

HB1126/773620/1

BY: Senator Madaleno

AMENDMENTS TO HOUSE BILL 1126
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike “– Criteria to Consider” and substitute “and Gas Pipelines”; in line 16, after “routes;” insert “requiring the Commission to adopt certain regulations establishing safety standards and practices applicable to certain aspects of gas pipelines; requiring the Commission to adopt certain federal regulations as minimum standards for a certain gas pipeline program that the Commission establishes; requiring the Commission to require a gas transmission company to prepare, maintain, and carry out a certain written plan for certain gas pipelines; requiring a gas transmission company to submit a certain report containing certain information on the state of its gas pipelines to the Commission and to certain owners of real property; specifying the contents of a certain report; requiring the Commission to make certain reports available to the public, including by publication on its website; requiring a gas transmission company to identify and provide a certain notice to certain owners of real property; requiring a gas transmission company to provide to the Commission a current list of certain property owners; authorizing the Commission to enter, inspect, and examine certain records and property of a gas transmission company for a certain purpose under certain circumstances; requiring the Commission to inspect a gas pipeline with a certain frequency; authorizing the Commission to assess and collect a certain inspection fee; defining certain terms;”; and in line 25, after “necessity” insert “and gas pipelines”.

On page 2, after line 10, insert:

“BY adding to

Article – Public Utilities

Section 12.5-101 through 12.5-104 to be under the new title “Title 12.5. Gas Pipelines”

(Over)

Annotated Code of Maryland
(2010 Replacement Volume and 2017 Supplement)".

AMENDMENT NO. 2

On page 4, after line 22, insert:

"TITLE 12.5. GAS PIPELINES.

12.5-101.

(A) IN THIS TITLE THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(B) "GAS" MEANS NATURAL GAS, FLAMMABLE GAS, OR TOXIC OR CORROSIVE GAS.

(C) "GAS PIPELINE" MEANS AN INTRASTATE TRANSMISSION LINE OR ANY PORTION OF AN INTERSTATE TRANSMISSION LINE LOCATED WITHIN THE STATE THAT:

(1) TRANSPORTS GAS FROM A GATHERING LINE OR STORAGE FACILITY TO A DISTRIBUTION CENTER, STORAGE FACILITY, OR LARGE-VOLUME CUSTOMER THAT IS NOT DOWNSTREAM FROM A DISTRIBUTION CENTER;

(2) OPERATES AT A HOOP STRESS OF 20% OR MORE OF THE SPECIFIED MINIMUM YIELD STRENGTH OF THE PIPELINE; OR

(3) TRANSPORTS GAS WITHIN A STORAGE FIELD.

(D) (1) "GAS TRANSMISSION COMPANY" MEANS A PERSON THAT OWNS OR OPERATES A GAS PIPELINE REGULATED UNDER THIS TITLE.

(2) "GAS TRANSMISSION COMPANY" DOES NOT INCLUDE A PERSON THAT IS PRIMARILY IN THE BUSINESS OF LOCAL GAS DISTRIBUTION.

12.5-102.

(A) THE COMMISSION SHALL ADOPT REGULATIONS THAT ESTABLISH SAFETY STANDARDS AND PRACTICES APPLICABLE TO THE DESIGN, CONSTRUCTION, OPERATION, AND MAINTENANCE OF GAS PIPELINES.

(B) FOR ANY PIPELINE REGULATORY PROGRAM THAT THE COMMISSION ESTABLISHES UNDER THIS TITLE, THE COMMISSION SHALL ADOPT AS MINIMUM STANDARDS THE FEDERAL SAFETY STANDARDS IN TITLE 49, C.F.R. PART 192.

(C) (1) IN COLLABORATION WITH THE AMERICAN SOCIETY OF MECHANICAL ENGINEERS, THE COMMISSION SHALL:

(I) ESTABLISH AND ADOPT BY REGULATION METHODS AND BEST PRACTICES FOR GAS PIPELINES; AND

(II) REQUIRE INTRODUCTION OF THESE METHODS AND BEST PRACTICES AS SOON AS PRACTICABLE.

