

# HOUSE BILL No. 5909

September 21, 2016, Introduced by Rep. Townsend and referred to the Committee on Energy Policy.

A bill to amend 1939 PA 3, entitled

"An act to provide for the regulation and control of public and certain private utilities and other services affected with a public interest within this state; to provide for alternative energy suppliers; to provide for licensing; to include municipally owned utilities and other providers of energy under certain provisions of this act; to create a public service commission and to prescribe and define its powers and duties; to abolish the Michigan public utilities commission and to confer the powers and duties vested by law on the public service commission; to provide for the continuance, transfer, and completion of certain matters and proceedings; to abolish automatic adjustment clauses; to prohibit certain rate increases without notice and hearing; to qualify residential energy conservation programs permitted under state law for certain federal exemption; to create a fund; to provide for a restructuring of the manner in which energy is provided in this state; to encourage the utilization of resource recovery facilities; to prohibit certain acts and practices of providers of energy; to allow for the securitization of stranded costs; to reduce rates; to provide for appeals; to provide appropriations; to declare the effect and purpose of this act; to prescribe remedies and penalties; and to repeal acts and parts of acts,"

(MCL 460.1 to 460.11) by adding section 9g.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

**1            SEC. 9G. (1) THE COMMISSION SHALL ADOPT SAFETY PERFORMANCE**

1 METRICS FOR NATURAL GAS DISTRIBUTION PIPELINE SAFETY.

2 (2) THE COMMISSION SHALL DO ALL OF THE FOLLOWING IN ADOPTING  
3 SAFETY PERFORMANCE METRICS UNDER SUBSECTION (1):

4 (A) DESIGN EACH METRIC TO BE AN INDICATOR OF SAFETY  
5 PERFORMANCE.

6 (B) DESIGN EACH METRIC SO THAT IT MAY BE REEVALUATED WITHIN A  
7 USEFUL TIME FRAME.

8 (C) DESIGN EACH METRIC SO THAT THE DATA INPUTS TO THE METRIC  
9 ARE VERIFIABLE.

10 (D) DESIGN EACH METRIC SO THAT IT IS ROBUST ENOUGH TO SERVE AS  
11 A USEFUL INDICATOR OF PIPELINE SAFETY.

12 (3) THE COMMISSION SHALL EVALUATE WHETHER A NATURAL GAS  
13 UTILITY HAS MET THE SAFETY PERFORMANCE METRICS ADOPTED UNDER  
14 SUBSECTION (1).

15 (4) AS USED IN THIS SECTION, "NATURAL GAS UTILITY" MEANS AN  
16 INVESTOR-OWNED BUSINESS ENGAGED IN THE SALE AND DISTRIBUTION OF  
17 NATURAL GAS WITHIN THIS STATE WHOSE RATES ARE REGULATED BY THE  
18 COMMISSION.