

**NEBRASKA ATTORNEY GENERAL
ANNUAL REPORT OF ONE-CALL ENFORCEMENT
PURSUANT TO NEB. REV. STAT. §76-2325
Calendar Year 2019**

To: Nebraska State Fire Marshal
Clerk of the Legislature
One-Call Board of Directors

From: Douglas J. Peterson, Attorney General
Milissa Johnson-Wiles, Assistant Attorney General



Date: February 7, 2020

The Nebraska Attorney General submits this report to interested parties pursuant to Neb. Rev. Stat. § 76-2325.02 (2019 Supp.)

In 2019, the Nebraska Attorney General opened 20 project files for enforcement action related to complaints of violations of the Nebraska One-Call Notification Act, Neb. Rev. Stat. § 76-2301 *et. seq.* This office resolved 31 project files in this same time frame, as follows:

- 14 complaints were resolved by warning letter
- 2 complaints were resolved by educational letter
- 10 complaints were closed, prosecution declined
- 5 complaints were resolved with assessment of a civil penalty by either settlement or litigation for alleged violations of the One-Call Act in the following counties: Hall, Lancaster, Douglas, Furnas
- Total amount of civil penalties assessed in 2019: \$16,000.00*
- 32 project files remain open and under investigation/processing to disposition at the end of 2019

*Assessment of civil penalties and inclusion in this report is determined by the date the Consent Decree is signed by the Court or when settlement is received, if no Consent Decree. Amount of civil penalties includes total amount assessed, including any amount which may be waived after successful remediation period.