



## ABOUT WV 811

ESTABLISHED IN 1980 BY THE WEST VIRGINIA LEGISLATURE

GOVERNED BY WEST VIRGINIA CODE #24-C-1-11:

To enhance the safety of the citizens of this state and to provide increased protection to underground facilities from damage due to excavation or demolition by providing for the operation of a one-call system for use by operators of underground facilities and by persons engaged in excavation or demolition in the vicinity of underground facilities.

## How to contact us.

- ▶ Call 811 or 1-800-245-4848
- ▶ Online at [www.wv811.com](http://www.wv811.com)
- ▶ Free Service
- ▶ WV 811 DOES NOT MARK THE LINES.










## Tickets

- ▶ Required by Law for ANY excavation and or demolition.
- ▶ 48 Hours to mark utilities.
- ▶ No more than 10 days excluding weekends and state and federal holidays, for ALL tickets, including Emergencies.



## Information Needed

-  TELL US ABOUT YOUR DIG PROJECT
-  LOCATION BY CITY/COUNTY
-  ADDRESS
-  WHO IS THE WORK DONE FOR
-  TYPE OF WORK OR DIG
-  HOW LONG IS THE DIG
-  SPECIAL MARKING INSTRUCTIONS



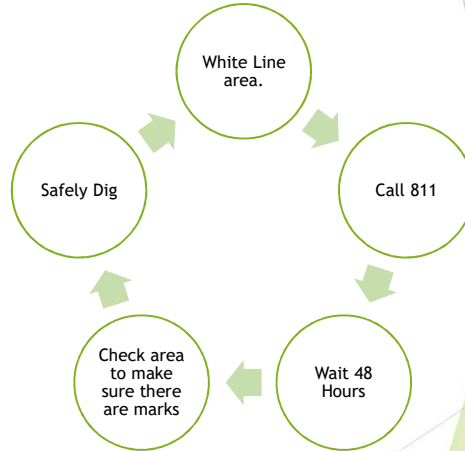
## Types of Tickets

- ▶ Normal- Used when excavation has been pre-planned
- ▶ Non-Compliant- Non-emergency ticket but must dig now. ( Take responsibility)
- ▶ Bad Locate- Marks are more than 2 feet off. ( Tolerance Zone)
- ▶ Update/Remark- Used when work will go past 15 days or marks have been destroyed.
- ▶ Dig-up/ Damage- Must call in within 24 hours of exposure or damage.
- ▶ No Response- Used when past 48 hours and utility has not responded.
- ▶ Emergency- **48 HOUR TICKET!!** Used when there is an immediate threat to life, health, or property or A condition that requires immediate correction to assure continuity of service provided by or through an underground facility or to assure the safety of the general public and or operator personnel.



## Process for Homeowners and Excavators

- ▶ White line proposed excavation area.
- ▶ Call 811 or click online to make a ticket no more than 10 days before digging and not before 48 hours.
- ▶ Wait a minimum of 48 hours, not including state and federal holidays or weekends for utilities to mark their lines with paint and flags.
- ▶ Make sure the utilities have marked their lines or received the clear to dig notification. (Positive Response)
- ▶ Safely Dig.



## APWA Color Code

- RED** Electric power lines, power conduits, lighting cables, and other energized wires, such as traffic signals
- ORANGE** Telecommunication lines, fiber optic cables, alarm or signal lines, cable TV or conduits
- YELLOW** Natural gas, oil, steam, liquid petroleum, or other gaseous or flammable material
- GREEN** Sewers and Drain Lines

- BLUE** Drinking / potable water
- PURPLE** Reclaimed Water, Irrigation and Slurry Lines
- PINK** Temporary Survey Marking
- WHITE** Proposed Excavation



# Best Practices WV 811/ Damage Prevention

## Safer Digging

- ▶ Use of **positive response**- All operators of underground facilities shall notify the one call system that the operator has marked the approx. location of its underground facilities are required by this section or the operator has no underground facilities in the proposed excavation or demolition area.
- ▶ Each individual notification made by an operator to the one call system pursuant of the provisions of this section **shall not exceed 2500 feet in length per ticket.**
- ▶ Each individual notification made by an operator to the one call system pursuant of the provisions of this section **shall not be valid for more than 15 business days excluding Saturday and Sunday and any state or federal holidays.** Provided that an operator may extend the life of the ticket in the one call system at least 48 hours before the ticket expires.



## New Law!!!

1) After the one-call system receives notification from an excavator of a specific area where excavation or demolition will be performed, the one-call system shall notify the operators of underground facilities who shall do the following within 48 hours, excluding Saturdays, Sundays, and legal federal or state holidays (such 48 hour period beginning at 12:00 a.m. of the day following receipt of the notification by the one call system):

2) Notwithstanding the provisions of §24C-1-3(d) of this code, the 48-hour period for required action may be waived if the excavator and operator mutually agree to an extended response time, which mutual agreement shall be confirmed in writing or by electronic record.



## WV DAMAGE PREVENTION BOARD



## ABOUT THE WVDPB

The West Virginia Underground Damage Prevention Board (WVDPB) is legislatively tasked with providing civil enforcement for violations of the Dig Law found in WV Code §24-C-1-11.

The WVDPB brings together stake holders in the underground facility management and construction industries to reduce damages to underground facilities by individuals who violate the West Virginia Dig Law.

**WVDPB**  
West Virginia Damage Prevention Board



## DAMAGE PREVENTION BOARD Mission Statement

The West Virginia Damage Prevention board brings together industry stakeholders to protect underground infrastructure, reduce damages, and promote public safety through education, collaboration, and enforcement of state dig laws.

## WHAT NOW!!!!

- You White lined your work area.
- You called your ticket in.
- You waited the required 48 hours.
- You checked positive response.( Still no marks)
- You contacted 811 with a no response.

