

# STATE OF NEW YORK

978

2023-2024 Regular Sessions

## IN ASSEMBLY

January 11, 2023

Introduced by M. of A. PAULIN -- read once and referred to the Committee on Corporations, Authorities and Commissions

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:

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

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

2. The gas safety report provided for in subdivision one of this section shall include a thorough description and explanation of the strategic planning and decision-making methodology used to determine and prioritize pipeline replacement projects, a description of the corporation's operation and maintenance activities related to gas safety, a description of the corporation's inspections of its intrastate transmission and distribution lines, leak repair information, and any other 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.