Bill as Introduced

HB 1224-FN – AS INTRODUCED

2014 SESSION

14-2188 06/05

HOUSE BILL 1224-FN

AN ACT relative to best practices for the transmission of energy.

SPONSORS: Rep. Baber, Straf 14; Rep. Murotake, Hills 32; Rep. Shepardson, Ches 10; Rep. Pastor, Graf 12; Rep. Raymond, Belk 4; Rep. Rappaport, Coos 1; Rep. Mulholland, Graf 17; Rep. Suzanne Smith, Graf 8; Rep. Backus, Hills 19; Rep. Ebel, Merr 5; Sen. Fuller Clark, Dist 21; Sen. Watters, Dist 4; Sen. Bradley, Dist 3

COMMITTEE: Science, Technology and Energy

ANALYSIS

This bill requires the public utilities commission to establish best practices assessment scoring for energy transmission projects.

Explanation:

Matter added to current law appears in **bold italics**. Matter removed from current law appears [in brackets and struckthrough.] Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

HB 1224-FN – AS INTRODUCED

14-2188 06/05

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Fourteen

relative to best practices for the transmission of energy.

Be it Enacted by the Senate and House of Representatives in General Court convened:

1 1 New Subdivision; Utilization of Best Practices for the Transmission of Energy. Amend 2 RSA 162-H by inserting after section 20 the following new subdivision:

3 4 AN ACT

Utilization of Best Practices for the Transmission of Energy

162-H:21 Purpose and Scope.

5 I. It is the intent of the legislature to encourage the utilization of current best quality 6 practices under RSA 162-H:30 for fuel pipelines and other hazardous liquids pipelines to minimize 7 negative impact during construction, operation, decommissioning, or in the event of an emergency or 8 accident. The intent of this act is not to impose approval standards, but to serve as an incentive for 9 pipeline operators to provide a high standard of execution that may exceed the threshold standards 10 set by federal or state regulations.

11 II. This subdivision applies to all new, repurposed, or reactivated pipelines that transport 12 any form of liquid fuel or fuel stock including, but not limited to, petroleum and other forms of 13 hazardous liquids.

14 162-H:22 Definition; Repurposed. In this subdivision, "repurposed" means reversing the 15 direction of flow in a pipeline or substantially changing the type of substance transmitted in a 16 pipeline, including, but not limited to, converting between natural gas and hazardous liquids, 17 between light and heavy crude oil, between conventional and unconventional crude oil, between 18 crude oil and conventional refined petroleum products, or between natural gas or petroleum and any 19 other hazardous liquid.

162-H:23 Notification. Pipeline operators shall notify the commission in a timely fashion of any
 action that would activate conditions of this subdivision. Fees, if any, shall commence on the day the
 covered change goes into production.

23 162-H:24 Liability. The payment of any fee for suboptimal implementation of best quality 24 practices shall not absolve a pipeline operator, parent company affiliate, assign, subsidiary, or other 25 entity financially or materially involved in the transport of materials through such pipelines, of 26 responsibilities for any liabilities that may be incurred.

162-H:25 Duties of the Commission. The commission shall administer the execution of the best
 practices assessment scoring, establish and collect fees, and adopt rules, pursuant to RSA 541-A, to
 conduct the scoring and implementation of the fee process.

30 162-H:26 Best Practices Assessment. Each project shall be evaluated on the impact of the
 31 project as a whole. Fees shall be based on the degree to which a project fails to achieve the optimal

