

HOUSE BILL No. 6183

June 13, 2002, Introduced by Reps. Schauer, Bernero and Dennis and referred to the Committee on Energy and Technology.

A bill to amend 1929 PA 16, entitled

"An act to regulate the business of carrying or transporting, buying, selling or dealing in crude oil or petroleum or its products, through pipe lines; to authorize the use of public highways and the condemnation of private property; to regulate the purchase and storage of crude oil or petroleum; to provide for the control and regulation of all corporations, associations and persons engaged in such business, by the Michigan public utilities commission; to define the powers and duties of the commission in relation thereto; and to prescribe penalties for violations of the provisions hereof,"

by amending section 2b (MCL 483.2b), as added by 1997 PA 125.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 2b. (1) THE COMMISSION SHALL PRESCRIBE SAFETY STAN-
2 DARDS FOR PIPELINE FACILITIES. IN PRESCRIBING SAFETY STANDARDS,
3 THE COMMISSION SHALL CONSIDER ALL OF THE FOLLOWING:

4 (A) RELEVANT AVAILABLE PIPELINE SAFETY DATA.

5 (B) WHETHER THE STANDARDS ARE APPROPRIATE FOR THE PARTICULAR
6 TYPE OF PIPELINE TRANSPORTATION.

1 (C) THE EXTENT TO WHICH THE STANDARDS WILL CONTRIBUTE TO
2 PUBLIC SAFETY.

3 (2) A pipeline company shall ~~make a good-faith effort to~~
4 minimize the physical impact and economic damage that result from
5 the construction, MAINTENANCE, and repair of a pipeline
6 FACILITY.

7 (3) A PIPELINE COMPANY SHALL NOT CONSTRUCT OR MAINTAIN A NEW
8 PIPELINE FACILITY WITHOUT FIRST OBTAINING COMMISSION APPROVAL.
9 IN REVIEWING A REQUEST UNDER THIS SUBSECTION, THE COMMISSION
10 SHALL HOLD A PUBLIC HEARING TO RECEIVE PUBLIC COMMENT CONCERNING
11 THE NEW PIPELINE FACILITY.

12 (4) THE COMMISSION, AFTER NOTICE AND OPPORTUNITY FOR A HEAR-
13 ING, MAY WAIVE, IN WHOLE OR IN PART, ANY STANDARD ESTABLISHED
14 UNDER THIS SECTION, IF THE WAIVER IS NOT INCONSISTENT WITH PIPE-
15 LINE SAFETY. AT THE TIME OF ISSUING THE WAIVER, THE COMMISSION
16 SHALL STATE THE REASONS FOR THE WAIVER.