

**IDAHO UTILITY COORDINGATING COUNCIL**  
**APRIL 22 & 23, 2009**  
**AVISTA UTILITIES COEUR D'ALENE, IDAHO**

Attendees April 22, 2009:

Franco Massari	Intermountain Gas	Franco.massari@intgas.com
Doug Schaefer	United Water Idaho	doug.schaefer@unitedwater.com
Donna Claypool	Avista Utilities – Palouse	donna.claypool@avistautilities.com
Rodger Hood	Idaho Power	fredmert@msn.com
Dave Lowry	Idaho Power	dlowry@idahopower.com
Joe Samer	Connecting Idaho Partners	josephsamer@ch2m.com
Darlene Edwards	City of Sandpoint	darlene@ci.sandpoint.id.us
Marie Brown	Password Inc.	mmayben@passwordinc.com
Bruce Hathaway	Timewarner Cable	bruce.hathaway@twcable.com
Jed Turnbull	Mountain Movers	bullhart@sandpoint.net
Jim Pope	Avista Utilities	Jim.pope@avistautilities.com
Tom Donohue	Cable One	tom.donohue@cableone.net
Linda Phillips	Digline Inc.	lphillips@digline.com
Terry Wolverton	TransCanada – GTN	terry_wolverton@transcanada.com

Tom Donohue called the meeting to order at 1:00 p.m.

**Alaska Joint State meeting**

Tom Donohue said his main goal of attending was to visit with the Oregon on their Public Utilities Commission (PUC). The attendance was small and the information covered Alaska.

Bruce Hathaway said there were thirty persons in attendance: 1-Montana, 2-Idaho, 6-Washington, 7-Oregon and the rest from Alaska. There were four other persons attending a One Call Concept meeting who attended the five state meeting for a while. There were seven vendors and a couple of One Call centers, GIS locator/mapping system built into the locators. He said Common Ground Alliance (CGA) and Chrisann Carr gave a presentation. There were signs, posters, and Call Before You Dig supplies offered. He said the Dirt program showed 120,000 damages and 5000 not reported. He said it is important to get all utilities to use the Dirt program and report their damages. He said in the Verizon phone book 811 is on the emergency section under other. He said he spoke with Oregon and they suggested talking to underground providers of pedestal vaults, meters, etc. to see about casting 811 on the covers. He said the next Joint State meeting will be in 2010 in Spokane or Tacoma.

Tom Donohue said he spoke with the people from Oregon and they are willing to send someone to our meeting to discuss how they handled setting up a state agency that administers their Dig Law. He said the Board is appointed by the Governor which is separate from One Call. He said they can make recommendations on what claims should be handled and determine who is at fault and should there be a fine or education on damage prevention. He said the fines levied go back into education.

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**IUCC Non profit status**

Darlene Edwards said IUCC at the September meeting expressed interest in applying for grants. She said IUCC has an Employer Identification number (EIN) but is not IRS tax exempt. After consulting with a tax consultant he suggested applying for tax exemption recognition. She said the IUCC By Laws need to be modified to meet IRS requirements under Article II Membership, Powers and Duties of the Council by adding item "P. Dissolution" to say "Upon the dissolution of this organization, assets shall be distributed for one or more exempt purposes within the meaning of section 501(c) (3) of the Internal Revenue Code, or corresponding section of any future federal tax code, or shall be distributed to the federal government, or to a state or local government, for a public purpose."

**Bruce Hathaway moved to approve the change in the BY Laws to add item P.**

Jed Turnbull asked if the sixty day notice was covered. Darlene Edwards said yes the By Law change was sent to all voting members of the UCC via email. Other members concurred that they received.

Franco Massari read the UCC By Laws that state "changes can be made in the By Laws by a 2/3 majority of those voting members present. Notice of the proposed vote on a change in the By Laws and the text of the changes shall be furnished in writing to all registered members at least sixty (60) days prior to the scheduled meeting". He said Darlene Edwards did send out the required notice and new language. He said basically the federal government wants to make sure any funds are dispersed properly upon dissolution of the non profit organization. He said for IUCC to apply for federal grants this is a requirement. He said he and Linda Phillips and Tom Donohue reviewed the application.