HB 1224-FN – AS INTRODUCED - Page 2 -

1	implementation of the defined best practices to reduce the negative short term and lifecycle impacts
2	to the state. The director of the safety division of the commission shall measure compliance with the
3	defined best practices. The assessment shall consider the content of the transported fluid,
4	compliance with defined best quality metrics, the size and length of the pipeline, and assess a fee, if
5	any, based on the formula under RSA 162-H:31.
6	162-H:27 Frequency of Review. Best practices assessment scoring reviews shall be conducted at
7	intervals of no greater than every 5 years to confirm the current validity of an existing score or on
8	appeal by a pipeline operator at intervals of no less than 2 years if, in the judgment of the operator,
9	there is substantial reason to believe the scoring should be lowered. The pipeline operator shall be
10	responsible for the cost of the review process.
11	162-H:28 Pipeline Content Categories (PCC).
12	I. The contents of each evaluated pipeline project shall be classified on the characteristics of
13	the type of liquid transported into one of the following 3 numeric categories:
14	(a) PCC-1:
15	(1) Transported liquid will float on water.
16	(2) Consumption of transported liquid is not toxic to humans and animals.
17	(3) Released transported liquid is not capable of forming a toxic gas.
18	(4) A fire of transported liquid can be extinguished with water.
19	(b) PCC-2:
20	(1) Transported liquid will float on water.
21	(2) Consumption of transported liquid is toxic to humans and animals.
22	(3) Released transported liquid is not capable of forming a toxic gas.
23	(4) A fire of transported liquid cannot be extinguished with water.
24	(c) PCC-3:
25	(1) A substantial portion of transported liquid will sink in water.
26	(2) Consumption of transported liquid is toxic to humans and animals.
27	(3) Released liquid is capable of forming a toxic gas.
28	(4) A fire of transported liquid cannot be extinguished with water.
29	(5) Transported fluid contains abrasives known to reduced pipeline lifespan.
30	II. In the case of multiple types of transported fluids, the highest numeric scoring material
31	shall be used for classification purposes. Transported fluids shall be classified into the highest
32	numeric category with which they share even one characteristic. For example, a transported fluid
33	that floats on water, but is capable of forming a toxic gas would be assigned a PCC of 3.
34	162-H:29 Pipeline Quality Compliance Values (PQCV). All pipeline quality metrics shall be
35	scored for impact assessment using one of the following 3 levels:
36	I. Highly compliant (HC) PQCV is 0.

37

II. Moderately compliant (MC) PQCV is 1.

HB 1224-FN – AS INTRODUCED - Page 3 -

III. Poorly compliant (PC) PQCV is 3. 1 $\mathbf{2}$ 162-H:30 Pipeline Quality Metrics (PQM); Score. The following metrics represent the defined 3 best quality practice and their individual PQCV available assignments. The pipeline quality score 4 (PQS) is arrived at by evaluating each PQM and assigning an individual PQCV. The PQS is the 5 average of the assigned PQCV of all PQMs. 6 I. Existence of a comprehensive federal or state managed pipeline safety and integrity 7 inspection program: on an annual basis (HC), at least every 5 years (MC), at intervals greater than 8 every 5 years (PC).

9 II. Existence of a leak detection system capable of reporting leaks greater than one gallon an
10 hour and their location using external measurement and not through inference: yes (HC), no (PC)

III. Existence of an ongoing comprehensive training program for local emergency responders
throughout the length of the pipeline: annual training (HC), training not less than every 15 years
(MC), no training or training more than every 5 years (PC).

14 IV. Existence of prepositioned emergency response supplies sufficient to respond to a 15 pipeline failure of any scale: within one hour travel time of all pipeline (HC), within 3 hours travel 16 time of all pipeline (MC), greater than 3 hours travel time of all pipeline (PC).

17

V. Water body or wetland crossings: 10 or less (HC), 10-25 (MC), more than 25 (PC).

18 VI. Containment berms adjacent to water bodies: 80 percent or greater (HC), 50 percent or
19 greater (MC), less than 50 percent (PC).

VII. Containment berms surrounding pumping stations and storage facilities. 80 percent or
 greater (HC), 50 percent or greater (MC), less than 50 percent (PC).

VIII. Metal pipeline age: less than 10 years old (HC), built after 1970 (MC), built on or
before 1970 (PC).

IX. An accidental release would not pose a risk to any nearby school, hospital, or residential
care facility or endangered species and their habitats: yes (HC), no (PC).

26 X. Protection from terrorism or vandalism attacks by encaging exposed section of pipe or 27 supporting facilities with security fencing or other secure boundaries and remote reporting intrusion 28 alarm systems: yes (HC), no (PC).

162-H:31 Fee Assessments. The commission may request an application fee from the pipeline 29 operator for each project reviewed. The fee calculation is the PPC numeric value (1, 2, or 3) times the 30 PQS (from 0 to 3), times the PCM, times the PQF. The pipeline capacity metric (PCM) value is the 31 32 diameter of each pipe in feet squared times the length of the New Hampshire portion of the pipeline 33 in feet. The pipeline quality fee (PQF) rate is fixed at \$2.50. For example, the fee calculation for a moderately compliant 10 mile long 1' diameter pipeline, where the PCC value for moderately 34 35 compliant transported content is 2, the PQS for a moderately compliant quality project is 1.0, and the PCM value is $1 \ge 1 \ge 1 \ge 5280 = 52800$ would be: $2 \ge 1 \ge 52800 \ge 52800$. 36

37 162-H:32 Distribution of Fees. After deducting funds sufficient to cover the expense of

HB 1224-FN – AS INTRODUCED - Page 4 -

administering this subdivision, the commission shall distribute 20 percent of the remaining funds to
 the oil pollution control fund established under RSA 146-A:11-a and the balance to the energy
 efficiency fund established under RSA 125-O:23.

