

ACT No. 332

2015 Regular Session

HOUSE BILL NO. 400

BY REPRESENTATIVE SCHEXNAYDER

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AN ACT

To amend and reenact R.S. 30:551(B) and 703 and to enact R.S. 30:4(P) and 551(C) and (D), relative to the powers and duties of the commissioner of conservation; to authorize the commissioner to regulate liquefied natural gas facilities in the state; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 30:551(B) and 703 are hereby amended and reenacted and R.S. 30:4(P) and 551(C) and (D) are hereby enacted to read as follows:

§4. Jurisdiction, duties, and powers of the assistant secretary; rules and regulations

* * *

P. The commissioner of conservation has the authority to promulgate rules and regulations under the Administrative Procedure Act to regulate the location, construction, operation, and maintenance of a liquefied natural gas facility within the state.

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§551. Regulatory designation

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B. Notwithstanding the provisions of Subsection A of this Section, the assistant secretary shall be the authority to regulate ~~all public and private natural gas distribution systems with respect to natural gas pipeline safety, except where prohibited by federal laws~~ persons engaged in the transportation of gas or who own

1 or operate intrastate pipeline facilities for the transportation of gas. The assistant
 2 secretary shall establish by regulation minimum safety standards for pipeline
 3 facilities and the transportation of gas, and those regulations shall be consistent with
 4 the rules and regulations authorized by 49 USC 60101 et seq .

5 C. The assistant secretary, as permitted by 49 U.S.C.A. Section ~~USC 1674~~
 6 60105, may certify annually to the United States ~~secretary of transportation~~
 7 Department of Transportation that the state, through the office of conservation, has
 8 regulatory jurisdiction over the safety standards and practices of intrastate ~~pipeline~~
 9 transportation pipelines and liquefied natural gas facilities not otherwise regulated
 10 by the Federal Energy Regulatory Commission and the transportation of gas and
 11 liquefied natural gas associated with those facilities.

12 D. Except as provided in 49 USC 60104(c), nothing in this Section
 13 authorizes the assistant secretary to adopt or enforce safety standards for interstate
 14 gas pipeline facilities or the transportation of gas associated with those facilities.

15 * * *

16 §703. Regulatory designation

17 A. The assistant secretary shall be the authority to regulate persons engaged
 18 in the transportation of hazardous liquids or who own or operate intrastate pipeline
 19 facilities for the transportation of hazardous liquids. The assistant secretary shall
 20 establish by regulation minimum safety standards for pipeline facilities and the
 21 transportation of hazardous liquids and shall be consistent with those rules and
 22 regulations authorized by 49 U.S.C.A. ~~Section USC 2001~~ USC 2004 60101 et seq.

23 B. The assistant secretary, as permitted by 49 U.S.C.A. ~~Section USC 2004~~
 24 60101, et seq., may certify annually to the secretary of the United States Department
 25 of Transportation that the state, through the office of conservation, has regulatory
 26 jurisdiction over the safety standards and practice of intrastate pipeline facilities and
 27 the transportation of hazardous liquids associated with those facilities. The assistant
 28 secretary, as permitted by 49 U.S.C.A. ~~Section USC 2001~~ USC 2004 60101 et seq., may enter
 29 into an agency relationship with the United States Department of Transportation to

1 enforce compliance with safety standards with respect to interstate pipeline facilities
2 or the transportation of hazardous liquids associated with those facilities.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____