

government and its existing public institutions, and shall take effect immediately.

Passed the House February 15, 1988.

Passed the Senate March 2, 1988.

Approved by the Governor March 16, 1988.

Filed in Office of Secretary of State March 16, 1988.

CHAPTER 98

[Engrossed Substitute House Bill No. 1740]

HIGHWAY FATALITY MARKERS

AN ACT Relating to highway fatality markers; adding a new section to chapter 47.42 RCW; and providing an expiration date.

Be it enacted by the Legislature of the State of Washington:

NEW SECTION. Sec. 1. A new section is added to chapter 47.42 RCW to read as follows:

(1) The department of transportation shall conduct a demonstration project for the installation of highway fatality markers along state route number 26 between the cities of Vantage and Colfax, state route number 270 from the city of Pullman to the Washington and Idaho border, and state route number 195 between the cities of Colfax and Pullman.

(2) As used in this section "highway fatality marker" means a sign designed by the department and placed at or near the location of a traffic fatality. Each marker designates the loss of one life.

(3) The department shall issue permits for the erection and maintenance of highway fatality markers. Application for a permit shall be made on a form furnished by the department. The application shall contain a consent statement from the owner or lessee of the land upon which the marker is to be placed.

(4) The legislative authority of any county, city, or town, and private individuals and groups located within the demonstration project area may apply for permits for the erection and maintenance of highway fatality markers.

(5) An applicant with an approved permit is responsible for the erection and maintenance of the marker as specified in the permit issued by the department.

(6) A member of the immediate family of the deceased for whom a marker has been erected may request that the marker be removed.

(7) The markers shall be installed as close as practicable to the right of way of the highway. The markers shall be placed in such a manner as to maximize the visibility of the marker without obstructing the view of the motoring public.

(8) Upon request, the department shall provide information regarding the location of fatal traffic accidents within the demonstration area.

(9) The permittee shall immediately remove markers that are unlawfully erected or that are not in compliance with the requirements of their permits.

(10) The department shall adopt rules for the erection and maintenance of highway fatality markers. The department shall confer with affected governmental agencies, individuals, and groups within the demonstration project area in the development of the rules.

(11) This section shall expire December 31, 1992.

Passed the House February 11, 1988.

Passed the Senate March 5, 1988.

Approved by the Governor March 16, 1988.

Filed in Office of Secretary of State March 16, 1988.

CHAPTER 99

[Substitute Senate Bill No. 6703]

UNDERGROUND FACILITIES—OWNERS TO SUBSCRIBE TO ONE-NUMBER LOCATOR SERVICE

AN ACT Relating to underground facilities; amending RCW 19.122.030; and adding a new section to chapter 19.122 RCW.

Be it enacted by the Legislature of the State of Washington:

Sec. 1. Section 3, chapter 144, Laws of 1984 and RCW 19.122.030 are each amended to read as follows:

Before commencing any excavation, the excavator shall provide notice of the scheduled commencement of excavation to all owners of underground facilities through a one-number locator service. All owners of underground facilities within a one-number locator service area shall subscribe to the service. One number locator service rates for cable television companies will be based on the amount of their underground facilities. If no one-number locator service is available, notice shall be provided individually to those owners of underground facilities known to or suspected of having underground facilities within the area of proposed excavation. The notice shall be communicated to the owners of underground facilities not less than two business days or more than ten business days before the scheduled date for commencement of excavation, unless otherwise agreed by the parties.

Upon receipt of the notice provided for in this section, the owner of the underground facility shall provide the excavator with reasonably accurate information as to its locatable underground facilities by surface-marking the location of the facilities. If there are identified but unlocatable underground facilities, the owner of such facilities shall provide the excavator with the best available information as to their locations. The owner of the underground facility providing the information shall respond no later than