Franco Massari asked the Council whether to pay the \$750 application fee or the \$300 minimum and see if the IRS request the rest. After some discussion the Council agreed the annual amount collected is under \$10,000 and should pay \$300.00. He said IUCC will move through the tax exemption process and when finished can inform other UCC's on the process.

Rodger Hood said maybe the other local UCC could come under the State UCC By Laws. Franco Massari said the difficulty is how the locals fare and how they receive dues and funds. He said it would create liability issues.

**Rodger Hood second the motion to amend the By Laws. The vote was unanimous.**

**Idaho Damage Prevention**

Franco Massari said at the September 2008 IUCC meeting he discussed with Jed Turnbull and met with Ron Law to review other state's grant applications on their response to the nine elements. He said the grant application is very detailed and a committed process.

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**Survey Results**

Franco Massari said the survey was sent out to underground facility owners and the results were very good. He said this is a very important time for the IUCC because we are at a crossroad and need to decide what direction the IUCC wants to take and today's discussion will decide where the IUCC is going. He said this is a great opportunity, but does come with a lot of responsibility. Other states UCC's are different, some have damage prevention councils and governing committees that are for enforcement.

**Neighboring States**

Jed Turnbull said he researched more on Oregon PUC and discussed with Terry Wolverton of TransCanada. He said Oregon has no enforcement and is complaint driven, after the fact, they will settle later. As an example are you going to go after the City or Utility when you need a permit from them. He said it is very political issue in Oregon and other States that follow this system. Mr. Turnbull said he attended a meeting in Yakima, Washington to hear Ken Jones, pipeline engineer for Pipeline Safety program, PUC in Nevada give a presentation. Mr. Turnbull said he is under the same boss as Ron Law and his presentation was on their enforcement program. He said there are six states that have enforcement capabilities: Nevada, Virginia, Arizona, Georgia, and Minnesota and he did not get the last one. He said Nevada changed their state law making the PUC the enforcement agency which is gas related because Nevada grew rapidly and the Federal Government asked for better regulations on inspections... After the law was in effect, Ken Jones field staff sent problems to him to arbitrate using one of his five attorneys. After the law was in effect there were one hundred thirty (130) operators-Utility companies that were not in compliance. There were seventy letters sent out from the PUC to the operators and thirty five (35) signed up with the One Call system. The thirty five (35) who did not sign up an inspector was sent to talk to them, and after that there was a letter of citation sent out that you will come into compliance which was over a six month period. The letter said if you do not come into compliance you will be charged \$1000 fine a day. He said when he spoke to Ken Jones in Yakima he said two had not signed up yet, but one was in the process and the other was going to be fined. The Council discussed the definition of "operator" being in the law as an underground facility owner. Mr. Turnbull read the specific article language from the law. There was only one section in the One Call law that was changed "the Public Utility Commission Regulatory Operational Staff is the enforcement of the One Call Law." He said the Oregon PUC was offered by the Federal Government that if they were part of the enforcement process of the One Call system they will pay them 40% of their cost. He said the PUC inspectors are paid by the PUC and are gas inspectors.

Terry Wolverton said the Nevada State Inspectors will look at projects and observe. They also will investigate if there are problems with the installation. He said the law allows them to review all permits and they can visit the site and ask to provide their One Call locate number. He said that Ken Jones was part of writing the law and can answer questions.

**IDAHO UTILITY COORDINATING COUNCIL**  
**APRIL 22 & 23, 2009**  
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Mr. Turnbull said in the last half of 2007 Nevada had two inspectors with eighty excavation shut downs for various reasons. The first half of 2008 had three inspectors with forty excavation shut downs. The second half of 2008 had six inspectors with twenty excavation shut downs. In 2007 twenty excavators had no locate tickets called in at the rate of fifteen or more. In 2008 it went down to five excavators with the rate of three. He said Nevada is for education and training than fines. He said Ken Jones stated that you are on the right track if these items are targeted "white line, call in locate, two day before, hand dig 24" marks".

Mr. Turnbull said Ken Jones stated as far as federal grant money two states received \$50,000 and four-states received \$100,000 (Virginia, Georgia, Arizona and Nevada have enforcement).

Mr. Turnbull said he has a DVD available of the presentation. Jim Pope, Linda Phillips and Tom Donohue asked for a copy.

