

SB108_L.002

SENATE COMMITTEE OF REFERENCE AMENDMENT
 Committee on Transportation & Energy.

SB21-108 be amended as follows:

1 Amend printed bill, page 3, line 15, after "**rules -**" insert "**independent**
 2 **inspections - assessment of fees - gas pipeline inspection fund -**
 3 **creation -**".

4 Page 5, after line 23 insert:

5 "(2) (a) ON OR BEFORE JUNE 15, 2021, AND ON OR BEFORE JUNE 15
 6 OF EACH YEAR THEREAFTER, THE DEPARTMENT OF REVENUE SHALL NOTIFY
 7 EACH ENTITY DESCRIBED IN SUBSECTION (1)(c) OF THIS SECTION OF THE
 8 AMOUNT OF ITS FEE FOR THE ENSUING FISCAL YEAR BEGINNING JULY 1,
 9 COMPUTED BY MULTIPLYING THE NUMBER OF MILES OF PIPELINE THE
 10 ENTITY HAS OWNED OR CONTROLLED AT ANY TIME DURING THE
 11 IMMEDIATELY PRECEDING CALENDAR YEAR BY AN AMOUNT PER MILE, AS
 12 DETERMINED BY THE COMMISSION, SUFFICIENT TO SUPPORT THE DIRECT
 13 AND INDIRECT COSTS OF MAINTAINING FOUR INDEPENDENT, FULL-TIME
 14 CONTRACTORS TO CARRY OUT INSPECTIONS. EACH SUCH ENTITY SHALL
 15 PAY THE FEE ASSESSED AGAINST IT TO THE DEPARTMENT OF REVENUE IN
 16 EQUAL QUARTERLY INSTALLMENTS ON OR BEFORE JULY 15, OCTOBER 15,
 17 JANUARY 15, AND APRIL 15 IN EACH FISCAL YEAR. IF ANY SUCH ENTITY
 18 DOES NOT MAKE A PAYMENT BY ONE OF THE QUARTERLY DEADLINES, THE
 19 DEPARTMENT OF REVENUE SHALL CHARGE THE ENTITY A PENALTY OF TEN
 20 PERCENT OF THE INSTALLMENT DUE, TOGETHER WITH INTEREST AT THE
 21 RATE OF ONE PERCENT PER MONTH ON THE AMOUNT OF THE UNPAID
 22 INSTALLMENT UNTIL THE FULL AMOUNT OF THE INSTALLMENT, PENALTY,
 23 AND INTEREST HAS BEEN PAID. UPON FAILURE, REFUSAL, OR NEGLIGENCE OF
 24 AN ENTITY TO PAY THE FEE, OR ANY PENALTY OR INTEREST, THE
 25 ATTORNEY GENERAL SHALL BRING SUIT IN THE NAME OF THE STATE TO
 26 COLLECT THE AMOUNT DUE.

27 (b) THE FEES COLLECTED UNDER SUBSECTION (2)(a) OF THIS
 28 SECTION BY THE DEPARTMENT OF REVENUE SHALL BE REMITTED TO THE
 29 STATE TREASURER AND CREDITED BY THE STATE TREASURER TO THE GAS
 30 PIPELINE INSPECTION FUND, WHICH FUND IS HEREBY CREATED. THE STATE
 31 TREASURER SHALL CREDIT ALL INTEREST AND INCOME DERIVED FROM THE
 32 DEPOSIT AND INVESTMENT OF MONEY IN THE FUND TO THE FUND. ANY
 33 UNEXPENDED AND UNENCUMBERED MONEY REMAINING IN THE FUND AT
 34 THE END OF A FISCAL YEAR REMAINS IN THE FUND AND DOES NOT REVERT
 35 TO THE GENERAL FUND OR ANY OTHER FUND.

36 (c) THE COMMISSION MAY EXPEND MONEY FROM THE GAS PIPELINE
 37 INSPECTION FUND, SUBJECT TO ANNUAL APPROPRIATION BY THE GENERAL
 38 ASSEMBLY, TO EMPLOY INDEPENDENT INSPECTORS TO OVERSEE AND
 39 INSPECT, AND ENSURE COMPLIANCE WITH FEDERAL AND STATE PIPELINE
 40 SAFETY LAWS IN THE COURSE OF, ANY WORK OF MAINTENANCE, REPAIR, OR
 41 NEW CONSTRUCTION OF GAS PIPELINES AND ASSOCIATED PIPELINES."

42 Page 5, line 24, strike "(2)" and substitute "~~(2)~~ (3)".

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