

HOUSE BILL No. 2329

By Committee on Energy, Utilities and Telecommunications

2-10

1 AN ACT concerning pipeline safety; relating to the state corporation
2 commission; pipeline safety program; entities who are subject to the
3 program; increasing the maximum penalties that may be imposed for
4 safety violations; amending K.S.A. 66-1,150 and 66-1,151 and
5 repealing the existing sections.

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7 *Be it enacted by the Legislature of the State of Kansas:*

8 Section 1. K.S.A. 66-1,150 is hereby amended to read as follows: 66-
9 1,150. (a) The state corporation commission is hereby authorized to adopt
10 such rules and regulations as may be necessary to ~~be in~~ ensure
11 conformance with the natural gas pipeline safety act of 1968 ~~49 U.S.C. §~~
12 60101 et seq.), as amended. Notwithstanding the exemption provisions of
13 K.S.A. 66-104 and 66-131, and amendments thereto, and related statutes,
14 for the purpose of gas pipeline safety such rules and regulations shall be
15 applicable to:

16 (1) All public utilities and all municipal corporations or quasi-
17 municipal corporations transporting natural gas or rendering gas utility
18 service;

19 (2) all operators of master meter systems, as defined by 49 C.F.R. §
20 191.3;

21 (3) *all operators of gathering lines, as defined in 49 C.F.R. § 192.3.*
22 *This paragraph shall not apply to gathering lines that are not regulated*
23 *under 49 C.F.R. part 192;*

24 (4) all operators of privately or publicly owned pipelines providing
25 natural gas service or transportation directly to the ultimate consumer for
26 the purpose of manufacturing goods or generating power; and

27 ~~(4)~~(5) providers of rural gas service under the provisions of K.S.A.
28 66-2101 through 66-2106, and amendments thereto.

29 (b) ~~As used in subsection (a)(3), "manufacturing goods" does not~~
30 ~~include farming or activities associated with production of oil or gas.~~

31 ~~(e)~~ Nothing in this section shall be construed as invalidating any
32 present rules or regulations of the state corporation commission,
33 concerning the regulation of pipelines and pipeline companies.

34 Sec. 2. K.S.A. 66-1,151 is hereby amended to read as follows: 66-
35 1,151. Any person who violates any rule or regulation adopted pursuant to
36 this act, ~~or any rule and regulation adopted by the commission and in~~

1 ~~effect on July 1, 1969~~, shall be subject to a civil penalty not to exceed
2 ~~\$25,000~~ \$200,000 for each violation for each day that the violation
3 persists. ~~However,~~ The maximum civil penalty shall not exceed
4 ~~\$1,000,000~~ \$2,000,000 for any related series of violations.

5 Sec. 3. K.S.A. 66-1,150 and 66-1,151 are hereby repealed.

6 Sec. 4. This act shall take effect and be in force from and after its
7 publication in the statute book.