Mr. Turnbull thanked Bruce Hathaway, Herb Heisel, Steve McNulty and Terry Wolverton and TransCanada for all their help.

Linda Phillips asked if the field staff initiates the violation and pursues or is it complaint driven as far as a contractor calling up and saying their not part of the One Call and they did not mark. Mr. Turnbull said yes, it is complaint or field inspector driven. Ms. Phillips asked if the field officer is authorized to give a fine like a cop and Mr. Turnbull said yes. The Council agreed that being fair to everyone for compliance is good.

Linda Phillips said the law changed in 2007 and asked how long the process took. Mr. Turnbull said he did not collect that information. Franco Massari said it can up to a five year process. He said grants possibly could help with the setup process for a PUC and One Call Law changes.

Linda Phillips said Ron Law stated Idaho PUC does not have jurisdiction in enforcement, but the PUC would possibly consider it if there is enough demonstration of a successful trending to convince the Governor and Commissioner. Terry Wolverton said using successful trending from the other six states and Ken Jones information is available to use. Mr. Turnbull said you can use other successful states information and use for references. Linda Phillips said there may be a dollar amount to consider for hiring additional state employees for enforcement.

Terry Wolverton said Nevada has a Common Ground Alliance subgroup that meets with utilities and individuals to discuss problems and resolve and is very beneficial for everyone to be proactive. Mr. Turnbull said they meet once a month via video conference and resolve issues by working together. Franco Massari said this is why this group is together is trying to accomplish the same thing and work out issues.

Mr. Turnbull said there is a power point available from Ken Jones on his presentation and asked if anyone was interested in one. Darlene Edwards and Linda Phillips asked for one via email.

**IDAHO UTILITY COORDINATING COUNCIL**  
**APRIL 22 & 23, 2009**  
**AVISTA UTILITIES COEUR D'ALENE, IDAHO**

The Council members asked is this group going to decide what to do about the law. Mr. Turnbull said when the discussion is over he will make a recommendation for Council to consider. Mr. Turnbull agrees with Franco Massari that you start somewhere by proceeding or drop.

Franco Massari said thank you for your report. One goal is to get all the information available to make a better decision. The Council will have to decide where it is going and get a group of people to commit to getting information together and bring back to the group to decide on whether to move forward or not.

### **Survey Results**

Franco Massari said a survey was sent out with the help of the PUC to all known facility owners in the State. The group worked together on the specific questions with Marie Brown and Linda Phillips providing the mailing list. The questions covered where: what they new, current situation and what they are doing. The survey was sent to underground facility owners. He said next is to follow up with a mailing to all contractors who dig in Idaho.

Franco Massari said some obstacles for the group is the damage prevention program has thirteen to sixteen states trying to put a damage prevention program together, or have one and have enforcement. He said not all States that have a damage prevention program are recognized from the State are able to do the enforcement. He said the second requirement is each state has to have a State License Board. The State of Idaho does not comply because they only have registration.

Jed Turnbull tabled his discussion on the PUC until 4/22/2009 meeting. He will make his recommendation to the Council on the PUC.

Franco Massari said four hundred twenty (420) surveys were sent electronically and regular mail. There were hundred twenty five (125) responses of those most new there was a One Call system. There were 75% replies from Dig Line territory and 25% in Password territory. He said a similar survey will be sent out to contractors. He said percentage wise most of the surveys were completed by water and sewer companies. Linda Phillips said the free format information which where questions 12 & 13 should be highlighted for the key items.

Franco Massari said question number 10 asked if you would be interested in a state wide damage prevention program. He said there was a 52% response asking to know more about the program.

Franco Massari said this survey is the first official documentation required for tracking. He said all stake holders or whoever has interest or affected should be involved with IUCC continuing the damage prevention program, but there is no funding this year. He said Ron Law did sign up for one year subscription to the survey monkey. If IUCC wants to continue with the second part of the survey, we could use the same subscription tool.

