

SB0863/797571/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 863
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Senator Zirkin” and substitute “Senators Zirkin and Glassman”; in line 4, after “to” insert “evaluate a certain process and criteria that the U.S. Secretary of Transportation would use to review an application for the Commission to”; in line 7, after “laws;” insert “requiring the Commission to make a certain determination;”; in line 9, after “Transportation” insert “under certain circumstances and in accordance with certain regulations”; in line 11, after “laws;” insert “authorizing the Commission to charge a certain owner a certain fee for certain inspections of gas pipelines;”; strike beginning with “requiring” in line 11 down through “Act;” in line 23; strike beginning with “providing” in line 24 down through “Commission;” in line 25; and in line 28, strike “through 15-108” and substitute “and 15-102”.

AMENDMENT NO. 2

On page 2, in line 12, after “(D)” insert “**(1)**”; in lines 15, 18, and 20, strike “(1)”, “(2)”, and “(3)”, respectively, and substitute “**(I)**”, “**(II)**”, and “**(III)**”, respectively; after line 20, insert:

“(2) “GAS PIPELINE” DOES NOT MEAN ANY TRANSMISSION LINE OR DISTRIBUTION LINE CONSTRUCTED, OWNED, OR OPERATED BY A PUBLIC SERVICE COMPANY AS DEFINED IN § 1-101 OF THE PUBLIC UTILITIES ARTICLE.”;

and strike in their entirety lines 25 through 28, inclusive.

(Over)

On page 3, in line 1, strike “THE” and substitute “(1) ON OR BEFORE DECEMBER 1, 2013, THE”; in the same line, strike “, THROUGH” and substitute “SHALL:”

(I) EVALUATE THE PROCESS AND CRITERIA THE U.S. SECRETARY OF TRANSPORTATION WOULD USE TO REVIEW AN APPLICATION FOR CERTIFICATION OR AGREEMENT WITH THE U.S. SECRETARY OF TRANSPORTATION UNDER 49 U.S.C. CHAPTER 601 WITH RESPECT TO INTERSTATE PIPELINES LOCATED WITHIN THE STATE; AND

(II) DETERMINE WHETHER IT IS IN THE PUBLIC INTEREST FOR THE COMMISSION TO APPLY FOR”;

in line 3, strike “SHALL” and substitute “TO”; in line 4, after “TO” insert “INTERSTATE”; after line 5, insert:

“(2) IF THE COMMISSION DETERMINES THAT IT IS IN THE PUBLIC INTEREST FOR THE COMMISSION TO ACT FOR THE U.S. SECRETARY OF TRANSPORTATION TO IMPLEMENT 49 U.S.C. CHAPTER 601 WITH RESPECT TO INTERSTATE PIPELINES LOCATED WITHIN THE STATE, THE COMMISSION SHALL, ON OR BEFORE JANUARY 1, 2014, APPLY FOR CERTIFICATION OR AGREEMENT WITH THE U.S. SECRETARY OF TRANSPORTATION.”;

in line 6, strike “THE COMMISSION SHALL” and substitute “IF THE COMMISSION ENTERS INTO A CERTIFICATION OR AGREEMENT WITH THE U.S. SECRETARY OF TRANSPORTATION TO ACT FOR THE U.S. SECRETARY OF TRANSPORTATION TO IMPLEMENT 49 U.S.C. CHAPTER 601 WITH RESPECT TO INTERSTATE PIPELINES LOCATED WITHIN THE STATE, THE COMMISSION SHALL, IN ACCORDANCE WITH FEDERAL REGULATIONS”; in line 8, strike “FEDERAL” and substitute “U.S.”; in line 13, after “MAY” insert “:”

(1)”;

and in line 15, after “LAW” insert “; AND”

(2) CHARGE AN OWNER OF AN INTERSTATE GAS PIPELINE A FEE TO RECOVER THE COSTS OF THE INSPECTIONS OF THE OWNER’S INTERSTATE GAS PIPELINES LOCATED WITHIN THE STATE, LESS ANY GRANTS PROVIDED THROUGH THE U.S. DEPARTMENT OF TRANSPORTATION FOR INSPECTING INTERSTATE PIPELINES”.

AMENDMENT NO. 3

On pages 3 through 5, strike in their entirety the lines beginning with line 16 on page 3 down through line 27 on page 5 and substitute:

“SECTION 2. AND BE IT FURTHER ENACTED, That, on completion of its evaluation and determination under § 15-102(a) of the Public Safety Article, as enacted by Section 1 of this Act, the Public Service Commission shall report to the Governor and, in accordance with § 2-1246 of the State Government Article, the General Assembly on its findings and conclusions.”.

On page 6, in line 1, strike “2.” and substitute “3.”.