

Senate Bill 191

By: Senators Tippins of the 37th, Jeffares of the 17th, Gooch of the 51st, McKoon of the 29th, Thompson of the 5th and others

**AS PASSED**

A BILL TO BE ENTITLED  
AN ACT

1 To amend Chapter 9 of Title 25 of the Official Code of Georgia Annotated, relating to  
2 blasting or excavating near utility facilities, so as to change certain provisions relating to  
3 notice to be given prior to blasting or excavating; to prohibit local governing authorities from  
4 enforcing ordinances or resolutions which impose certain fines for violating ordinances or  
5 resolutions setting forth certain marking or location requirements; to provide for related  
6 matters; to repeal conflicting laws; and for other purposes.

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

8 **SECTION 1.**

9 Chapter 9 of Title 25 of the Official Code of Georgia Annotated, relating to blasting or  
10 excavating near utility facilities, is amended by revising subsection (c) of Code Section  
11 25-9-6, relating to prerequisites to blasting or excavating and marking of sites, as follows:

12 "(c) Except as otherwise provided in this subsection, notice given pursuant to subsection  
13 (a) of this Code section shall expire ~~21~~ 30 calendar days following the date of such notice,  
14 and no blasting or excavating undertaken pursuant to this notice shall continue after such  
15 time has expired. In the event that the blasting or excavating which is the subject of the  
16 notice given pursuant to subsection (a) of this Code section will not be completed within  
17 ~~21~~ 30 calendar days following the date of such notice, an additional notice must be given  
18 in accordance with subsection (a) of this Code section for the locate request to remain  
19 valid. Additional notices for an existing request shall not expand the tract or parcel of land  
20 upon which the blasting or excavation is to take place."

21 **SECTION 2.**

22 Said chapter is further amended by adding a new Code section to read as follows:

23 "25-9-11.1.  
24 No local governing authority shall enforce any ordinance or resolution which imposes fines  
25 for a violation of a local ordinance or resolution that establishes requirements for white

26 lining, marking of utility facilities, re-marking of utility facilities, or otherwise locating  
27 utility facilities or sewer laterals for any locate request or large project."

28 **SECTION 3.**

29 All laws and parts of laws in conflict with this Act are repealed.