

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 471

BY RESOURCES AND CONSERVATION COMMITTEE

AN ACT

1 RELATING TO THE REGULATION OF PIPELINE CORPORATIONS; AMENDING SECTION
2 61-114, IDAHO CODE, TO CLARIFY THE DEFINITION OF OIL AND GAS GATHERING
3 LINES; AMENDING SECTION 61-129, IDAHO CODE, TO CLARIFY THAT PIPELINE
4 CORPORATIONS MUST MAKE APPLICATION TO THE PUBLIC UTILITIES COMMISSION
5 TO BE REGULATED GENERALLY AS A PUBLIC UTILITY; AND DECLARING AN EMER-
6 GENCY.
7

8 Be It Enacted by the Legislature of the State of Idaho:

9 SECTION 1. That Section 61-114, Idaho Code, be, and the same is hereby
10 amended to read as follows:

11 61-114. PIPELINE. (1) The term "pipeline" when used in this act in-
12 cludes all real estate, gathering lines, fixtures and personal property
13 owned, controlled, operated or managed in connection with or to facili-
14 tate the transmission, storage, distribution or delivery of natural gas or
15 manufactured gas, crude oil or other fluid substances except water through
16 pipelines.

17 (2) "Gathering lines" means fixtures, valves, pipes and other property
18 used to transport, deliver or distribute natural gas, manufactured gas ~~or,~~
19 natural gas condensate, crude oil or other petroleum products from a well-
20 head to a ~~treatment facility or a point of interconnection with another gath-~~
21 ~~ering line, a transmission line or main line.~~

22 SECTION 2. That Section 61-129, Idaho Code, be, and the same is hereby
23 amended to read as follows:

24 61-129. PUBLIC UTILITY. The term "public utility" when used in this
25 act includes every common carrier, pipeline corporation, gas corporation,
26 electrical corporation, telephone corporation and water corporation, as
27 those terms are defined in this chapter and each thereof is hereby declared
28 to be a public utility and to be subject to the jurisdiction, control and reg-
29 ulation of the commission and to the provisions of this act. The term "public
30 utility" as used in this act shall cover cases:

31 (1) Where the service is performed and the commodity delivered directly
32 to the public or some portion thereof, and where the service is performed or
33 the commodity delivered to any corporation or corporations, or any person or
34 persons, who in turn, either directly or indirectly or mediately or immedi-
35 ately, performs the services or delivers such commodity to or for the public
36 or some portion thereof; and

37 (2) Where a pipeline corporation delivers the commodity to any corpo-
38 ration, person, their lessees, receivers or trustees regardless of whether
39 it offers the pipeline service or commodity to the public or some portion
40 thereof. Such pipeline shall be subject to the safety supervision and reg-

1 ulation of the commission only, unless and until such pipeline corporation
2 makes application to the commission to be regulated generally as a public
3 utility.

4 SECTION 3. An emergency existing therefor, which emergency is hereby
5 declared to exist, this act shall be in full force and effect on and after its
6 passage and approval.