

**CALIFORNIA UNDERGROUND FACILITIES SAFE EXCAVATION BOARD**

**RESOLUTION No. 22-11-01**

**A RESOLUTION OF THE CALIFORNIA UNDERGROUND FACILITIES SAFE  
EXCAVATION BOARD DELEGATING CERTAIN REGULATORY  
AUTHORITY TO THE EXECUTIVE OFFICER**

**Whereas** Government Code section 4216.23 grants the California Underground Facilities Safe Excavation Board, the authority to prescribe rules and regulations as may be necessary or proper to carry out the purposes and intent of the Dig Safe Act of 2016 (Gov. Code §§ 4216- 4216.24);

**Whereas** the Board has utilized its authority and promulgated regulations that now require technical, non-substantive updates;

**Whereas** The Board wishes to delegate the authority for prosecuting non-substantive changes to the regulations to the Executive Officer;

**Whereas** delegating such authority to the Executive Officer will allow the Board to conduct business more efficiently and for the public to derive the benefit of updated regulations in a timely manner;

**now, therefore be it resolved,**

That the Board delegates to the Executive Officer, rulemaking authority to certify, submit, and prosecute to completion, non-substantive changes to Board regulations when those changes meet the requirements of and are filed pursuant to California Code of Regulations, title 1, section 100.

This delegated authority:

- is specific to changes that meet the requirements of California Code of Regulations, title 1, section 100; changes that do not materially alter any requirement, right, responsibility, condition, prescription or other regulatory element of any California Code of Regulations provision; and
- includes executing such affirmations, certifications, and oaths on behalf of the Board that may be required for filing and to effectuate those non-substantive changes.

Date of Adoption: \_\_\_\_\_

I hereby certify that the attached resolution is a true and exact copy of Resolution No. 22-11-01 adopted by the California Underground Facilities Safe Excavation Board on November 07, 2022: **Resolution of the California Underground Facilities Safe Excavation Board delegating certain regulatory authority to the Executive Officer.**

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Tony Marino  
Executive Officer

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Marjorie Del Toro  
Chair

Date: November 07, 2022