**IDAHO UTILITY COORDINATING COUNCIL**  
**APRIL 22 & 23, 2009**  
**AVISTA UTILITIES COEUR D'ALENE, IDAHO**

Linda Phillips said she met with Ron Law and he asked for a list of excavators from Dig Line and Password to compile the data base. There is a list of underground facility owners that will need to be trimmed down to one person per entity. She said he would compile the information into one underground damage prevention data base that could be used for mailers, etc. She said other contacts for the data base are Contractor's Registration Board, AGC and Contractors Association. Rodger Hood said having local entities lobbyist onboard and having the survey in Spanish would be helpful. Franco Massari said there is an option on the electronic survey for choosing a language.

### **Grant Proposal**

Linda Phillips said the documentation handed out is the 2009 grant awards. There is a list of the awardees and how much they received and what their description of the grant they applied for. She said the grant is based on the nine elements and the grant must be setup using those elements. She said Ron Law will help write the grant, but we have a lot of work to do and no time.

Franco Massari said his interpretation of the nine elements is that Pipeline Safety Administration is awarding to states that are setting up damage prevention programs and have a letter from their governor in support and all backup documentation. He said the Fed Star application for the grant has to be typed with all the information. He said the sample of another application in your packet listed the Common Ground Alliance (CGA) standards for their references. He said Ron Law advised the nine elements could be split up and each group should work on and include CGA standards and report progress on a scheduled time. One of the nine elements is what are you doing know, and what is your need for what you are applying for. The group reviewed some of the other State applications and what they applied for.

Franco Massari said with the help and support of Ron Law, IUCC and PUC could possibly co-sign on the grant application. Again, Franco reminded everyone the PUC does not have jurisdiction to be the enforcer. He also said IUCC and the Call Centers do not have the capability or authority to be the enforcer.

Franco Massari stated the IUCC needs to decide whether to apply for the grant this year and what for. The committee comments are:

- There is no time to pursue the grant and collect information on other states and what they went through for this years grant application deadline;
- Great idea but not ready as a group with a commitment;
- Paper work tracking after grant approved is a large commitment;
- PUC does not have jurisdiction for enforcement and this is an issue;
- Who can help with the PUC issue? The governor, other states, other agencies;
- How to go above PUC Commissioners;
- Lobbyist contact for legislation changes and enforcement;
- What is IUCCs role, what is IUCC about, how far to go, IUCC provide information;

**IDAHO UTILITY COORDINGATING COUNCIL**  
**APRIL 22 & 23, 2009**  
**AVISTA UTILITIES COEUR D'ALENE, IDAHO**

- Each person visit within your company who the contact person will be when the IUCC needs support on the proposed law changes;
- Damage prevention discussion with legal;
  
- Need to collect information on nine elements;
- Need to have confirmation on non profit status;
- Need to make decision on changing the law for better enforcement.

**By Law Change for Tax Status purposes**

Franco Massari said this was tabled earlier until all representatives were present. He reopened the discussion of the By Law changes to add under Article II item “P. Dissolution – upon the dissolution of this organization, assets shall be distributed for one or more exempt purposes

within the meaning of section 501 (c) (3) of the Internal Revenue Code, or corresponding section of any future federal tax code, or shall be distributed to the federal government, or to a state or local government for a public purpose”. **Bruce Hathaway moved and Rodger Hood seconded to change the IUCC By Laws by adding Article II item P. Dissolution. The voting members cast their votes:**

**Franco Massari WUCC – yes**  
**Linda Phillips Canyon – yes**  
**Rodger Hood Payette – yes**  
**Marie Brown Shoshone/Benewah-yes**  
**Bruce Hathaway Kootenai – yes**  
**Jed Turnbull BBUCC – yes**  
**Tom Donohue Lewis/Clark – yes**  
**Doug Shaffer –ADA – yes**  
**Dave Lowry Canyon – yes**  
**Joe Samer Ada – yes**  
**Jim Pope Kootenai – yes**

**The vote was unanimous.**

**Dig Law – Public Utilities Commission (PUC)**

Jed Turnbull said Ken Jones stated the NRF (Nevada) was modified in 2000 legislation with just a few words with a large impact. The enforcement act NRF 455.17.1 “the Public Utility Commission Regulatory Operational Staff is the enforcement of the One Call Law” was inserted after district attorney which allowed the PUC and Staff to act independently on complaints.

Franco Massari said if the Council wishes to move forward with One Call law changes, then a committee should be formed since two of the previous members are no longer involved. The Council looked at the grant and what was needed to move forward and has accomplished. He said next the Council will look at more detailed tasks and how to get them completed.