(2) THE REGULATIONS SHALL INCLUDE:

(I) QUANTITATIVE CRITERIA, BASED ON ENGINEERING EVALUATIONS, TO DETERMINE WHETHER A WRINKLE OR OTHER DEFORMITY MAY REMAIN IN A GAS PIPELINE OR SHOULD BE REMEDIED;

(Over)

(II) A REQUIREMENT THAT A GAS TRANSMISSION COMPANY USE BEST AVAILABLE TECHNOLOGY, INCLUDING IN-LINE INSPECTION DEVICES, TO MONITOR THE CONDITION AND SAFETY OF EACH GAS PIPELINE OWNED OR OPERATED BY THE GAS TRANSMISSION COMPANY; AND

(III) A REQUIREMENT THAT A GAS TRANSMISSION COMPANY ODORIZE GAS SO THAT THE GAS IS READILY DETECTABLE BY AN INDIVIDUAL WITH A NORMAL SENSE OF SMELL.

(D) THE COMMISSION SHALL REQUIRE A GAS TRANSMISSION COMPANY TO PREPARE, MAINTAIN, AND CARRY OUT A WRITTEN PLAN FOR THE OPERATION AND MAINTENANCE OF EACH GAS PIPELINE OWNED OR OPERATED BY THE GAS TRANSMISSION COMPANY.

12.5-103.

(A) EACH YEAR, A GAS TRANSMISSION COMPANY SHALL SUBMIT A REPORT ON THE STATE OF ITS GAS PIPELINES TO THE COMMISSION AND TO EACH OWNER OF REAL PROPERTY:

(1) ON WHICH THE GAS PIPELINE IS LOCATED; OR

(2) ADJACENT OR CONTIGUOUS TO REAL PROPERTY ON WHICH THE GAS PIPELINE IS LOCATED.

(B) THE REPORT SHALL INCLUDE:

(1) A SUMMARY DESCRIPTION OF THE TRANSMISSION SYSTEM THAT INCLUDES THE GAS PIPELINE;

(2) STATE AND LOCAL EMERGENCY RESPONSE LIAISON INFORMATION;

(3) A DESCRIPTION OF THE LEAK DETECTION SYSTEM IN USE FOR THE GAS PIPELINE;

(4) A DESCRIPTION OF PERIODIC TESTING METHODS USED ON THE GAS PIPELINE AND A SUMMARY OF RESULTS OF THE TESTING; AND

(5) ANY OTHER INFORMATION THAT THE COMMISSION REQUIRES.

(C) THE COMMISSION SHALL MAKE THE REPORTS AVAILABLE TO THE PUBLIC, INCLUDING BY PUBLICATION ON THE COMMISSION'S WEBSITE.

(D) AT LEAST ONCE EVERY 5 YEARS, A GAS TRANSMISSION COMPANY SHALL:

(1) IDENTIFY EACH OWNER OF REAL PROPERTY ON WHICH A GAS PIPELINE IS LOCATED;

(2) NOTIFY EACH PROPERTY OWNER OF THE PRESENCE OF THE GAS PIPELINE ON THE OWNER'S PROPERTY;

(3) VERIFY THAT EACH PROPERTY OWNER HAS RECEIVED THE NOTICE; AND

(4) PROVIDE TO THE COMMISSION A CURRENT LIST OF ALL PROPERTY OWNERS.

12.5-104.

(A) THE COMMISSION MAY ENTER, INSPECT, AND EXAMINE, AT REASONABLE TIMES AND IN A REASONABLE MANNER, THE RECORDS AND PROPERTY OF A GAS TRANSMISSION COMPANY TO DETERMINE WHETHER THE GAS TRANSMISSION COMPANY IS ACTING IN COMPLIANCE WITH THIS TITLE, FEDERAL PIPELINE SAFETY REGULATIONS, AND REGULATIONS ADOPTED BY THE COMMISSION UNDER THIS TITLE.

(B) THE COMMISSION SHALL INSPECT EACH GAS PIPELINE AT LEAST ONCE EACH YEAR.

(C) THE COMMISSION MAY ASSESS AND COLLECT FROM A GAS TRANSMISSION COMPANY AN INSPECTION FEE THAT MAY BE USED BY THE COMMISSION FOR ADMINISTERING THE REGULATORY PROGRAM ESTABLISHED BY THE COMMISSION UNDER THIS TITLE.”.