shall be responsible for paying for the cost of the training. For those instances in which training is ordered, if the person is a firm, partnership, association, corporation, limited liability company, joint venture, department or subdivision of the state or other governmental entity or any other body or or
Penalties / Fines Operators (Yes / No)	Yes
	Mississippi Code § 77-13-27. (1) Any person, whether excavator or operator, who violates this chapter, or the rules or regulations promulgated under this chapter, shall be subject to a civil penalty as follows: (a) For a first violation, the violator shall complete a course of training concerning compliance with this chapter as determined by the executive committee; (b) For a second violation occurring within a five-year period, the violator shall complete a course of training concerning compliance with this chapter as determined by the executive committee or pay a civil penalty in an amount set by the executive committee, not to exceed Five Hundred Dollars (\$500.00) per incident, or both; (c) For a third or subsequent violation occurring within a five-year period, the violator shall pay a civil penalty in an amount set by the executive committee, not to exceed Two Thousand Five Hundred Dollars (\$2,500.00) per incident; and (d) Notwithstanding this subsection and subsection (2) of this section, if any violation was the result of gross negligence or willful or wanton misconduct as determined by the executive committee and pay a civil penalty in an amount set by the executive committee and pay a civil penalty in an amount set by the executive committee and pay a civil penalty in an amount set by the executive committee, not to exceed Two Thousand Five Hundred Dollars (\$2,500.00) per incident; and (d) Notwithstanding this subsection and subsection (2) of this section, if any violation was the result of gross negligence or willful or wanton misconduct as determined by the executive committee and pay a civil penalty in an amount set by the executive committee, not to exceed Five Thousand Dollars (\$5,000.00) per incident. (2) Any person who is required to complete a course of training under subsection (1) of this section shall be responsible for paying for the cost of the training. For those instances in which training is ordered, if the person is a firm, partnership, association, corporation, limited liability compa
Penalties / Fines Other (Yes / No)	Νο
Penalties / Fines Other (Specific Language)	Not addressed
Enforcement Authority Identified	Underground Facilities Damage Prevention Board (Mississippi Code § 77-13-29. (1))
Damage Investigation Required by Enforcement Authority (Yes / No)	Yes (Mississippi Code § 77-13-33. (1))
Mandatory Reporting of Excavation Damage by All Utility Owners to State Entity or Department (Yes / No)	No

Mandatory Reporting by	
Excavators to State Entity or	No
Department (Yes / No)	
Mandatory Reporting to State	
Entity or Department - Gas Only	No
(Yes / No)	
	Law and Regulation
	Mississippi Code Annotated, Title 77. Public Utilities and Carriers, Chapter 13. Regulation of Excavations Near Underground Utility Facilities, §§ 77-13-1
Statute / Law (Name & Link)	<u>through 77-13-37</u>
Statute / Law (Name & Link)	(http://www.ms1call.org/law/)
	Also see One-Call Center Website for Information on State Law,
Date of Last Revision to Statute /	May 13, 2016
Law	(See https://legiscan.com/MS/text/SB2755/2016)
Administrative Rules /	Νο
Regulations (Yes / No)	
Administrative Rules /	None
Regulations (Name & Link)	Noie
State One Call Center(s)	Mississippi 811
(Name & Link)	(http://www.ms1call.org/)
	Miscellaneous Notes
Notes	In accordance with Mississippi Code § 77-13-29. (1), the Mississippi Underground Facilities Damage Prevention Board (the board) "has the power and authority to: (a) Adopt a budget and promulgate rules and regulations to carry out the responsibilities of the board and the executive committee under this chapter. The board shall adopt its initial budget and promulgate its initial rules and regulations no later than December 31, 2016." Mississippi 811 reported on 5/17/17 that the proposed rules and regulations of the board have been submitted for internal review and approval. The rules will address, among other topics, the exclusion of routine maintenance activities fro the one call process. The rules, once approved, could change the data contained herein for some aspects of the Mississippi damage prevention law. An updated status of those rules should be available within 30 days from 5/17/17.
State Damage Prevention / One- Call Law Recently Revised With Future Implementation Dates	0