4 162-H:33 Penalty. Any pipeline operator who fails to report a usage covered by this subdivision 5 prior to commencing production shall be charged a penalty equal to 10 times the annual rate 6 proportional to the length of time between commencing production and reporting.

2 Effective Date. This act shall take effect January 1, 2015.

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LBAO 14-2188 11/21/13

HB 1224-FN - FISCAL NOTE

AN ACT relative to best practices for the transmission of energy.

FISCAL IMPACT:

The Public Utilities Commission and Department of Environmental Services states this bill, <u>as</u> <u>introduced</u>, may increase state restricted revenue by an indeterminable amount in FY 2015 and each year thereafter. There is no impact on state expenditures, or county and local expenditures and revenue.

METHODOLOGY:

The Public Utilities Commission and Department of Environmental Services states this bill requires the Commission to implement best practices assessment scoring and implement the fee process. This bill directs the fees be used to cover the expense of administering this program with any excess fees being allocated 20 percent to the Oil Pollution Control Fund and 80 percent to the Energy Efficiency Fund. The Commission and Department state this bill may increase state restricted revenue by an indeterminable amount. The Commission does not anticipate overall state expenditures will increase as a result of this bill; however the restricted funding source for the expenditures may change.

LBAO 14-2188 11/21/13

HB 1224-FN - FISCAL NOTE

AN ACT relative to pipeline operation safety.

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The Public Utilities Commission and Department of Environmental Services states this bill, <u>as</u> <u>introduced</u>, may increase state restricted revenue by an indeterminable amount in FY 2015 and each year thereafter. There is no impact on state expenditures, or county and local expenditures and revenue.

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HB 1224-FN – AS AMENDED BY THE HOUSE

25Mar2014... 0655h

2014 SESSION

14-2188 06/05

HOUSE BILL 1224-FN

AN ACT relati

relative to pipeline operation safety.

 SPONSORS: Rep. Baber, Straf 14; Rep. Murotake, Hills 32; Rep. Shepardson, Ches 10; Rep. Pastor, Graf 12; Rep. Raymond, Belk 4; Rep. Rappaport, Coos 1; Rep. Mulholland, Graf 17; Rep. Suzanne Smith, Graf 8; Rep. Backus, Hills 19; Rep. Ebel, Merr 5; Sen. Fuller Clark, Dist 21; Sen. Watters, Dist 4; Sen. Bradley, Dist 3

COMMITTEE: Science, Technology and Energy

AMENDED ANALYSIS

This bill requires the public utilities commission to apply annually to the federal Pipeline and Hazardous Material Safety Administration for authorization to conduct pipeline inspections on its behalf.

This bill also modifies the penalties for violation of standards for service equipment.

Explanation:

Matter added to current law appears in *bold italics*.

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HB 1224-FN – AS AMENDED BY THE HOUSE

25Mar2014... 0655h

14-2188 06/05

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Fourteen

AN ACT relative to pipeline operation safety.

Be it Enacted by the Senate and House of Representatives in General Court convened:

1 1 Purpose Statement. Given the importance of pipelines for the transport of natural gas and 2 other energy products to the state's economy and wellbeing, and given the potential safety and 3 environmental hazards of such pipelines, it is deemed in the best interest of the state for the state to 4 assume oversight for interstate natural gas and hazardous liquids pipelines.

5 2 New Section; Pipeline Safety. Amend RSA 363 by inserting after section 22 the following new 6 section:

363:22-a Pipeline Operation Safety.

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30

8 I. The commission shall apply annually to the Pipeline and Hazardous Material Safety 9 Administration of the United States Department of Transportation for authorization to take such 10 actions on its behalf to oversee pipeline operation safety, security, monitoring, and compliance 11 through an inspection process.

