

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Energy & Environment.

HB24-1357 be amended as follows:

1 Amend printed bill, page 3, strike lines 2 through 23.

2 Strike pages 4 through 7.

3 Page 8, strike lines 1 through 20 and substitute:

4       **"SECTION 1.** In Colorado Revised Statutes, 40-2-115, **amend**  
5       (1)(d)(II)(E), (2) introductory portion, and (2)(f); and **add** (1)(d.5),  
6       (2)(d.2), (2)(d.3), (2)(d.5), (2)(d.7), and (2)(i.5) as follows:

7       **40-2-115. Cooperation with other states and with the United**  
8       **States - natural gas pipeline safety - customer-owned service line**  
9       **maintenance and repairs notice of responsibility - rules - definitions.**  
10      (1) (d) (II) The commission's gas pipeline safety rules must address and  
11      may be more stringent than required by federal standards with regard to:

12       (E) SUBJECT TO SUBSECTION (1)(d.5)(I) OF THIS SECTION, use of  
13      advanced leak detection technology to meet the need for pipeline safety  
14      and protection of the environment;

15       (d.5) ON OR BEFORE SEPTEMBER 1, 2025, THE COMMISSION SHALL  
16      ADOPT RULES THAT:

17       (I) REQUIRE AN OWNER OR OPERATOR OF A TRANSMISSION LINE,  
18      GATHERING LINE, OR DISTRIBUTION SYSTEM TO SUBMIT A WRITTEN  
19      ADVANCED LEAK DETECTION PROGRAM TO THE COMMISSION. THE RULES  
20      ADOPTED PURSUANT TO THIS SUBSECTION (1)(d.5)(I) MUST CONTAIN  
21      MINIMUM REQUIREMENTS FOR THE PROGRAMS, INCLUDING THE  
22      FOLLOWING:

23       (A) USE OF COMMERCIALLY AVAILABLE LEAK DETECTION  
24      EQUIPMENT AND TECHNOLOGY, INCLUDING AERIAL SCREENING, HANDHELD  
25      LEAK DETECTION, AND MOBILE SURVEYS;

26       (B) DETECTION SENSITIVITY LEVELS FOR EACH TECHNOLOGY OR  
27      EQUIPMENT;

28       (C) FREQUENCY OF LEAK SURVEYS;

29       (D) LEAK DETECTION PROCEDURES;

30       (E) PROGRAM EVALUATION; AND

31       (F) LEAK SURVEY REQUIREMENTS FOR TRANSMISSION LINES,  
32      GATHERING LINES, OR DISTRIBUTION SYSTEMS ROAD AND RAILROAD  
33      CROSSINGS;

34       (II) REQUIRE ANY OWNER OR OPERATOR OF A GATHERING LINE TO:

35       (A) ESTABLISH A DAMAGE PREVENTION PROGRAM IN ACCORDANCE  
36      WITH 49 CFR 192.614;

37       (B) DEVELOP AN EMERGENCY PLAN IN ACCORDANCE WITH 49 CFR  
38      192.615;

(C) DEVELOP A PUBLIC AWARENESS PROGRAM IN ACCORDANCE WITH 49 CFR 192.616; AND

(D) DEVELOP LEAKAGE SURVEYS IN ACCORDANCE WITH 49 CFR 192.706;

(III) REQUIRE AN OWNER OR OPERATOR TO REPAIR LEAKS IN THE FOLLOWING MANNER:

(A) A GRADE 1 GAS LEAK MUST BE REPAIRED IMMEDIATELY UPON DETECTION;

(B) A GRADE 2 GAS LEAK OF A GATHERING LINE MUST BE REPAIRED NO LATER THAN SIXTY DAYS AFTER DETECTION;

(C) A GRADE 2 GAS LEAK OF A TRANSMISSION LINE OR A DISTRIBUTION SYSTEM MUST BE REPAIRED NO LATER THAN SIX MONTHS AFTER DETECTION;

(D) A GRADE 3 GAS LEAK OF A GATHERING LINE MUST BE REPAIRED NO LATER THAN ONE YEAR AFTER DETECTION; AND

(E) A GRADE 3 GAS LEAK OF A TRANSMISSION LINE OR A DISTRIBUTION SYSTEM MUST BE REPAIRED NO LATER THAN TWO YEARS AFTER DETECTION; AND

(IV) ESTABLISH REMOVAL OR ABANDONMENT IN PLACE REQUIREMENTS FOR ANY SECTION OF TRANSMISSION LINE, GATHERING LINE, OR TRANSMISSION SYSTEM THAT HAS NOT BEEN USED FOR TWO OR MORE YEARS. THE RULES ADOPTED PURSUANT TO THIS SUBSECTION (1)(d.5)(IV) MUST CONSIDER THE LOCATION OF THE TRANSMISSION LINE, GATHERING LINE, OR TRANSMISSION SYSTEM; THE TRANSMISSION LINE'S, GATHERING LINE'S, OR TRANSMISSION SYSTEM'S PROXIMITY TO SENSITIVE HABITAT, NATURAL RESOURCES, AND PUBLIC ROADS AND FACILITIES; LOCAL GOVERNMENT INPUT; AND THE IMPACTS OF REMOVAL TO PUBLIC HEALTH, SAFETY, WELFARE, THE ENVIRONMENT, AND WILDLIFE RESOURCES.

