

**First Regular Session
Sixty-ninth General Assembly
STATE OF COLORADO**

PREAMENDED

*This Unofficial Version Includes Committee
Amendments Not Yet Adopted on Second Reading*

LLS NO. 13-0987.01 Jennifer Berman x3286

SENATE BILL 13-275

SENATE SPONSORSHIP

Hodge,

HOUSE SPONSORSHIP

(None),

Senate Committees

Local Government
Appropriations

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The committee is repealed on July 1, 2014.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** part 16 to article
3 **3 of title 2 as follows:**

4 **PART 16**

5 **PIPELINE SAFETY REVIEW COMMITTEE**

6 **2-3-1601. Pipeline safety review committee - creation -**
7 **legislative declaration - repeal. (1) Legislative declaration.** THE

8 GENERAL ASSEMBLY FINDS, DETERMINES, AND DECLARES THAT:

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

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

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

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

1 INTERIM COMMITTEE TO ADDRESS MATTERS RELATING TO PIPELINE
2 SAFETY, THE GENERAL ASSEMBLY INTENDS THAT ISSUES RELATING TO
3 PIPELINE SAFETY RECEIVE SUFFICIENT LEGISLATIVE SCRUTINY AND PUBLIC
4 PARTICIPATION.

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

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

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

24 (II) REQUEST BRIEFINGS FROM AGENCIES WITH REGULATORY
25 AUTHORITY OVER OIL AND GAS PIPELINES, INCLUDING THE COMMISSION,
26 THE PIPELINE AND HAZARDOUS MATERIALS SAFETY ADMINISTRATION, THE
27 COLORADO PUBLIC UTILITIES COMMISSION, AND THE FEDERAL ENERGY

1 REGULATION COMMISSION REGARDING THE NATURE, SCOPE, AND DETAILS
2 OF CURRENT SAFETY REGULATIONS IN PLACE WITH RESPECT TO OIL AND
3 GAS PIPELINES;

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

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

11 (V) CONSIDER OTHER ISSUES AS NEEDED.

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

14 (I) FROM THE SENATE:

15 (A) THREE MEMBERS APPOINTED BY THE PRESIDENT OF THE
16 SENATE; AND

17 (B) TWO MEMBERS APPOINTED BY THE MINORITY LEADER OF THE
18 SENATE;

19 (II) FROM THE HOUSE OF REPRESENTATIVES:

20 (A) THREE MEMBERS APPOINTED BY THE SPEAKER OF THE HOUSE
21 OF REPRESENTATIVES; AND

22 (B) TWO MEMBERS APPOINTED BY THE MINORITY LEADER OF THE
23 HOUSE OF REPRESENTATIVES; AND

24 (III) ONE MEMBER APPOINTED BY THE GOVERNOR.

25 (d) THE LEADERSHIP OF THE SENATE AND THE HOUSE OF
26 REPRESENTATIVES AND THE GOVERNOR SHALL MAKE THEIR APPOINTMENTS
27 PURSUANT TO PARAGRAPH (c) OF THIS SUBSECTION (3) NO LATER THAN

1 THIRTY DAYS AFTER ADJOURNMENT SINE DIE OF THE FIRST REGULAR
2 SESSION OF THE SIXTY-NINTH GENERAL ASSEMBLY.

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

10 (f) (I) THE LEGISLATIVE MEMBERS OF THE COMMITTEE SHALL BE
11 COMPENSATED FOR ATTENDANCE AT MEETINGS OF THE COMMITTEE AS
12 PROVIDED IN SECTION 2-2-307.

13 (II) THE NONLEGISLATIVE MEMBER OF THE COMMITTEE SHALL
14 SERVE WITHOUT COMPENSATION AND WITHOUT REIMBURSEMENT FOR
15 EXPENSES.

16 (g) (I) THE COMMITTEE MAY PROPOSE UP TO THREE BILLS TO THE
17 LEGISLATIVE COUNCIL.

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

20 (h) THE COMMITTEE SHALL MAKE A REPORT TO THE LEGISLATIVE
21 COUNCIL BY THE DATE SPECIFIED IN JOINT RULE 25 (b) (1) (D). THE
22 REPORT MAY INCLUDE RECOMMENDATIONS FOR LEGISLATION.
23 LEGISLATION RECOMMENDED BY THE COMMITTEE SHALL BE TREATED AS
24 LEGISLATION RECOMMENDED BY ANY OTHER INTERIM COMMITTEE FOR THE
25 PURPOSES OF ANY INTRODUCTION DEADLINES OR BILL LIMITATIONS
26 IMPOSED BY THE JOINT RULES OF THE SENATE AND HOUSE OF
27 REPRESENTATIVES.

1 (i) THE LEGISLATIVE COUNCIL STAFF AND THE OFFICE OF
2 LEGISLATIVE LEGAL SERVICES ARE AVAILABLE TO ASSIST THE COMMITTEE
3 IN CARRYING OUT ITS DUTIES.

4 (j) UPON REQUEST BY THE COMMITTEE, STAFF OF THE LEGISLATIVE
5 COUNCIL, IN COLLABORATION WITH STAFF OF THE OFFICE OF LEGISLATIVE
6 LEGAL SERVICES, SHALL PREPARE AND ATTACH SUMMARIES OF DISSENTING
7 OPINIONS TO THE FINDINGS AND RECOMMENDATIONS ADOPTED BY THE
8 COMMITTEE. THE DISSENTING OPINIONS MUST ACCOMPANY THE FINDINGS
9 AND RECOMMENDATIONS SUBMITTED BY THE COMMITTEE TO THE
10 LEGISLATIVE COUNCIL.

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

12 **SECTION 2. Safety clause.** The general assembly hereby finds,
13 determines, and declares that this act is necessary for the immediate
14 preservation of the public peace, health, and safety.