**IDAHO UTILITY COORDINATING COUNCIL**  
**APRIL 22 & 23, 2009**  
**AVISTA UTILITIES COEUR D'ALENE, IDAHO**

The Council asked for a draft of the proposed word changes in the Dig Law to show their local UCC's what is being proposed and the purpose. Jed Turnbull will email to the executive staff and they will forward to the UCC's.

Dave Lowry said ITD this year has incorporated utilities in their preliminary design and if you do not have a UCC it will be harder to coordinate projects into their design. ITD is wanting utilities to use the same corridor when possible.

Dave Lowry said the bill was put together by Qwest and requested Idaho Power to partner with them to take to the legislature for changes. He said they have had problems with ITD not calling utilities into preliminary design on projects. He said they would contact after the design is complete and inform the utility they have to move their infrastructure, so they can do their road project at their cost. He said the Bill presented to lobbyist passed this year and ITD has to include all utilities in pre-design. He said the driving force of the bill is the CIP committee taking hold of the Garvey projects out of Boise. There was a big meeting in Boise at the Washington group facility with CIP consultants, ITD and utilities to discuss what is happening with the utilities. He said if you are going to change legislation you need to have all your information.

Franco Massari said this subject will continue tomorrow and the Council will have to make a decision on what to do.

Franco Massari said that the Tax papers for declaring non profit status requires payment of \$700.00 or you could pay \$300.00. The Council agreed to pay \$300.00 and if the IRS requires the rest will pay.

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**APRIL 22 & 23, 2009**  
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Tom Donohue	Cable One	tom.donohue@cableone.net
Linda Phillips	Digline Inc.	lphillips@digline.com
Terry Wolverton	TransCanada – GTN	terry_wolverton@transcanada.com

Tom Donohue called the meeting to order at 8:00 a.m.

**Minutes:** Tom Donohue moved and Jed Turnbull seconded to approve the minutes as written. The vote was unanimous.

**Treasurer:** Darlene Edwards reported IUCC account has \$3276.80. Jed Turnbull moved and Tom Donohue seconded to accept the financial statement. The vote was unanimous.

### **Project Coordination**

Tom Donohue said after many attempts to get Lewiston City and north of Pullman they both finally are on board. He said now they are having problems with the utilities to meet before hand on projects.

### **Tri Fold**

Franco Massari said he and Marc Phelps have completed the tri fold with all the recommendations made a year ago and have sent out. He said a .pdf file is available. Rodger Hood requested one.

### **Marketing**

Franco Massari said part of the marketing plan was the web site and it is complete.

**IDAHO UTILITY COORDINATING COUNCIL**  
**APRIL 22 & 23, 2009**  
**AVISTA UTILITIES COEUR D'ALENE, IDAHO**

**Website**

Franco Massari said the website needs someone to maintain, make changes and post events, etc. Darlene Edwards volunteered to maintain the site as long as the IUCC members sent the information. Linda Phillips said if you have any new information or changes make sure you are specific on how you want the information to appear on the web site. Mr. Massari said each UCC should discuss what they want on the IUCC web site. He said it would help with marketing strategy to make others aware of the IUCC. Mr. Massari said previously discussed the photo on the web site would change between two pictures. He said after reviewing the contract it was an additional add on and not included. If the IUCC wants to pursue it still can take place, but would need pictures. Linda Phillips said it cost \$8.95 a month to maintain web site. She said information should be coming on a yearly payment.

**IUCC Display for Meetings**

Franco Massari said Joe Samer donated a three partition vendor display and is available for UCC to use at meetings, vendor shows, home and garden shows, etc. He said the marketing committee thought it is a good idea, but the information, pictures, etc. still need to be worked out. If the Council has any ideas on the format of the vendor display let him know.

**One Call Center Updates**

Dig Line - Linda Phillips said her report shows the type of facility owners and their results are the same as last year. As far as percentages 20% below last year on call volumes and last year 18% below previous year. She said comparing to Password homeowner/contractor percentages and types of caller's, Dig Line has 60% contractor and 16% homeowners. She said Dig Line has other categories: 4% of municipality not on the one call system and highway districts, engineering companies doing pre-design, companies calling locates in for the contractor is 5%. She said this quarter the homeowner is up compared to the contractors.

