

A-Engrossed
House Bill 2889

Ordered by the House April 7
Including House Amendments dated April 7

Sponsored by COMMITTEE ON VETERANS AND EMERGENCY PREPAREDNESS

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure.

Establishes Task Force on Secure Pipelines **and Associated Storage Units and Terminals**. Directs task force to study matters related to safe transportation, **storage and transference** of petroleum, natural gas and other flammable substances through pipelines, **in associated storage units and at associated terminals**. Directs task force to submit report to interim committee of Legislative Assembly related to emergency preparedness no later than September 15, 2018.

Sunsets December 31, 2018.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to pipeline security; and declaring an emergency.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1. (1) The Task Force on Secure Pipelines and Associated Storage Units and**
5 **Terminals is established, consisting of 17 members. One of the members must be the State**
6 **Resilience Officer or the State Resilience Officer's designee. One of the members must be**
7 **the State Fire Marshal or the State Fire Marshal's designee. The remaining members must**
8 **be appointed as follows:**

9 (a) **The President of the Senate shall appoint one nonvoting member from among mem-**
10 **bers of the Senate.**

11 (b) **The Speaker of the House of Representatives shall appoint one nonvoting member**
12 **from among members of the House of Representatives.**

13 (c) **The Governor shall appoint:**

14 (A) **One member from the Department of Environmental Quality;**

15 (B) **One member from the Department of Transportation;**

16 (C) **One member from the Office of Emergency Management;**

17 (D) **One member from the Oregon Military Department;**

18 (E) **One member from the Public Utility Commission;**

19 (F) **One member from the State Department of Agriculture;**

20 (G) **One member from the State Department of Energy;**

21 (H) **One member who represents counties or federally recognized Indian tribes and who**
22 **is knowledgeable about emergency management;**

23 (I) **One member who represents cities and who is knowledgeable about emergency man-**
24 **agement;**

25 (J) **Two members who represent petroleum suppliers and who are knowledgeable about**

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.

1 the Pipeline Safety, Regulatory Certainty and Job Creation Act of 2011 (P.L. 112-90); and

2 (K) Two members who represent the natural gas industry and who are knowledgeable
3 about the Pipeline Safety, Regulatory Certainty and Job Creation Act of 2011 (P.L. 112-90).

4 (2) The task force shall study and make a report on:

5 (a) State and federal safety standards for pipelines, associated storage units and termi-
6 nals and other associated facilities;

7 (b) Technologies and processes that provide for the safe transportation of petroleum,
8 natural gas and other flammable substances through pipelines;

9 (c) Technologies and processes that provide for the safekeeping of petroleum, natural gas
10 and other flammable substances in storage units and terminals associated with pipelines;

11 (d) The degree to which technologies and processes studied under paragraphs (b) and (c)
12 of this subsection will mitigate potential dangers posed by seismic activity and other natural
13 catastrophes to pipelines, associated storage units and terminals and other associated facil-
14 ities;

15 (e) The costs associated with using technologies and processes studied under paragraphs
16 (b) and (c) of this subsection when constructing new pipelines, associated storage units and
17 terminals and other associated facilities;

18 (f) The costs that would be incurred by using those technologies and processes studied
19 under paragraphs (b) and (c) of this subsection to retrofit existing pipelines, associated
20 storage units and terminals and other associated facilities;

21 (g) Mandates that may be imposed to require using technologies and processes studied
22 under paragraphs (b) and (c) of this subsection to construct or retrofit intrastate pipelines,
23 associated storage units and terminals and other associated facilities;

24 (h) Incentives that may be used to encourage using technologies and processes studied
25 under paragraphs (b) and (c) of this subsection to construct or retrofit interstate and
26 intrastate pipelines, associated storage units and terminals and other associated facilities;

27 (i) Recommendations related to conducting seismic vulnerability assessments of pipe-
28 lines, associated storage units and terminals and other associated facilities;

29 (j) Recommendations related to developing and implementing mitigation plans in the
30 event that seismic activity or another natural catastrophe damages a pipeline, associated
31 storage unit or terminal or other associated facility;

32 (k) Recommendations related to designating an oversight authority in the event that
33 seismic activity or another natural catastrophe damages a pipeline, associated storage unit
34 or terminal or other associated facility; and

35 (L) Recommendations related to creating a culture of preparedness with respect to the
36 occurrence of a pipeline, associated storage unit or terminal or other associated facility be-
37 ing damaged as a result of seismic activity or another natural catastrophe.

38 (3) A majority of the voting members of the task force constitutes a quorum for the
39 transaction of business.

40 (4) Official action by the task force requires the approval of a majority of the voting
41 members of the task force.

42 (5) The task force shall elect one of its voting members to serve as chairperson.

43 (6) If there is a vacancy for any cause, the appointing authority shall make an appoint-
44 ment to become immediately effective.

45 (7) The task force shall meet at times and places specified by the call of the chairperson

1 or of a majority of the voting members of the task force.

2 (8) The task force may adopt rules necessary for the operation of the task force.

3 (9) The task force shall submit a report in the manner provided by ORS 192.245, and may
4 include recommendations for legislation, to an interim committee of the Legislative Assem-
5 bly related to emergency preparedness as appropriate no later than September 15, 2018.

6 (10) The Oregon Military Department shall provide staff support to the task force.

7 (11) Members of the task force who are not members of the Legislative Assembly are not
8 entitled to compensation or reimbursement for expenses and serve as volunteers on the task
9 force.

10 (12) All agencies of state government, as defined in ORS 174.111, are directed to assist
11 the task force in the performance of its duties and, to the extent permitted by laws relating
12 to confidentiality, to furnish such information and advice as the members of the task force
13 consider necessary to perform their duties.

14 SECTION 2. Section 1 of this 2017 Act is repealed on December 31, 2018.

15 SECTION 3. This 2017 Act being necessary for the immediate preservation of the public
16 peace, health and safety, an emergency is declared to exist, and this 2017 Act takes effect
17 on its passage.

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