12 II. The commission shall report annually to the house science, technology, and energy 13 committee prior to October 1 on the status of pipeline safety, new and proposed projects, any 14 deficiency in state law that limits the commission's ability to oversee interstate pipelines, or state 15 regulations for pipelines that do not meet the minimum federal standard.

3 Supervisory Power of Department of Transportation; Violation. Amend RSA 374:7-a, I-II to
 read as follows:

I. Any person who knowingly or willfully violates any provision of RSA 370:2 or any standards or rules adopted under it by the public utilities commission, relative to gas pipelines and liquefied petroleum gas systems pursuant to the Natural Gas Pipeline Safety Act, shall be subject to a civil penalty [of not exceeding \$100,000 for each violation for each day that the violation persists. However, the maximum civil penalty shall not exceed \$1,000,000 for any related series of violations] not to exceed the maximum civil penalty under 49 U.S.C. section 60122(a), as amended.

II. Any person who otherwise violates any provision of RSA 370:2 or any standards or rules adopted under it by the public utilities commission, relative to gas pipelines and liquefied petroleum gas systems pursuant to the Natural Gas Pipeline Safety Act, shall be subject to a civil penalty [ef not exceeding \$10,000 for each violation for each day that the violation persists. However, the maximum civil penalty shall not exceed \$500,000 for any related series of violations] not to exceed the maximum civil penalty under 49 U.S.C. section 60122(a), as amended.

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HB 1224-FN – AS AMENDED BY THE HOUSE

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2014 SESSION

14-2188 06/05

HOUSE BILL	1224-FN

AN ACT relative to pipeline operation safety.

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Rep. Ebel, Merr 5; Sen. Fuller Clark, Dist 21; Sen. Watters, Dist 4; Sen. Bradley,
Dist 3

COMMITTEE: Science, Technology and Energy

AMENDED ANALYSIS

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This bill also modifies the penalties for violation of standards for service equipment.

Explanation:

Matter added to current law appears in **bold italics**. Matter removed from current law appears [in brackets and struckthrough.] Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

HB 1224-FN - AS AMENDED BY THE HOUSE

25Mar2014... 0655h

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2015.

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Fourteen

relative to pipeline operation safety. AN ACT

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effect shall take January Effective Date. This act 1. 4

HB 1224-FN – FINAL VERSION

25Mar2014... 0655h 30Apr2014... 1563EBA

2014 SESSION

14-2188 06/05

HOUSE BILL I	22	4-	ť.	Γ
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AN ACT relative to pipeline operation safety.

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COMMITTEE: Science, Technology and Energy

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This bill also modifies the penalties for violation of standards for service equipment.

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HB 1224-FN – FINAL VERSION

25Mar2014... 0655h 30Apr2014... 1563EBA

> 14-2188 06/05

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Fourteen

AN ACT

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relative to pipeline operation safety.

Be it Enacted by the Senate and House of Representatives in General Court convened:

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HB 1224-FN – FINAL VERSION - Page 2 -

- 1 the maximum civil penalty under 49 U.S.C. section 60122(a), as amended.
- 2 4 Effective Date. This act shall take effect January 1, 2015.

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Amendments

Rep. Baber, Straf. 14 February 19, 2014 2014-0655h 06/05

Amendment to HB 1224-FN

Amend the title of the bill by replacing it with the following:

AN ACT relative to pipeline operation safety.

Amend the bill by replacing all after the enacting clause with the following:

1 Purpose Statement. Given the importance of pipelines for the transport of natural gas and other energy products to the state's economy and wellbeing, and given the potential safety and environmental hazards of such pipelines, it is deemed in the best interest of the state for the state to assume oversight for interstate natural gas and hazardous liquids pipelines.

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4 Effective Date. This act shall take effect January 1, 2015.

http://www.gencourt.state.nh.us/legislation/amendments/2014-0655H...

2014-0655h

AMENDED ANALYSIS

This bill requires the public utilities commission to apply annually to the federal Pipeline and Hazardous Material Safety Administration for authorization to conduct pipeline inspections on its behalf.

This bill also modifies the penalties for violation of standards for service equipment.