She said Dig Line is sending a packet of information on any new excavator who setups an ID number thanking them for calling. Her damage patrol (Dig Line operators) when they are out driving and see an excavator digging and no marks, they call the office and then she informs the utility of the work and in turn the company visits the site and educates them. She said Dig Line news letters are sent out to excavators every other month via email and utility people and the response is good. Also do an outstanding caller/excavator selected by an operator. She said Contractor Awareness in Nampa there were 280 attendees with vendors and was a great success. She said Safety Fest Dig Line had a booth and was very busy handing out information to the actual workers. Linda Phillips said two years ago had a staff of 17 now 12. She said Common Ground Alliance (CGA) has free media downloads that are available for advertising. She said CGA has partnered with Agricultural Council and they do Ag days all over the US and there are two in Idaho this year.

**IDAHO UTILITY COORDINATING COUNCIL**  
**APRIL 22 & 23, 2009**  
**AVISTA UTILITIES COEUR D'ALENE, IDAHO**

Terry Wolverton said Safety Fest in Post Falls was successful. Bruce Hathaway said there were 1200 people in two days visiting the booth. He said next year they will team up with TransCanada and put on a safety course.

Password – Marie Brown said her report shows drops from last year Tickets by caller description for homeowners were 72% and contractor 26.4%. She said seeing a lot of homeowners calling locates in for their contractors. She said her operators explain the law and the liability issues and that the Contractor should be calling and there have been some homeowners who have cancelled there locate ticket.

### **Local Chapter Reports**

Jim Pope Kootenai UCC said calls are down. There are a lot of highway projects in progress. He said subdivisions have slowed down. He said locate tickets are down 18% and they still have issues with sprinkler contractors. He said the Home and Garden show was a success. Bruce Hathaway said they handed out reusable bags with the 811 logo and Council name for advertisement. He said they had a Safety fair at the high school for elementary students. He said there meeting attendance is between seventeen and twenty and they are the same persons. He said Kootenai UCC will have a local web site with a link to State UCC.

Joe Samer Ada County UCC said ITD has a lot of work in Northern Idaho and suggested each local UCC contact ITD in their area to inform them about One Call UCC. He said ADA development is slow and trying to keep contact with utilities. He said some cities are inquiring about UCC meeting dates. Doug Schaefer said ADA UCC participation is down, just the regulars.

Dave Lowry Canyon UCC said good participation in the last year. He said Joe Samer has the Garvee people attending the UCC meetings. He said Canyon UCC is unique with five highway districts. There is better communication from the highway districts and Cities. Linda Phillips said Canyon UCC had a booth at their Home and Garden show. Dave Lowry said Qwest had a bill passed (1097) that is favorable to Utilities which requires ITD to bring project information at pre-design to utilities.

Tom Donohue Lewis/Clark UCC said there is not a lot going on. Attendance is the same persons others only attend when there is a problem. He said they had a contractor appreciation dinner in February with poor attendance (25% down compared to last year). He said ITD District 2 has good representation at their meeting.

Jed Turnbull Bonner/Boundary UCC said the Contractor breakfast this year was different. He said Terry Wolverton of TransCanada Gas Pipeline offered BBUCC to participate with their two Contractor breakfast and First Responders lunches in Bonners and Sandpoint. Terry Wolverton said their pipeline training tool helps facilitate some training. The focus was on gas pipeline emergency and safety. Jed Turnbull said BBUCC this year will be purchasing 1000 tote bags that are 20x16x6 with 811 logo and Call b4u dig along with TransCanada logo for the Bonner

**IDAHO UTILITY COORDINATING COUNCIL**  
**APRIL 22 & 23, 2009**  
**AVISTA UTILITIES COEUR D'ALENE, IDAHO**

and Boundary fair and persons would have to sign a guest register to receive one. The idea is that the person would use to shop with and others would see the bag and logo. He said attendance is slow at both UCC meetings and tickets are down. This year BBUCC will be targeting the homeowner at the fair. GPS is very active in Bonners Ferry and not in Sandpoint due to address availability. He said working with Marie Brown of Password to figure out how to encourage GPS use in Sandpoint area.

