

MEMORANDUM

February 7, 2007

To: Mark Sidran, Chairman
Patrick Oshie, Commissioner
Phil Jones, Commissioner

FROM: Sondra Walsh

SUBJECT: Rulemaking Docket PL-061026 – Hazardous liquid, gas, oil and petroleum pipeline companies.

RE: Adoption Hearing, February 7, 2007

Background

On July 16, 2006, the commission filed a CR-101 in Docket PL-061026 that initiated this rulemaking to review the rules in Chapter 480-75, Liquid Companies-Safety governing hazardous liquid, gas, oil and petroleum pipeline companies. The purpose of the rulemaking is to address changes in federal rules and issues that have been found since the commission last adopted rules governing hazardous liquid pipelines. In addition, the commission suggested a new rule requiring that hazardous liquid pipeline companies comply with the damage prevention requirements of RCW 19.122. This rule would allow the commission to assess penalties for the failure to comply with the statutory requirements.

Discussion

The commission filed proposed rules, i.e., a CR-102, with the Code Reviser on December 6, 2006, and circulated the proposal to stakeholders. The commission received two comments on the proposed rules. BP North America and McChord Pipeline Co. submitted suggested changes to two of the proposed rules.¹ The proposed rules have been revised to reflect the suggested changes. The revised proposed rules and a matrix of comments filed are attached to this memorandum for your review.

¹ BP submitted two rule changes and retracted one of the changes via e-mail.

Conclusion

The commission may consider adoption of the proposed rules in WAC 480-75, with the changes proposed by stakeholders, to modify rules in the chapter by addressing changes in federal rules and issues discovered since the commission last adopted rules governing hazardous liquid pipelines.

Attachments