Committee Minutes

Printed: 04/03/2014 at 10:51 am

SENATE CALENDAR NOTICE ENERGY AND NATURAL RESOURCES

Senator Senator Senator	Russell Presco Bob Odell V (Jeb Bradley Martha Fuller Jeff Woodburr	. Clark	,	Bill S Dock		
		HEAR	INGS			
		Vednesday	4/9/201	4		
ENERGY	AND NATURAL	RESOURCES	LOB	101	9:00 AM	
(Name of (Committee)		(Place	e)	(Time)	—
		EXECUTIVE SESS	ION MAY FOL	LOW		
9:00 AM 9:15 AM	HB1151 HB1300	establishing a committee to assurance for corrective acti creating an exemption from	on at solid waste land	fills.		ıl
9:30 AM	HB1602	relative to the divestiture of	PSNH assets.			
9:45 AM	HB1224-FN	(New Title) relative to pipeli	ine operation safety.			
10:00 AM	HB1229-FN	relative to the oil discharge	and gasoline ether cle	anup fund.		
Rep. Karen HB1229-J	ad dell McGuire Borden Devine FN m Baber nymond tine Mulholland Ebel FN	Rep. Robert Haefner Rep. Tara Sad Rep. Naida Kaen Rep. Jacqueline Cali-Pitts Rep. David Murotake Rep. Laurence Rappaport Rep. Suzanne Smith	Rep. Scott Burns Rep. Guy Comtois Rep. Laurence Ra Sen. Martha Fulle Rep. Marjorie She Sen. Martha Fulle Rep. Robert Back	ppaport r Clark pardson r Clark	Rep. Alan Turcotte Rep. Robert Backus Rep. Beatriz Pastor Sen. David Watters Sen. Jeb Bradley	
Rep. Leigh	Webb	Rep. John Mullen	Sen. Bob Odell		Sen. Lou D'Allesandro	

Chris Cote 271-3067

$\underline{Sen.\ Russell\ Prescott}$

Chairman

SENATE ENERGY COMMITTEE

Chris Cote, Legislative Aide

HB 1224-FN AN ACT relative to pipeline operation safety

Hearing Date:	April 9, 2014	
Time Opened:	11:15 AM	Time Closed: 11:30 AM

Members of the Committee Present:

Senator Odell, Senator Fuller Clark, Senator Woodburn, Senator Prescott, Senator Bradley

Members of the Committee Absent: none

Bill Analysis: This bill requires the public utilities commission to apply annually to the federal Pipeline and Hazardous Material Safety Administration for authorization to conduct pipeline inspections on its behalf. This bill also modifies the penalties for violation of standards for service equipment.

Sponsors: Rep. Baber, Straf 14; Rep. Murotake, Hills 32; Rep. Shepardson, Ches 10; Rep. Pastor, Graf 12; Rep. Raymond, Belk 4; Rep. Rappaport, Coos 1; Rep. Mulholland, Graf 17; Rep. Suzanne Smith, Graf 8; Rep. Backus, Hills 19; Rep. Ebel, Merr 5; Sen. Fuller Clark, Dist 21; Sen. Watters, Dist 4; Sen. Bradley, Dist 3

Who supports the bill: Cynthia Glenn, Randy Knepper NH PUC, Rep. Bill Baber, Carol Foss NH Audubon, Sheridan Brown NH Audubon, Rep. Suzanne Smith, Who opposes the bill: none

Neutral: None

Summary of testimony presented in support:

Rep. Baber testified that this bill relates to SB 325. The State of NH cannot do enough to inspect or review the safety of pipelines. This bill requests that the Dept of Safety request the Federal government for grant money to review pipeline safety. Asks that PUC inspectors report back to committees of jurisdiction for review.

Randy Knepper testified from the PUC Safety Division in support of this bill. This bill asks for authority from Fed Government for inspections. One requirement is that rules match the federal government. In 2012 the rules changed and it is covered in this bill.

Sheridan Brown testified from the NH Audubon in support of this bill. There were a number of pipeline spills across the country recently. There is one person inspecting pipelines in the entire north east. This bill goes along with SB 325, and this bill improves the frequency and thoroughness of inspection allowing PUC to be on the ground with the pipelines.

Summary of testimony presented in opposition: None

Neutral testimony: None

Fiscal Note: None

Future Action: Pending

Speakers

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SENATE ENERGY AND NATURAL RESOURCES COMMITTEE

Pate: 4.9.14

Time:9:45AMPublic Hearing on HB 1224-FN

HB 1224-FN - (New Title) relative to pipeline operation safety.

Please check box(es) that apply:

SPEAKING	FAVOR	OPPOSED ,	NAM	IE (Please print)	F	REPRESENTING
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SENATE ENERGY AND NATURAL RESOURCES COMMITTEE

-Pate: 4.9.14

Time:9:45AMPublic Hearing on HB 1224-FN

HB 1224-FN - (New Title) relative to pipeline operation safety.

