



STATE OF WASHINGTON
ENERGY FACILITY SITE EVALUATION COUNCIL
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June 17, 2002

Carole J. Washburn
Secretary
Utilities & Transportation Commission
PO Box 47250
Olympia, WA 98504-7250

Subject: Hazardous Liquids Pipelines Safety Rulemaking, Chapter 480-75 WAC, Docket No. TO-000712

Dear Ms. Washburn:

Thank you for the opportunity to comment on the UTC's Hazardous Liquids Pipelines Safety Rulemaking, Docket No. TO-000712. On behalf of the Energy Facility Site Evaluation Council I have only one comment on your proposed rules and that is regarding WAC 480-75-200.

The first sentence of WAC 480-75-200 indicates that the provisions of the chapter apply only to hazardous liquid pipelines that are subject to the jurisdiction of the UTC under Chapter 81.88 RCW. However, the last sentence implies that the new rules apply to all hazardous liquid pipeline facilities except those under federal jurisdiction. Does the third sentence imply that hazardous liquid pipelines under EFSEC jurisdiction (Chapter 80.50 RCW) would also be under these proposed rules?

A suggested modification of WAC 480-75-200 is as follows (added language is underlined):

WAC 480-75-200 Application of rules. The rules in this chapter apply to the hazardous liquid pipeline companies that are subject to the jurisdiction of the commission under chapter 81.88 RCW. The purpose of the rules is to provide minimum safety standards and reporting requirements for the transportation of hazardous liquids by pipeline. These rules apply to the design, construction, operation, maintenance, and safety of hazardous liquids pipeline facilities except those hazardous liquids pipeline facilities exclusively under jurisdiction of the energy facility site evaluation council as prescribed by Chapter 80.50 RCW and federal jurisdiction as prescribed by the Pipeline Safety Law, 49 U.S.C. Section 60101.

Thank you for this opportunity to comment.

Sincerely;

Allen J. Fiksdal,
EFSEC Manager