## WHAT NOW!!!!

A close-up photograph of the emergency lights on a vehicle, showing red and yellow lights flashing. The background is blurred, suggesting an outdoor setting at night or in low light.

## VIOLATIONS AND PENALTIES

## VIOLETIONS

- ▶ Enforceable Violations:
- ▶ Excavating without a one call locate ticket.
- ▶ Excavating before 48 hours or all effective parties respond to the locate request.
- ▶ Failure to locate an underground facility.
- ▶ Did not locate underground facilities in required time.

## PENALTIES

### Penalties:

- For the first violation a respondent must complete a training as determined by the WVDPB plus an administration fee
- A second violation within a 5-year period results in training as determined by the WVDPB, and a fine up to \$500 per incident plus admin. fee
- A third or subsequent violation occurring within a 5-year period, the violator shall pay a civil penalty in an amount set by the WVDPB, not to exceed \$2,500 per incident plus admin. fee
- If the WVDPB finds a violation to be the result of gross negligence or willful or wanton misconduct, the violator shall complete a specialized training and a fine of up to \$5,000 per incident plus administration fee.

# Pictures Say a 1000 words!!

Pictures before and after you have finished your excavation or demolition can be the difference between a potential 5000 fine and proving your innocence.



## Pre-Dig

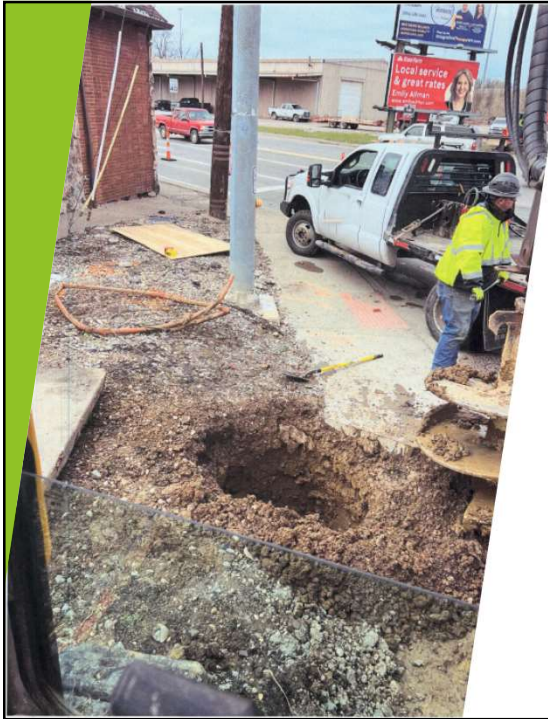


Pre-Dig



Pre-Dig

► Pre-Dig pictures showing utility marks if any is a great way to keep record of underground utilities.



## Post Dig

- ▶ Taking pictures after you dig to show you stayed outside the tolerance zone, which is 2 feet from the outside edge of buried lines.

## Damage Investigations



- ▶ Utilizing a hit kit when a damage happens is a great tool to show if utility marks were off or not.

# What is an AVR?

## Alleged Violation Report

Your course of action against those that do not follow the 811 law. Whether you are an excavator/contractor, utility owner, or homeowner. Everyone must follow the same rules and laws.

# HOW DO I FILE AN AVR???



There are two ways to file an AVR.

1. [www.wv811.com](http://www.wv811.com) and click on report violation.



Home About Us Homeowners Excavators Members Resources Portal Contact Us Report Violation Q

2. [www.WVDPB.com](http://www.WVDPB.com) and click on Report Violation



HOME ABOUT CONTACT REPORT VIOLATION COMPLIANCE MEETINGS



**Section 1 Alleged Violation Report Form**  
Please Note: Only one violation per form.

\* Your Name: \_\_\_\_\_  
 \* Your Company: \_\_\_\_\_  
 \* Your Street Address: \_\_\_\_\_  
 Street Address Line 2: \_\_\_\_\_  
 \* City: \_\_\_\_\_ \* State: - Select -  
 \* Postal / Zip Code: \_\_\_\_\_  
 \* Today's Date: \_\_\_\_\_  
 \* Your Phone Number: \_\_\_\_\_  
 Email Address for Alleged Violator (if known): \_\_\_\_\_  
 Mailing Address for Alleged Violator (if known):  
 \* Street Address: \_\_\_\_\_  
 Street Address Line 2: \_\_\_\_\_

Locate Ticket Number (if known): \_\_\_\_\_  
 Is the underground facility owner a member of West Virginia 811? - Select -  
 Date of Alleged Violation (if known): \_\_\_\_\_ Time of Alleged Violation (if known): \_\_\_\_\_

\* Type of Alleged Violation  
 Excavating Without a One Call Locate Ticket  
 Excavating Early  
 Failure to Locate Underground Facility  
 Did Not Locate Facility in Required Time  
 Other


If Other is selected, please provide a description of the alleged violation: \_\_\_\_\_

\* Did a damage occur as a result of this violation?  
 Yes  
 No


\* Did a damage occur as a result of this violation?  
 Yes  
 No

Utility Type  
 Gas  
 Electric  
 CATV  
 Phone  
 Water  
 Sewer  
 Other

Location of Alleged Violation  
 \* Street Address: \_\_\_\_\_  
 Street Address Line 2: \_\_\_\_\_  
 \* City: \_\_\_\_\_ \* State: - Select -  
 \* Postal / Zip Code: \_\_\_\_\_ \* County: - Select -  
 Please provide driving directions to the location: \_\_\_\_\_  
 Please upload any photos and/or other documentary evidence



**THANK YOU  
and  
Safe Digging**



Any questions please reach out to WV 811.

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