Please check box(es) that apply:

SPEAKING	FAVOR	OPPOSED	NAME (P	lease print)	REPRESENTING
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Testimony



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April 9, 2014

The Honorable Russell Prescott Chair, Senate Energy and Natural Resources Committee Room 101, Legislative Office Building Concord, NH 03301

Re: Support for House Bill 1224 relative to pipeline operation safety

Dear Chairman Prescott and Members of the Senate Energy and Natural Resources Committee:

I am writing on behalf of the Audubon Society of New Hampshire in support of House Bill 1224. We are a statewide non-governmental organization dedicated to protecting New Hampshire's environment for wildlife and for people.

HB 1224 requires the Public Utilities Commission to apply annually to the federal Pipeline and Hazardous Material Safety Administration (PHMSA) for authorization to conduct hazardous liquids pipeline inspections on PHMSA's behalf. This is a critical step toward protecting public health and natural resources from adverse impacts of a hazardous liquids pipeline spill in New Hampshire.

This bill complements SB 325, which was recently passed by the Senate. While that bill deals with oil spill preparedness (i.e., what happens if oil is released from a pipeline), HB 1224 ensures regular inspections of pipelines as a frontline measure to decrease the likelihood of a spill.

As you know from our earlier testimony on SB 325, crude oil is currently pumped from Portland, ME to Montreal, Quebec across New Hampshire's North Country through a 236-mile pipeline that is owned by Portland-Montreal Pipe Line (PMPL). PMPL is owned by ExxonMobil's Canadian subsidiary Imperial Oil, Shell Oil Company and Canadian oil company Suncor Energy.

The pipeline's right-of-way in New Hampshire roughly parallels U.S. Route 2, passing through Shelburne, Gorham, Randolph, Jefferson and Lancaster. An oil spill anywhere along this route would have a devastating impact on the North Country's communities, environment and economy. The right-of-way includes more than 70 stream crossings (including the Connecticut and Androscoggin rivers), wetlands, floodplains, and aquifers. It crosses state and local conservation lands as well as portions of the White Mountain National Forest.

New Hampshire Audubon believes it is prudent to improve state-level safeguards against an oil spill. Regulations under the Hazardous Liquid Pipeline Safety Act of 1979 as amended authorize PHSMA to enter into agreements with certified state pipeline safety programs to participate in the oversight of pipeline safety (49 U.S.C. Chapter 601). In states with no certified program, pipelines are regulated by PHMSA. The agency's resources are stretched very thin, with 135 inspectors to oversee 2.6 million miles of pipeline throughout the United States.

PHMSA's oversight has proven inadequate to prevent recent, costly pipeline spills such as those in Marshall, MI and Mayflower, AR. On July 25, 2010, when a 30-inch pipeline owned by Enbridge Energy Partners (Enbridge) ruptured near Marshall, MI, at least 843,000 gallons of tars sands crude oil (also known as diluted bitumen or dilbit) flowed into the Kalamazoo River. Cleanup efforts to date have cost nearly \$1B and an estimated 180,000 gallons of tar sands crude remain in river sediment today – of which only 12,000-18,000 gallons are readily recoverable. Just two weeks ago, a ruptured pipeline spilled 20,000 gallons of crude oil into an Ohio nature preserve and a second pipeline spilled 34,000 gallons in North Dakota.

As recently as 2008, Enbridge, as part of its "Trailbreaker" proposal, expressed an interest in transporting dilbit from Montreal to Portland by reversing flow on the PMPL's more than 60 year-old 18-inch pipeline. While the economic downturn led to abandonment of this proposal, current market conditions suggest that reversal of this pipeline may be a profitable enterprise in the foreseeable future. Enbridge recently received approval from Canada's National Energy Board for the final leg of a project to pipe dilbit from the Alberta tar sands region to Montreal. This project will soon renew pressure to reverse flow through the existing PMPL system, exacerbating current spill risks.

Due to the existing and future risks to New Hampshire's citizens, visitors and important natural resources posed by an oil spill, we urge the Senate Energy and Natural Resources Committee to report HB 1224 as Ought to Pass.

