S T A T E O F N E W Y O R K

7589--B

2011-2012 Regular Sessions

I N A S S E M B L Y

May 10, 2011

Introduced by M. of A. LUPARDO -- read once and referred to the Committee on Energy -- recommitted to the Committee on Energy in accordance with Assembly Rule 3, sec. 2 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- reported and referred to the Committee on Ways and Means -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the public service law, in relation to requiring certain information to be filed with department of public service

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. The public service law is amended by adding a new section 121-b to read as follows:

S 121-B. FILING OF CERTAIN INFORMATION. 1. ALL PERSONS WHO INTEND TO CONSTRUCT A GAS GATHERING LINE OR A PIPELINE FACILITY, SHALL FILE WITH THE DEPARTMENT SPATIAL MAPPING DATA, INCLUDING BUT NOT LIMITED TO GEOGRAPHIC INFORMATION SYSTEM DATA, DETAILING THE LOCATION OF SUCH PROPOSED GATHERING LINE OR PIPELINE FACILITY.

2. THE DEPARTMENT, IN CONSULTATION WITH THE DEPARTMENT OF ENVIRONMENTAL CONSERVATION, SHALL ESTABLISH AND MAINTAIN A COMPUTER MAPPING SYSTEM FOR PLOTTING THE LOCATION OF GATHERING LINES AND PIPELINE FACILITIES. SUCH MAPS SHALL OVERLAY LOCATIONS SUBJECT TO THE PROVISIONS OF ARTICLE TWENTY-THREE OF THE ENVIRONMENTAL CONSERVATION LAW.

3. FOR PURPOSES OF THIS SECTION, THE FOLLOWING TERMS SHALL HAVE THE FOLLOWING MEANINGS:

(A) "GATHERING LINE" MEANS A PIPELINE THAT TRANSPORTS GAS FROM A CURRENT PRODUCTION FACILITY TO A TRANSMISSION LINE, MAIN, OR DIRECTLY TO AN END USER.

(B) "PIPELINE FACILITY" MEANS NEW AND EXISTING PIPELINE, RIGHTS-OF-WAY, AND ANY RELATED EQUIPMENT, FACILITY, OR BUILDING, USED IN THE TRANSPORTATION OF GAS, OR IN THE TREATMENT OF GAS DURING THE COURSE

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets [ ] is old law to be omitted.

LBD11191-10-2

OF TRANSPORTATION, IN CONNECTION WITH THE PRODUCTION, GATHERING, TREATMENT OR PROCESSING OF SUCH GAS, BUT DOES NOT INCLUDE ANY: (I) TRANSMISSION AND DISTRIBUTION SYSTEM OPERATED BY A LOCAL DISTRIBUTION COMPANY SUBJECT TO THE JURISDICTION OF THE COMMISSION FOR PURPOSES OF PROVIDING RETAIL UTILITY SERVICE; OR (II) TRANSMISSION PIPELINE CONSTRUCTED BY A NATURAL GAS COMPANY UNDER THE AUTHORITY OF THE FEDERAL NATURAL GAS ACT (15 U.S.C.A. SECTION 717 ET SEQ.). THE DEPARTMENT SHALL HAVE THE OPTION TO INCORPORATE ANY ADDITIONAL INFORMATION REGARDING PIPELINE FACILITIES.

S 2. This act shall take effect on the one hundred eightieth day after it shall have become a law, provided however, that effective immediately, the addition, amendment and/or repeal of any rule or regulation necessary for the implementation of this act on its effective date are authorized and directed to be made and completed on or before such effective date.