

# UNDERGROUND FACILITY CITATION

### Agency Type

- Fire Marshal     
  State Agency     
  Police Dept.     
  County Sheriff  
 Code Enforcement     
  Other \_\_\_\_\_

County/City: \_\_\_\_\_

Case/Report #: \_\_\_\_\_

Date: \_\_\_\_\_ Day: \_\_\_\_\_ Time: \_\_\_\_\_  a.m.  p.m.

Excavator/Member Operator: \_\_\_\_\_

Excavator/Member Operator Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

Employee Name: \_\_\_\_\_

Employee Address: \_\_\_\_\_  
LAST FIRST MI

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

D.O.B. \_\_\_\_\_ Height: \_\_\_\_\_ Weight: \_\_\_\_\_

Eyes: \_\_\_\_\_ Hair: \_\_\_\_\_ Sex: \_\_\_\_\_ Race: \_\_\_\_\_

D.L. #: \_\_\_\_\_ State: \_\_\_\_\_

Offense Location: \_\_\_\_\_

Date: \_\_\_\_\_

THE AFOREMENTIONED ENTITY/INDIVIDUAL DID UNLAWFULLY COMMIT THE FOLLOWING INFRACTION (select only one infraction for each citation).  
 Underground = UG

**556.107(1)(a)1–Violation of the following are noncriminal infractions:**

- |  |   |
|--|---|
| <input type="checkbox"/> 556.105(1), F.S. – Failure to provide required information. [556.107(1)(a)1.a.]                     | <input type="checkbox"/> 556.105(12), F.S. – Failure to stop excavation/demolition when UG facility is contacted/damaged. [556.107(1)(a)1.e.] |
| <input type="checkbox"/> 556.105(5)(c), F.S. – Failure to follow excavation practices in tolerance zone. [556.107(1)(a)1.b.] | <input type="checkbox"/> 556.105(5)(a)(b), F.S. – Failure to mark UG facilities. [556.107(1)(a)1.f.]  |
| <input type="checkbox"/> 556.105(6), F.S. – Failure to avoid excavation. [556.107(1)(a)1.c.]                                 | <input type="checkbox"/> 556.109(2), F.S. – Falsely notifying system of an emergency. [556.107(1)(a)1.g.]                                     |
| <input type="checkbox"/> 556.105(11), F.S. – Failure to stop excavation/demolition when marks destroyed. [556.107(1)(a)1.d.] | <input type="checkbox"/> 556.114(1)(2)(3)(4), F.S. – Failure to follow low impact marking practices. [556.107(1)(a)1.h.]                      |

**556.107(1)(a)2–Violation involving UG facility transporting hazardous materials regulated by the Pipeline and Hazardous Materials Safety Administration of the US-DOT are noncriminal infractions, subject to enhanced civil penalties:**

- |  |   |
|--|---|
| <input type="checkbox"/> 556.105(1), F.S. – Failure to provide required information. [556.107(1)(a)2.a.]                     | <input type="checkbox"/> 556.105(11), F.S. – Failure to stop excavation/ demolition when marks destroyed. [556.107(1)(a)2.d.]                 |
| <input type="checkbox"/> 556.105(5)(c), F.S. – Failure to follow excavation practices in tolerance zone. [556.107(1)(a)2.b.] | <input type="checkbox"/> 556.105(12), F.S. – Failure to stop excavation/demolition when UG facility is contacted/damaged. [556.107(1)(a)2.e.] |
| <input type="checkbox"/> 556.105(6), F.S. – Failure to avoid excavation. [556.107(1)(a)2.c.]                                 |   |

- The infractions to the right are misdemeanors of the second degree.
- 556.107(3)(b), F.S.– Removal or damage of a permanent marker for an underground facility.
  - 556.107(3)(b), F.S.– Removal or damage of temporary marker before ticket expires.

Recipients of this citation must comply with the response section on the back of this citation. Pay the Clerk a fine plus court costs (\$500 for violations under 556.107(1)(a)1 or  \$2,500 for violations under 556.107(1)(a)2 when PHMSA regulated lines are involved); post a bond in like amount; or request a court hearing.

Employee’s Signature: \_\_\_\_\_

Employee’s Name (print): \_\_\_\_\_

Complainant: \_\_\_\_\_

Officer’s Signature: \_\_\_\_\_

ID: \_\_\_\_\_

Officer’s Name (print): \_\_\_\_\_

**OPTIONS FOR NON-PHMSA REGULATED FACILITIES:**

**Type of Facility Affected**

- Electric power lines, cables, conduit and lighting cables (red locate marks)
- Gas, oil, steam, petroleum, gaseous materials (yellow locate marks)
- Sewers and drain lines (green locate marks)
- Communications, alarm or signal lines, cables or conduit, traffic loops (orange locate marks)
- Potable water (blue locate marks)
- Reclaimed water, irrigation, slurry lines (purple locate marks)

Pay a civil penalty in the amount of \$500 plus court costs to the Clerk of Court for \_\_\_\_\_ County within 30 days after the issuance of this citation; or,

Post a bond equal in amount to the civil penalty of \$500 plus court costs; or

Elect to appear before the \_\_\_\_\_ County Court on

Date: \_\_\_\_\_ Day: \_\_\_\_\_ Time: \_\_\_\_\_  a.m.  
 p.m.

**OPTIONS FOR PHMSA-REGULATED FACILITIES:**

Pay a civil penalty in the amount of \$2,500 plus court costs to the Clerk of Court for \_\_\_\_\_ County within 30 days after the issuance of this citation; or,

Post a bond equal in amount to the civil penalty of \$2,500 plus court costs; or,

Elect to appear before the \_\_\_\_\_ County Court on

Date: \_\_\_\_\_ Day: \_\_\_\_\_ Time: \_\_\_\_\_  a.m.  
 p.m.

**NOTICE**

An excavator/member operator is responsible for payment of the penalties for which an employee has received the citation that must be delivered to the employee's employer.

Any person who fails to appear or otherwise properly respond to a citation issued pursuant to 556.107, F.S., shall in addition to the citation be charged with the offense of failing to respond to such citation and upon conviction, be guilty of a misdemeanor of the second degree, punishable as provided in 775.082, F.S. or 775.083, F.S.

Any person who elects to appear in court shall be deemed to have waived the civil penalty limitation and the Court may impose a penalty not to exceed \$5,000.

**COURT ADDRESS and/or MAILING ADDRESS**

Clerk of Court in and for \_\_\_\_\_ County

Address: \_\_\_\_\_

City: \_\_\_\_\_, Florida Zip: \_\_\_\_\_