

As Amended by House Committee

Session of 2021

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~~ **section**.

6
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.~~ **2.** K.S.A. 66-1,150 and 66-1,151 are hereby repealed.

6 ~~Sec. 4.~~ **3.** This act shall take effect and be in force from and after its
7 publication in the statute book.