

**PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17105-3265**

Public Meeting held May 12, 2022

Commissioners Present:

Gladys Brown Dutrieuille, Chairman
John F. Coleman, Jr., Vice Chairman
Ralph V. Yanora, Commissioner

PA One Call – Act 50 of 2017;
Damage Prevention Committee Appointments

Docket No. M-2018-3000261

ORDER

BY THE COMMISSION:

Before the Pennsylvania Public Utility Commission (Commission) for consideration is a recommended appointment to the Damage Prevention Committee (DPC) provided for in the Underground Utility Line Protection Law, Act of October 30, 2017, P.L.806, No. 50 (Act 50). We shall approve the candidate recommended by the Commission’s Executive Director. This appointee will serve the remainder of the term of resigning member Jonathan Fleming, which will expire on December 31, 2023

On October 30, 2017, Governor Tom Wolf signed into law Act 50, the Underground Utility Line Protection Law (*i.e.*, “the One Call Law”) assigning certain duties and responsibilities associated with Pennsylvania’s One Call system to the Commission. One of the duties and responsibilities assigned to the Commission is to appoint eligible and qualified persons to the DPC. 73 P.S. § 182.8(a).

Section 182.8(a) of Act 50, 73 P.S. § 182.8(a), establishes the membership and the criteria of the representatives to serve on the DPC, which consists of thirteen (13)

appointees with the authority to review, make recommendations, and resolve among aggrieved parties, violations of Act 50. Subsections 182.8(a)(1)(i) – (iii) provide as follows:

- (a) A damage prevention committee shall be established as follows:
 - (1) The committee shall consist of the following members, appointed by the commission:
 - (i) The chairman or his designee from the commission's professional staff.
 - (ii) The Secretary of Transportation or the secretary's designee.
 - (iii) The president of the One Call System or his designee from the One Call System professional staff.

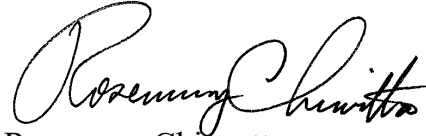
Effective March 31, 2022, the existing designee on the DPC for the Secretary of the Pennsylvania Department of Transportation (PennDOT), Jonathan Fleming, resigned his position. Mr. Fleming has been promoted to Chief Executive Director of the Highway Administration, and due to his increased responsibilities, was unable to complete his current term, which expires December 31, 2023. Accordingly, the Secretary of PennDOT has appointed Larry Ditty as his designee on the DPC. Mr. Ditty has been with PennDOT for 22 years, is the Chief Utility Relocation Administrator at PennDOT, and he oversees the statewide utility relocation program. He is currently the PennDOT alternate on the Board of Directors for Pennsylvania One Call and is a member of the Board's Design Committee. Mr. Ditty will fill the remainder of Mr. Fleming's term. Unless the Secretary of PennDOT chooses another representative, Mr. Ditty will be available for reappointment for a new three-year term effective January 1, 2024.

THEREFORE,

IT IS ORDERED:

1. The following candidate is approved as a member to the Damage Prevention Committee for a term expiring on December 31, 2023: Larry Ditty, as designee for the Secretary of PennDOT under Section 182.8(a)(1)(ii).

BY THE COMMISSION



Rosemary Chiavetta
Secretary

(SEAL)

ORDER ADOPTED: May 12, 2022

ORDER ENTERED: May 12, 2022