

54-8a-2 Definitions.

As used in this chapter:

- (1) "Association" means two or more operators organized to receive notification of excavation activities in a specified area, as provided by Section 54-8a-9.
- (2) "Board" means the Underground Facilities Damage Dispute Board created in Section 54-8a-13.
- (3) "Emergency" means an occurrence or suspected natural gas leak necessitating immediate action to prevent or mitigate loss of, or damage to, life, health, property, or essential public services.
- (4) "Excavate" or "excavation" means an operation in which earth, rock, or other material on or below the ground is moved or displaced by tools, equipment, or explosives.
- (5) "Excavator" means any person or entity that excavates or conducts excavation activities.
- (6) "48 hours" means a 48-hour period occurring during business days which includes any day except Saturday, Sunday, or a legal holiday.
- (7) "Hand tool" means an implement:
 - (a) powered by hand; or
 - (b) designed to avoid damaging an underground facility, including a vacuum excavation tool and air knife.
- (8) "Location" means the site of a proposed area of excavation described:
 - (a)
 - (i) by street address, if available;
 - (ii) by the area at that street address to be excavated; and
 - (iii) as specified in Subsection 54-8a-4(3) or 54-8a-5(2)(b)(ii); or
 - (b) if there is no street address available, by the area of excavation using any available designations, including a nearby street or road, an intersection, GPS coordinates, or other generally accepted methods.
- (9) "Location request assignment" means a number assigned to a proposed excavation by an association or operator upon receiving notice of the proposed excavation from the excavator.
- (10)
 - (a) "Operator" means a person who owns, operates, or maintains an underground facility.
 - (b) "Operator" does not include an owner of real property where underground facilities are:
 - (i) located within:
 - (A) the owner's property; or
 - (B) a public street adjacent to the owner's property, a right-of-way adjacent to the owner's property, or a public utility easement adjacent to the owner's property;
 - (ii) used exclusively to furnish services to the owner's property; and
 - (iii) maintained under the operation and control of that owner.
- (11) "Person" includes:
 - (a) an individual, government entity, corporation, partnership, association, or company; and
 - (b) the trustee, receiver, assignee, and personal representative of a person listed in Subsection (11)(a).
- (12) "Sewer lateral cleanout" means a point of access where a sewer lateral can be serviced.
- (13) "24 hours" means a 24-hour period, excluding hours occurring during a Saturday, Sunday, or a legal holiday.
- (14) "Underground facility" means personal property that is buried or placed below ground level for use in the storage or conveyance of any of the following:
 - (a) water;
 - (b) sewage, including sewer laterals;
 - (c) communications, including electronic, photonic, telephonic, or telegraphic communications;

- (d) television, cable television, or other telecommunication signals, including transmission to subscribers of video or other programming;
- (e) electric power;
- (f) oil, gas, or other fluid and gaseous substances;
- (g) steam;
- (h) slurry; or
- (i) dangerous materials or products.

Amended by Chapter 426, 2011 General Session