

Module 1: Title 12 Overview

Overview

Annotated Code of Maryland
Public Utilities Article
Title 12

Title 12 relates to damage prevention of underground facilities – and is commonly known as the “Miss Utility Law.”

Title 12 was revised and became effective
October 1, 2010.

MODULE 1: Title 12 Overview

Title 12 Summary:

- Expands the scope of the Underground Facilities Damage Prevention laws to apply to an owner or lessee of a private residence who performs an excavation or demolition on the land of the private residence.
- Establishes the Maryland Underground Facilities Damage Prevention Authority and the Maryland Underground Facilities Damage Prevention Education and Outreach Fund.

MODULE 1: Title 12 Overview

Title 12 Summary Continued:

- Authorizes the Department of Transportation, the Department's administrations and the Maryland Transportation Authority to collect certain fees.
- Establishes a "One-Call" system (Miss Utility) and requires owners of underground facilities to be a member of Miss Utility – including MDOT!
- Requires a person/company that intends to perform an excavation/demolition in the State to contact Miss Utility to create a ticket.
- Establishes a set valid ticket timeframe and tickets; both excavation/demolition and design.

MODULE 1: Title 12 Overview

Title 12 Summary Continued:

- Establishes a working agreement regarding the schedule for marking underground facilities on State property.
- State agencies must provide a response back to Miss Utility within a set timeframe on all excavation/demolition and design tickets.
- Person(s)/Companies may only excavate/demolish upon clearance from Miss Utility. Person(s)/Companies that begin without clearance – “dig at their own risk.”
- Ticket types: Excavate/Demolish and Design

MODULE 11: SHA Fee Schedule

SHA will invoice contractors/individuals the following fee per ticket:

- \$27.00 on tickets coded as **“Clear / No Conflict.”**
- \$35.00 on tickets coded as **“Marked.”**
- \$15.00 on tickets coded as **“Updated.”**
- \$0.00 on tickets coded as **“Cancelled.”**

SHA LOCATING FEE EXEMPTIONS

Title 12 allows governmental entities to charge locating fees.

The following are exempted from only SHA's Locating fees:

- Homeowners who perform their own digs/demolitions
- Contractors that perform construction or maintenance work under SHA Contracts
- Work performed by local towns, counties or other municipalities

Questions should be directed to SHA's Miss Utility line at 443-572-5264