

First Regular Session
Sixty-ninth General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 13-0987.01 Jennifer Berman x3286

SENATE BILL 13-275

SENATE SPONSORSHIP

Hodge,

HOUSE SPONSORSHIP

(None),

Senate Committees
Local Government

House Committees

A BILL FOR AN ACT

101 CONCERNING THE CREATION OF AN INTERIM COMMITTEE OF THE
102 GENERAL ASSEMBLY TO REVIEW MATTERS RELATING TO
103 PIPELINE SAFETY.

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://www.leg.state.co.us/billsummaries>.)

The bill creates the pipeline safety review committee as an interim committee of the general assembly (committee) to address issues of pipeline safety and to review and propose legislation relating to such matters. The committee is required to meet up to 6 times during the

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

interim to review, and propose legislation and other policy changes about, safety regulations and regulatory structures with respect to oil and gas pipelines.

The committee consists of 11 members, including 10 members of the general assembly, with 5 members of the house of representatives and 5 members of the senate, and one member appointed by the governor. The bill specifies the manner in which appointments are to be made and additional requirements relating to the members' service on the committee.

The committee is repealed on July 1, 2014.

1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1.** In Colorado Revised Statutes, **add** 34-60-130 as
3 follows:

4 **34-60-130. Pipeline safety review committee - creation -**
5 **legislative declaration - repeal. (1) Legislative declaration.** THE

6 GENERAL ASSEMBLY FINDS, DETERMINES, AND DECLARES THAT:

7 (a) COLORADO IS EXPERIENCING NEW AND UNPRECEDENTED
8 LEVELS OF OIL AND GAS EXPLORATION AND PRODUCTION ACTIVITIES;

9 (b) THE SAFE AND EFFICIENT MOVEMENT OF OIL AND GAS
10 PRODUCTS TO COLORADO AND OTHER MARKETS IS IMPERATIVE TO THE
11 WELL-BEING OF COLORADO, ITS CITIZENS, AND THE OIL AND GAS
12 INDUSTRY; AND

13 (c) PIPELINES ARE A MAJOR COMPONENT OF THE TRANSPORTATION
14 SYSTEM FOR THE MOVEMENT OF OIL AND GAS PRODUCTS.

15 (2) THE PURPOSE OF THIS SECTION IS TO PROVIDE AN INTERIM
16 COMMITTEE AS A FORUM THROUGH WHICH THE GENERAL ASSEMBLY
17 REVIEWS STATE POLICIES ADDRESSING PIPELINE SAFETY AND THE
18 IMPLEMENTATION AND EXECUTION OF THE POLICIES. IN CREATING AN
19 INTERIM COMMITTEE TO ADDRESS MATTERS RELATING TO PIPELINE
20 SAFETY, THE GENERAL ASSEMBLY INTENDS THAT ISSUES RELATING TO

1 PIPELINE SAFETY RECEIVE SUFFICIENT LEGISLATIVE SCRUTINY AND PUBLIC
2 PARTICIPATION.

3 (3) **Pipeline safety review committee.** (a) TO ADDRESS PIPELINE
4 SAFETY AND TO REVIEW AND PROPOSE LEGISLATION RELATING TO PIPELINE
5 SAFETY, THE PIPELINE SAFETY REVIEW COMMITTEE IS HEREBY CREATED,
6 AND IS REFERRED TO IN THIS SECTION AS THE "COMMITTEE". THE
7 COMMITTEE SHALL MEET PUBLICLY AT THE CALL OF THE CHAIR UP TO SIX
8 TIMES DURING THE 2013 INTERIM BETWEEN THE FIRST AND SECOND
9 REGULAR SESSIONS OF THE SIXTY-NINTH GENERAL ASSEMBLY TO REVIEW
10 AND TO PROPOSE LEGISLATION OR OTHER POLICY CHANGES RELATING TO
11 PIPELINE SAFETY. THE COMMITTEE MAY CONSULT WITH EXPERTS IN ALL
12 FIELDS RELATING TO PIPELINE SAFETY AS MAY BE NECESSARY TO ACHIEVE
13 THE OBJECTIVES OF THIS SECTION. ALL PERSONNEL OF ANY STATE AGENCY
14 OR POLITICAL SUBDIVISION OF COLORADO INVOLVED IN PIPELINE SAFETY
15 SHALL COOPERATE WITH THE COMMITTEE AND WITH ANY PERSON
16 ASSISTING THE COMMITTEE IN CARRYING OUT ITS DUTIES PURSUANT TO
17 THIS SECTION.

