

Fifty-seventh  
Legislative Assembly  
of North Dakota

**SENATE BILL NO. 2423**

Introduced by

Senator Wardner

Representative N. Johnson

1 A BILL for an Act to amend and reenact subdivision a of subsection 3 of section 49-23-04 of the  
2 North Dakota Century Code, relating to the one-call excavation notice system.

3 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

4 **SECTION 1. AMENDMENT.** Subdivision a of subsection 3 of section 49-23-04 of the  
5 North Dakota Century Code is amended and reenacted as follows:

6 3. a. An operator, within forty-eight hours, or any extension of that period, after  
7 receiving an excavation notice from the center, excluding Saturdays,  
8 Sundays, and holidays, unless otherwise agreed to between the excavator  
9 and operator, shall locate and mark or otherwise provide the approximate  
10 horizontal location of the underground facilities of the operator. Physically  
11 marking the location of underground facilities is not required if an operator  
12 with underground facilities mapped on a geographical information system  
13 informs the excavator that the excavation will not affect that operator's  
14 underground facilities based on the information provided by the excavator and  
15 the operator provides the excavator with the name and address of the entity  
16 with the geographical information system. Upon request of an excavator, the  
17 entity operating the geographic information system shall provide a map of the  
18 excavation site at cost. As used in this section, a geographic information  
19 system is a system that records the horizontal location of underground  
20 facilities on a map that displays buildings and streets.