Marie Brown Shoshone/Benewah UCC said meeting participation is slow. Jim Pope said the superfund in Silver Valley is starting reclamation project.

Rodger Hood Payette/Washington UCC said their meeting attendance is good and they have reports on future projects from ITD, Highway District 1, Payette Road/Bridge and Planning, City of Emmett. He said the Payette River Bridge on Highway 95 project is going out to bid. Linda Phillips said their meeting attendance has improved because they now alternate every month between Payette Washington and Gem, Fruitland, Wesier, Emmett so they do not have to travel so far.

Franco Massari Canyon County UCC said Intermountain Gas was invited by Chevron and Williams Pipeline to give a safety presentation at their fire safety training class in Nampa.

Donna Claypool said Palouse is non existence. She said Whitman County has gone with others in Washington which leaves Latah alone. She will see what she can do to start meetings again. The Council volunteered assistance and suggested making meetings quarterly and at different locations. Linda Phillips suggested Moscow as a meeting place and invite everyone to discuss the UCC.

### **811 Awareness**

Linda Phillips said the Common Ground Alliance Dirt program damage statistics shows there are less damages. Some of the changes were good and the survey showed a good percentage of people are aware of 811. There are some issues with cell phones calling 811 using ATT which are being transferred to different call centers and she will have to investigate. She said 811 calls come in on a separate line and are increasing. Marie Brown said Washington has the same issue and there are a lot of little phone companies who do not use the 811 number.

Linda Phillips said the contact data base that the survey was sent out with will need to be reviewed and updated so Ron Law can create a good list. Terry Wolverton said TransCanada did similar surveys nationally and it showed thirty two percent of the people were aware of the Call Before You Dig law which is low.

**IDAHO UTILITY COORDINATING COUNCIL**  
**APRIL 22 & 23, 2009**  
**AVISTA UTILITIES COEUR D'ALENE, IDAHO**

**Dig Law - PUC Continued**

Franco Massari said the Council will need to decide what direction they want to take on more enforcement in the law.

Jed Turnbull said his group on Dig Law recommended moving ahead with enforcement for Idaho with legislation and he will have more information available at the September meeting.

Jim Pope Avista said he spoke with their inspector and anytime there is a dig in there is an investigation and there needs to be more teeth in the law. He said he told the inspector this is what IUCC is working on and could use his help. The Inspector said he could provide a list of numbers and information and offered names of who has authority within the company.

Franco Massari asked each person in this Council to discuss at their UCC meeting the need to collect contact information (person with authority) to support in future law changes on enforcement. The contact information can be emailed to Darlene Edwards and she will forward to Jed Turnbull.

Jed Turnbull said TransCanada has a good lobbyist contact and is another avenue we can get help from.

Franco Massari asked who will be helping Jed Turnbull with this project and it was determined IDUCC Board, Rod Bacon, Steve McNulty and Terry Wolverton.

Terry Wolverton said the importance right now is consensus of this group that there is a lack of teeth in the law for enforcement and Jed Turnbull is asking for support with research and then meet again and go over strategy and visit with legislators, etc.

**Rodger Hood moved and Donna Claypool seconded to support Jed Turnbull moving forward with researching the Dig Law and enforcement and support him with research information and discuss at September meeting.**

**Common Ground Alliance (CGA) Dirt Program**

Linda Phillips said the 2009 CGA damage report has limited information due to privacy act. She said there were several questions that had no information, specifically not collected or unknown. She said those statistics would be good because they show what equipment caused the most damage, locates or not. If each UCC member collected that information from their company and reported it would help with our attempts to change the law at legislation.

Franco Massari said the time frame for information to Jed Turnbull is first of June 2009.

**IDAHO UTILITY COORDINGATING COUNCIL  
APRIL 22 & 23, 2009  
AVISTA UTILITIES COEUR D'ALENE, IDAHO**

**Grant Committee**

Franco Massari said there is a lot of paper work and with the tax exemption issue and the 9 elements required in the grant application 2009 is too soon. The Council agreed to try for 2010. He said the Public Utilities Commission (PUC) and IDUCC could work together to get grant funding, but the PUC does not have jurisdiction as an enforcement agency at this time..

Next Meeting: Tentatively in Boise September 16-17 or 23-24 Wed and Thursday.