(2) As used in this section AND IN SECTION 40-2-115.5, unless the context otherwise requires, or as otherwise defined in commission rules:

(d.2) "GATHERING LINE" MEANS A TYPE A, TYPE B, TYPE C, OR TYPE R GATHERING PIPELINE, REGARDLESS OF DIAMETER, AS DETERMINED PURSUANT TO 49 CFR 192.8, AS AMENDED.

(d.3) "GRADE 1 GAS LEAK" MEANS A LEAK THAT REPRESENTS AN EXISTING OR PROBABLE HAZARD TO PERSONS OR PROPERTY AND THAT REQUIRES IMMEDIATE REPAIR OR CONTINUOUS ACTION UNTIL THE CONDITIONS ARE NO LONGER HAZARDOUS.

(d.5) "GRADE 2 GAS LEAK" MEANS A LEAK THAT IS RECOGNIZED AS BEING NONHAZARDOUS AT THE TIME OF DETECTION BUT JUSTIFIES SCHEDULED REPAIR BASED ON PROBABLE FUTURE HAZARD.

(d.7) "GRADE 3 GAS LEAK" MEANS A LEAK THAT IS  
NONHAZARDOUS AT THE TIME OF DETECTION AND CAN BE REASONABLY

1 EXPECTED TO REMAIN NONHAZARDOUS.

2 (f) "Owner or operator" means an owner or operator of a  
3 distribution system, GATHERING LINE, OR TRANSMISSION LINE or an  
4 investor-owned natural gas utility.

5 (i.5) "TRANSMISSION LINE" HAS THE MEANING SET FORTH IN 49  
6 CFR 192.3, AS AMENDED.".

7 Page 8, line 23, strike "**user-friendly, public-facing**".

8 Page 8, line 24, strike "**internet**" and "**rules -**".

9 Page 8, line 26, strike "2025," and substitute "2026," and strike  
10 "USER-FRIENDLY, PUBLIC-FACING".

11 Page 8, strike line 27.

12 Page 9, strike line 1 and substitute "WEBSITE TO PROVIDE THE PUBLIC  
13 WITH ACCESS TO INFORMATION".

14 Page 9, after line 3 insert:

15 "(I) COMPLAINTS REGARDING PIPELINES OR PIPELINE OWNERS OR  
16 OPERATORS AND HOW EACH COMPLAINT IS ADDRESSED BY THE  
17 COMMISSION;".

18 Renumber succeeding subparagraphs accordingly.

19 Page 9, line 4, strike "EVENTS;" and substitute "EVENTS AND THE  
20 COMMISSION'S RESPONSE TO EACH EVENT;".

21 Page 10, line 14, after "(c)" insert "(I)".

22 Page 10, after line 18 insert:

23 "(II) (A) NOTWITHSTANDING THE "PROCUREMENT CODE",  
24 ARTICLES 101 TO 112 OF TITLE 24, TO PREPARE THE WEBSITE, THE  
25 COMMISSION MAY ENGAGE THE SERVICES OF CONTRACTORS; LEGAL  
26 COUNSEL; CONSULTANTS, INCLUDING CONSULTANTS WITH EXPERTISE IN  
27 PIPELINE SAFETY; INSTITUTIONS OF HIGHER EDUCATION; PUBLIC RESEARCH  
28 LABORATORIES; PRIVATE RESEARCH INSTITUTIONS; AND THE ATTORNEY  
29 GENERAL'S OFFICE FOR PROFESSIONAL AND TECHNICAL ASSISTANCE,  
30 ADVICE, AND OTHER GOODS AND SERVICES, INCLUDING INFORMATION  
31 TECHNOLOGY SERVICES.

4 Page 12, strike lines 3 and 4 and substitute:

5            "(II)    "WEBSITE" MEANS A PUBLIC-FACING, INTERACTIVE,  
6 SEARCHABLE, ELECTRONIC".

7 Page 12, line 14, strike "(1)(e), OR (1)(g)" and substitute "OR (1)(e)".

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