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TRANSCRIPTION OF DOCKET TO-030288

Item C1, Docket TO-030288

Fred Ottavelli: Fred Ottavelli with Commission staff. Item C1 in Docket TO-030288 deals with the consideration of a rulemaking procedure to establish a new chapter applicable to the economic regulation of hazardous liquid pipeline companies regulated as common carriers. Currently there is no rule or no chapter of rules that deals with the economic regulation of hazardous liquid pipeline companies. The existence of such a rule should clarify and facilitate the regulation of those companies or perhaps the company. There may be just one company that the Commission regulates at the present time. To that end, staff proposes that consideration of a rule pertaining to the financial transaction reports, annual subsidiary report, annual affiliated transaction report, and clarification of the accounting system requirements setting out such things as the retention of and the preservation of records requirements, and possibly the establishment of some consumer rules applicable to this industry.

The intent will be to bring this proceeding on the same timeline as the subsidiary affiliated interest rule, which has been underway for several months now. And, we will be asking that it be included in the next stakeholder meeting on April 10th. (Inaudible here as audiotape was turned over).

Therefore the staff recommends the Commission direct the Secretary to file a Preproposal Statement of Inquiry (CR-101) in Docket TO-030288.

Chairwoman Showalter: Any questions? Thank you, and as we all know, the CR-101 phase is simply the question, should there be a rule proposed, and if so, about what?

Dixie Linnenbrink: It's your discretion, if you want to let people know what's going on, but you don't have to do a motion.

Chairwoman Showalter: That's right. Let's let people know what's going on. Go ahead.

Commissioner Oshie: I move that the Commission direct the Secretary to file a Preproposal Statement of Inquiry, which is a CR-101 in Docket TO-030288.

Commissioner Hemstad: And I'll second that motion.

Chairwoman Showalter: And the motion carries, even though this didn't have to be a motion on a open meeting agenda.