

## Amendment to H.R. 2845

Offered by Mr. Shuster

- Adopted by voice vote

On page 10 strike lines 14 through 18 and insert the following:

“(f) Congressional Authority – In order to provide Congress the necessary time to review the results of the report in subsection (c) and implement the appropriate recommendations, the Secretary shall not proceed with a rulemaking that expands integrity management system requirements, or elements thereof, beyond high consequence areas for a period of 1 year after completion of the report or 3 years after the date of enactment of this Act, whichever is earlier.

(g) STANDARDS.—Not earlier than 1 year after completion of the report or 3 years after the date of enactment of this Act, whichever is earlier, the Secretary may, as appropriate, prescribe regulations, after notice and an opportunity for a hearing, that—

(1) expand integrity management system requirements, or elements thereof, beyond high consequence areas; and

(2) remove redundant class location requirements for gas transmission pipeline facilities that are regulated under an integrity management program adopted and implemented under section 60109(c)(2) of title 49, United States Code.

(h) SAVINGS CLAUSE - The Secretary may proceed with a rulemaking described in subsection (g) earlier than 1 year after the completion of the report or 3 years after the date of enactment of this Act, whichever is earlier, if the Secretary determines that a condition that poses a risk to public safety, property or the environment is present or an imminent hazard exists. For the purposes of this section the term “imminent hazard” means the existence of a condition related to pipelines or pipeline operations that present a substantial likelihood that death, serious illness, severe personal injury, or substantial endangerment to health, property, or the environment may occur.”

On page 15 strike lines 5 through 10 and insert the following:

“(b) Congressional Authority – In order to provide Congress the necessary time to review the results of the report in subsection (a) and implement the appropriate recommendations, the Secretary shall not proceed with a rulemaking establishing standards for the capability of leak detection systems or requiring operators to use leak detection systems for a period of 1 year after completion of the report or 2 years after the date of enactment of this Act, whichever is earlier.

(c) STANDARDS.—Not earlier than 1 year after completion of the report or 2 years after the date of enactment of this Act, whichever is earlier, the Secretary may, as appropriate, prescribe regulations, after notice and an opportunity for a hearing, that—

(1) requires an operator of a hazardous liquid pipeline facility to use leak detection systems; and

(2) establishes technically, operationally, and economically feasible standards for the capability of such systems to detect leaks.

(d) SAVINGS CLAUSE - The Secretary may proceed with a rulemaking described in subsection (c) earlier than 1 year after the completion of the report or 2 years after the date of enactment of this Act, whichever is earlier, if the Secretary determines that a condition that poses a risk to public safety, property or the environment is present or an imminent hazard exists. For the purposes of this section the term “imminent hazard” means the existence of a condition related to pipelines or pipeline operations that present a substantial likelihood that death, serious illness, severe personal injury, or substantial endangerment to health, property, or the environment may occur.”

**AMENDMENT TO H.R. 2845**

**OFFERED BY MR. LARSEN OF WASHINGTON**

*+ withdrawn*

Page 29, strike lines 6 through 16 and insert the following:

1 (e) COMMUNITY PIPELINE SAFETY INFORMATION

2 GRANTS.—Section 60130 is amended—

3 (1) in subsection (a)(1) by striking “\$50,000”  
4 and inserting “\$100,000”;

5 (2) in subsection (b) by inserting “, for direct  
6 advocacy for or against a pipeline,” after “for lob-  
7 bying”; and

8 (3) in subsection (d) by striking “\$1,000,000  
9 for each of the fiscal years 2003 through 2010. Such  
10 amounts shall not be derived from user fees collected  
11 under section 60301.” and inserting “\$2,000,000  
12 for each of the fiscal years 2012 through 2015.”.



## **Amendment to H.R. 2845**

Offered by Mr. Lankford

*Withdrawn*

On page 16, line 1 strike “after discovery” and insert “after confirmation of discovery”.

**AMENDMENT TO H.R. 2845**

**OFFERED BY MR. SHUSTER OF PENNSYLVANIA**

*+ withdrawn*

Page 27, after line 13, insert the following (and redesignate subsequent sections, and conform the table of contents, accordingly):

1 **SEC. 21. TREATMENT OF LINEAR PIPELINE PROJECTS**

2 **CROSSING WATER.**

3 (a) IN GENERAL.—For linear pipeline projects, each  
4 crossing of the waters of the United States shall be treated  
5 as a separate single and complete project for purposes of  
6 assessing environmental impacts under section 404 of the  
7 Federal Water Pollution Control Act (33 U.S.C. 1344).

8 (b) SENSE OF CONGRESS.—It is the sense of Con-  
9 gress that it should be a goal of the Secretary of the Army  
10 to make a determination on a permit application sub-  
11 mitted under section 404 of the Federal Water Pollution  
12 Control Act (33 U.S.C. 1344) for a pipeline project within  
13 45 days of receiving a complete application.





**AMENDMENT TO H.R. 2845****OFFERED BY MS. BROWN OF FLORIDA**

*Sept 5th → 1 with DRAWN*

Page 27, after line 13, insert the following (and re-designate subsequent sections, and conform the table of contents, accordingly):

1 **SEC. 21. DOCUMENTS INCORPORATED BY REFERENCE IN**  
2 **GUIDANCE AND REGULATIONS.**

3 (a) NEW REGULATIONS AND GUIDANCE.—Effective  
4 beginning on the date of enactment of this Act, the Sec-  
5 retary of Transportation may not issue guidance or a reg-  
6 ulation pursuant to chapter 601 of title 49, United States  
7 Code, that incorporates by reference any document or por-  
8 tion thereof unless the document or portion is made avail-  
9 able to the public, free of charge, on an Internet Web site  
10 maintained by the Secretary.

11 (b) EXISTING REGULATIONS AND GUIDANCE.—As  
12 soon as practicable after the date of enactment of this Act,  
13 the Secretary shall ensure that any document or portion  
14 thereof that is incorporated by reference in guidance or  
15 a regulation issued pursuant to chapter 601 of title 49,  
16 United States Code, before the date of enactment of this

- 1 Act is made available to the public, free of charge, on an
- 2 Internet Web site maintained by the Secretary.