Sincerely,

Michael J. Bartlett President

Committee Report

STATE OF NEW HAMPSHIRE

SENATE

REPORT OF THE COMMITTEE FOR THE CONSENT CALENDAR

Date: April 10, 2014

THE COMMITTEE ON Energy and Natural Resources

to which was referred House Bill 1224-FN

AN ACT (New Title) relative to pipeline operation safety.

Having considered the same, the committee recommends that the Bill:

OUGHT TO PASS

BY A VOTE OF: 5-0

AMENDMENT # N/As

CONSENT CALENDAR VOTE: 5-0

Senator Jeff Woodburn for the Committee

This bill requires the public utilities commission to apply annually to the Federal Pipeline and Hazardous Material Safety Administration for authorization to conduct pipeline inspections on its behalf. This bill also modifies the penalties for violation of standards for service equipment to conform to current Federal penalties.

Chris Cote 271-3067

New Hampshire General Court - Bill Status System

Docket of HB1224

Docket Abbreviations

Bill Title: (New Title) relative to pipeline operation safety.

Official Docket of **HB1224**:

Date	Body	Description
12/13/2013	Ĥ	Introduced 1/8/2014 and Referred to Science, Technology and Energy
2/12/2014	Н	Public Hearing: 2/18/2014 2:45 PM LOB 304
2/20/2014	H	Executive Session: 3/04/2014 10:00 AM LOB 304
3/7/2014	Н	Committee Report: Ought to Pass with Amendment #2014-0655h (Vote 15-0; CC)
3/7/2014	Н	Proposed Committee Amendment #2014-0655h (New Title)
3/25/2014	Н	Adopt Amendment #0655h
3/25/2014	Н	Ought to Pass With Amendment #2014-0655h MA Div 282-9
3/27/2014	S	Introduced and Referred to Energy and Natural Resources
4/3/2014	S	Hearing: 4/9/14, Room 101, LOB, 9:45 a.m.; SC13
4/10/2014	S	Committee Report: Ought to Pass, 4/17/14; Vote 5-0; CC; SC14
4/17/2014	S	Ought to Pass: MA, VV; OT3rdg; SJ 9
5/1/2014	S	Enrolled Bill Amendment #2014-1563e Adopted, VV
5/5/2014	Н	Enrolled Bill Amendment #2014-1563e ba Adopted VV (In recess from 4/30/14)
5/8/2014	S	Enrolled
5/14/2014	Н	Enrolled

NH House

NH Senate

Other Referrals

http://www.gencourt.state.nh.us/legislation/amendments/2014-156...

April 25, 2014 2014-1563-EBA 03/04

Enrolled Bill Amendment to HB 1224-FN

The Committee on Enrolled Bills to which was referred HB 1224-FN

AN ACT

relative to pipeline operation safety.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

• Explanation to Enrolled Bill Amendment to HB 1224-FN

This enrolled bill amendment corrects a reference in the bill.

Enrolled Bill Amendment to HB 1224-FN

Amend RSA 363:22-a, I as inserted by section 2 of the bill by replacing line 1 with the following:

I. The commission shall apply annually to the Pipeline and Hazardous Materials Safety

3 1224 COMMITTEE REPORT FILE INVENTORY ORIGINAL REFERRAL RE-REFERRAL 1. This inventory is to be signed and dated by the Committee Aide and placed INSIDE THE FOLDER AS THE FIRST ITEM IN THE COMMITTEE FILE. 2. Place all documents in the folder following the inventory in the order listed. 3. The documents which have an "X" beside them are confirmed as being in the FOLDER. 4. The completed file is then delivered to the Calendar Clerk. DOCKET (Submit only the latest docket found in Bill Status) COMMITTEE REPORT CALENDAR NOTICE HEARING REPORT HANDOUTS FROM THE PUBLIC HEARING PREPARED TESTIMONY AND OTHER SUBMISSIONS SIGN-UP SHEET(S) ALL AMENDMENTS (passed or not) CONSIDERED BY COMMITTEE: AMENDMENT # ()655h ____ - AMENDMENT# - AMENDMENT # Z014-1563EBA____ - AMENDMENT # _ ALL/AVAILABLE VERSIONS OF THE BILL: \sqrt{AS} INTRODUCED \checkmark AS AMENDED BY THE HOUSE ____ FINAL VERSION _ AS AMENDED BY THE SENATE OTHER (Anything else deemed important but not listed above, such as amended fiscal notes): Date delivered to Senate Clerk 7.3.14 COMMITTEE AIDE

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