

STATE OF NEW YORK

2227

2023-2024 Regular Sessions

IN SENATE

January 19, 2023

Introduced by Sen. PARKER -- read twice and ordered printed, and when printed to be committed to the Committee on Rules

AN ACT to amend the public service law, in relation to requiring gas corporations to file gas safety reports

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Section 66-s of the public service law, as added by a chap-
2 ter of the laws of 2022 amending the public service law relating to
3 filing gas safety reports, as proposed in legislative bills numbers S.
4 1380-A and A. 129-A, is renumbered section 66-u and amended to read as
5 follows:

6 § 66-u. Gas safety reports. 1. On or before [~~March fifteenth~~] April
7 thirtieth of each year, each gas corporation shall file with the depart-
8 ment a gas safety report. The department shall review the reports to
9 monitor each gas corporation's pipeline replacement projects and all
10 other activities related to providing safe and reliable gas service in
11 order to determine whether the projects or activities are being carried
12 out in a manner consistent with this chapter, the commission's rules,
13 regulations and orders, and any practice the department has deemed
14 necessary for the provision of safe and reliable service, and to track
15 how each gas corporation is spending any funds allocated for pipeline
16 replacement projects and all other activities related to providing safe
17 and reliable gas service.

18 2. The gas safety report provided for in subdivision one of this
19 section shall include a thorough description and explanation of the
20 strategic planning and decision-making methodology used to determine and
21 prioritize pipeline replacement projects, a description of the corpo-
22 ration's operation and maintenance activities related to gas safety, a
23 description of the corporation's inspections of its intrastate trans-
24 mission and distribution lines, leak repair information, and any other
25 information the department may require. If there has been no substantial

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

LBD04308-01-3

1 change in a gas corporation's safety report since the gas safety report
2 most recently filed with the department, the corporation, with consent
3 of the department, may file an updated version of such report.

4 2-a. A gas corporation shall also include with its gas safety report a
5 list of pipeline replacement projects completed by a gas corporation
6 within the last year[~~, such list shall indicate which projects were~~
7 ~~completed with a gas corporation's own employees and which were~~
8 ~~completed by contractors. The commission may also order a gas corpo-~~
9 ~~ration to submit an independent cost benefit analysis which examines the~~
10 ~~gas corporation's use of its own employees and its use of contractors to~~
11 ~~complete pipeline replacement projects~~].

12 3. [~~If the department determines that there is~~] The commission may
13 take any action to address and/or prevent a deficiency in a gas corpo-
14 ration's prioritization or administration of its pipeline replacement
15 projects or operation and maintenance activities related to gas safety,
16 [~~the department shall notify the commission at the next scheduled public~~
17 ~~session and shall provide a brief description of the facts and nature of~~
18 ~~the deficiency. The commission may order~~] including ordering reasonable
19 improvements that will best promote the public interest, preserve the
20 public health and protect those using gas pursuant to those powers
21 provided to the commission as provided in this chapter, including but
22 not limited to those in section sixty-six of this article.

23 § 2. This act shall take effect on the same date and in the same
24 manner as a chapter of the laws of 2022 amending the public service law
25 relating to filing gas safety reports, as proposed in legislative bills
26 numbers S. 1380-A and A. 129-A, takes effect.