18 (b) THE COMMITTEE'S DUTIES ARE TO:

19 (I) CONVENE STAKEHOLDERS, INCLUDING REGULATORY AGENCIES,
20 REGULATED INDUSTRY, LOCAL GOVERNMENT, AND OTHER INTERESTED
21 PARTIES;

22 (II) REQUEST BRIEFINGS FROM AGENCIES WITH REGULATORY
23 AUTHORITY OVER OIL AND GAS PIPELINES, INCLUDING THE COMMISSION,
24 THE PIPELINE AND HAZARDOUS MATERIALS SAFETY ADMINISTRATION, THE
25 COLORADO PUBLIC UTILITIES COMMISSION, AND THE FEDERAL ENERGY
26 REGULATION COMMISSION REGARDING THE NATURE, SCOPE, AND DETAILS
27 OF CURRENT SAFETY REGULATIONS IN PLACE WITH RESPECT TO OIL AND

1 GAS PIPELINES;

2 (III) REQUEST INFORMATION FROM OTHER SOURCES, INCLUDING
3 THE ASSOCIATION OF OIL PIPE LINES, THE NATURAL GAS ASSOCIATION,
4 COLORADO COUNTIES, INC., THE COLORADO MUNICIPAL LEAGUE, AND
5 HEALTH AND ENVIRONMENTAL SOURCES;

6 (IV) DETERMINE IF EXISTING REGULATORY STRUCTURES IN
7 COLORADO SUFFICIENTLY PROTECT PUBLIC HEALTH, SAFETY, THE
8 ENVIRONMENT, AND WILDLIFE; AND

9 (V) CONSIDER OTHER ISSUES AS NEEDED.

10 (c) THE COMMITTEE CONSISTS OF ELEVEN MEMBERS, INCLUDING
11 TEN MEMBERS OF THE GENERAL ASSEMBLY, SELECTED AS FOLLOWS:

12 (I) FROM THE SENATE:

13 (A) THREE MEMBERS APPOINTED BY THE PRESIDENT OF THE
14 SENATE; AND

15 (B) TWO MEMBERS APPOINTED BY THE MINORITY LEADER OF THE
16 SENATE;

17 (II) FROM THE HOUSE OF REPRESENTATIVES:

18 (A) THREE MEMBERS APPOINTED BY THE SPEAKER OF THE HOUSE
19 OF REPRESENTATIVES; AND

20 (B) TWO MEMBERS APPOINTED BY THE MINORITY LEADER OF THE
21 HOUSE OF REPRESENTATIVES; AND

22 (III) ONE MEMBER APPOINTED BY THE GOVERNOR.

23 (d) THE LEADERSHIP OF THE SENATE AND THE HOUSE OF
24 REPRESENTATIVES AND THE GOVERNOR SHALL MAKE THEIR APPOINTMENTS
25 PURSUANT TO PARAGRAPH (c) OF THIS SUBSECTION (3) NO LATER THAN
26 THIRTY DAYS AFTER ADJOURNMENT SINE DIE OF THE FIRST REGULAR
27 SESSION OF THE SIXTY-NINTH GENERAL ASSEMBLY.

1 (e) AFTER SELECTING MEMBERS OF THE COMMITTEE PURSUANT TO
2 PARAGRAPH (c) OF THIS SUBSECTION (3), THE PRESIDENT OF THE SENATE
3 SHALL SELECT ONE SENATOR FROM THE SENATORS SELECTED TO SERVE ON
4 THE COMMITTEE TO SERVE AS CO-CHAIR OF THE COMMITTEE AND THE
5 SPEAKER OF THE HOUSE OF REPRESENTATIVES SHALL SELECT ONE
6 REPRESENTATIVE FROM THE HOUSE OF REPRESENTATIVES SELECTED TO
7 SERVE ON THE COMMITTEE TO SERVE AS CO-CHAIR OF THE COMMITTEE.

8 (f) MEMBERS OF THE COMMITTEE SERVE WITHOUT COMPENSATION;
9 EXCEPT THAT EACH MEMBER:

10 (I) IS ENTITLED TO REIMBURSEMENT FOR NECESSARY EXPENSES IN
11 CONNECTION WITH THE PERFORMANCE OF HIS OR HER DUTIES; AND

12 (II) RECEIVES THE SAME PER DIEM AS OTHER MEMBERS OF INTERIM
13 COMMITTEES FOR ATTENDANCE AT MEETINGS.

14 (g) (I) THE COMMITTEE MAY PROPOSE UP TO THREE BILLS TO THE
15 LEGISLATIVE COUNCIL.

16 (II) THE COMMITTEE SHALL CONSIDER ALL BILLS DRAFTED FOR THE
17 COMMITTEE'S APPROVAL NO LATER THAN OCTOBER 28, 2013.

18 (III) THE COMMITTEE SHALL SUBMIT ITS FINDINGS AND
19 RECOMMENDATIONS TO THE LEGISLATIVE COUNCIL NO LATER THAN
20 NOVEMBER 11, 2013.

21 (IV) UPON REQUEST BY THE COMMITTEE, STAFF OF THE
22 LEGISLATIVE COUNCIL, IN COLLABORATION WITH STAFF OF THE OFFICE OF
23 LEGISLATIVE LEGAL SERVICES, SHALL PREPARE AND ATTACH SUMMARIES
24 OF DISSENTING OPINIONS TO THE FINDINGS AND RECOMMENDATIONS
25 ADOPTED BY THE COMMITTEE. THE DISSENTING OPINIONS MUST
26 ACCOMPANY THE FINDINGS AND RECOMMENDATIONS SUBMITTED BY THE
27 COMMITTEE TO THE LEGISLATIVE COUNCIL.

1 (4) **Repeal.** THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2014.

2 **SECTION 2. Safety clause.** The general assembly hereby finds,

3 determines, and declares that this act is necessary for the immediate

4 preservation of the public peace, health, and safety.