

the enactment of this chapter, the Secretary shall begin to" in introductory provisions.

§ 6105. Implementation of best practices guidelines

(a) **ADOPTION OF BEST PRACTICES.**—The Secretary of Transportation shall encourage States, operators of one-call notification programs, excavators (including all government and contract excavators), and underground facility operators to adopt and implement practices identified in the best practices report entitled "Common Ground", as periodically updated.

(b) **TECHNICAL ASSISTANCE.**—The Secretary shall provide technical assistance to and participate in programs sponsored by a non-profit organization specifically established for the purpose of reducing construction-related damage to underground facilities.

(c) **GRANTS.**—

(1) **IN GENERAL.**—The Secretary may make grants to a non-profit organization described in subsection (b).

(2) **AUTHORIZATION OF APPROPRIATIONS.**—In addition to amounts authorized under section 6107, there is authorized to be appropriated for making grants under this subsection \$500,000 for each of fiscal years 2003 through 2006. Such sums shall remain available until expended.

(3) **GENERAL REVENUE FUNDING.**—Any sums appropriated under this subsection shall be derived from general revenues and may not be derived from amounts collected under section 60301.

(Added Pub. L. 105-178, title VII, § 7302(a), June 9, 1998, 112 Stat. 480; amended Pub. L. 107-355, § 2(c)(1), Dec. 17, 2002, 116 Stat. 2985.)

AMENDMENTS

2002—Pub. L. 107-355 amended section generally. Prior to amendment, section related to study of existing one-call systems, purpose and considerations of study, report by Secretary within one year of June 9, 1998, and discretion of Secretary as to whether to carry out study.

§ 6106. Grants to States

(a) **IN GENERAL.**—The Secretary may make a grant of financial assistance to a State that qualifies under section 6104(b) to assist in improving—

- (1) the overall quality and effectiveness of one-call notification systems in the State;
- (2) communications systems linking one-call notification systems;
- (3) location capabilities, including training personnel and developing and using location technology;
- (4) record retention and recording capabilities for one-call notification systems;
- (5) public information and education;
- (6) participation in one-call notification systems; or
- (7) compliance and enforcement under the State one-call notification program.

(b) **STATE ACTION TAKEN INTO ACCOUNT.**—In making grants under this section, the Secretary shall take into consideration the commitment of each State to improving its State one-call notification program, including legislative and

regulatory actions taken by the State after the date of enactment of this chapter.

(c) **FUNDING FOR ONE-CALL NOTIFICATION SYSTEMS.**—A State may provide funds received under this section directly to any one-call notification system in such State that substantially adopts the best practices identified under section 6105.

(Added Pub. L. 105-178, title VII, § 7302(a), June 9, 1998, 112 Stat. 482.)

REFERENCES IN TEXT

The date of enactment of this chapter, referred to in subsec. (b), is the date of enactment of Pub. L. 105-178, which was approved June 9, 1998.

§ 6107. Funding

Of the amounts made available under section 60125(a)(1), the Secretary shall expend \$1,058,000 for each of fiscal years 2016 through 2019 to carry out section 6106.

(Added Pub. L. 105-178, title VII, § 7302(a), June 9, 1998, 112 Stat. 482; amended Pub. L. 107-355, § 2(d), Dec. 17, 2002, 116 Stat. 2986; Pub. L. 109-468, § 18(d), Dec. 29, 2006, 120 Stat. 3498; Pub. L. 112-90, § 32(c), Jan. 3, 2012, 125 Stat. 1922; Pub. L. 114-183, § 2(c)(1), June 22, 2016, 130 Stat. 516.)

AMENDMENTS

2016—Pub. L. 114-183 amended section generally. Prior to amendment, text read as follows:

"(a) **FOR GRANTS TO STATES.**—There are authorized to be appropriated to the Secretary to provide grants to States under section 6106 \$1,000,000 for each of fiscal years 2012 through 2015. Such funds shall remain available until expended.

"(b) **FOR ADMINISTRATION.**—There are authorized to be appropriated to the Secretary such sums as may be necessary to carry out sections 6103, 6104, and 6105 for fiscal years 2012 through 2015."

2012—Subsecs. (a), (b). Pub. L. 112-90, § 32(c)(1), (2), substituted "2012 through 2015." for "2007 through 2010."

Subsec. (c). Pub. L. 112-90, § 32(c)(3), struck out subsec. (c). Text read as follows: "Any sums appropriated under this section shall be derived from general revenues and may not be derived from amounts collected under section 60301 of this title."

2006—Subsecs. (a), (b). Pub. L. 109-468 substituted "fiscal years 2007 through 2010" for "fiscal years 2003 through 2006".

2002—Subsec. (a). Pub. L. 107-355, § 2(d)(1), substituted "\$1,000,000 for each of fiscal years 2003 through 2006" for "\$1,000,000 for fiscal year 2000 and \$5,000,000 for fiscal year 2001" in first sentence.

Subsec. (b). Pub. L. 107-355, § 2(d)(2), substituted "for fiscal years 2003 through 2006" for "for fiscal years 1999, 2000, and 2001".

§ 6108. Relationship to State laws

Nothing in this chapter preempts State law or shall impose a new requirement on any State or mandate revisions to a one-call system.

(Added Pub. L. 105-178, title VII, § 7302(a), June 9, 1998, 112 Stat. 482.)

§ 6109. Public education and awareness

(a) **GRANT AUTHORITY.**—The Secretary shall make a grant to an appropriate entity for promoting public education and awareness with respect to the 811 national excavation damage prevention phone number.