

MARK - UP

RULE D-17 - GENERAL RULE FOR THE REGULATION OF NATURAL GAS GATHERING LINES

a) Definitions

- (1) Jurisdictional Natural Gas Gathering Line means: those natural gas gathering pipelines which are defined in Federal Regulation 49 CFR Part 192 – Minimum Federal Safety Standards for Transportation of natural Gas by Pipeline.
- (2) Non-Jurisdictional Natural Gas Gathering Line means: those natural gas pipelines lines not under jurisdiction of Federal Regulation 49 CFR Part 192 which transport natural gas by pipeline from the well to the custodial transfer meter.
- (3) Gathering Line Operator means any entity who owns and is responsible for the construction and operation of the natural gas gathering line or system.

b) Applicability

Every Gathering Line Operator transporting natural gas by pipeline from the well to the custodial transfer meter is subject to the applicable provisions of this rule.

c) General Requirements for all Jurisdictional and Non-Jurisdictional gathering lines:

(1) Each operator of gathering line (5) shall apply, on a form prescribed by the Director, for an initial statewide permit to construct and operate a natural gas gathering line or system. The initial permit application shall contain at a minimum the following:

- A) Name, address and contact information for the gathering line operator;
- B) Map, or other media acceptable to the Director, showing the location of all natural gas gathering lines or systems from the producing wells through any processing or treating facility, and to the custodial transfer meter;
- C) A determination as to what gathering lines are jurisdictional;
- D) Submission of the applicable permit fee as follows:

<u>(i) less than 50 miles of gathering line -</u>	<u>\$500.00</u>
<u>(ii) 50 miles to less than 100 miles of gathering line -</u>	<u>\$1,500.00</u>
<u>(iii) 101 miles to less than 250 miles of gathering line -</u>	<u>\$2,500.00</u>
<u>(iv) greater than 250 miles of gathering lines -</u>	<u>\$5,000.00</u>

(2) Each operator shall be required to submit an annual permit renewal by January 31 of each year.

(3) The renewal permit shall include a revised system map showing any new gathering line additions constructed during the previous year, an annual report on a form prescribed by the Director, along with a permit renewal fee in accordance with paragraph (c)(1)(D) above. The renewal permit shall also contain the operator's determination as to which lines are jurisdictional.

(4) Each operator shall submit a Notice of Construction, on a form prescribed by the Director, prior to commencing construction, for each segment or project length of gathering line constructed during the year. The Notice shall indicate the location and extent of the gathering lines to be constructed.

(5) Each operator shall submit a Notice of Incident, on a form prescribed by the Director, for each leak, break or line repair, which results in the loss of more than \$5,000, within 30 days of each incident.

(6) All gathering lines crossing streams shall comply with applicable state and federal rules and regulations. Any understream crossing (boring) shall maintain a minimum of 100 feet of undisturbed stream bank for the protection of the stream.

(7) Each operator shall place and maintain appropriate signage at all gathering line crossings of public roads and railroads in accordance with 49 CFR Part 192.707 (d)(1) and (2).

d) Requirements for Jurisdictional Gathering Lines

- (1) The enforceable date for compliance with all requirements of the sub-paragraph shall be those dates set forth in 49 CFR Subpart 192.9.
- (2) All jurisdictional gathering lines shall be in compliance with the applicable general requirements contained in Federal Regulations 49 CFR Part 192 Subpart A.
- (3) If a line is new, replaced, relocated, or otherwise changed, the design, installation, construction, initial inspection and initial testing must be in accordance with requirements of 49 CFR Part 192 applicable to transmission lines.
- (4) All jurisdictional gathering lines shall be operated in conformance with operating standards specified in Federal Regulations 49 CFR Part 192 Subpart L 192.614 and 192.616 and 192.619.
- (5) All jurisdictional gathering lines shall be identified in accordance with Federal Regulations 49 CFR Part 192 Subpart M 192.707.
- (6) All jurisdictional metallic gathering lines shall control corrosion in accordance with the applicable provisions of Federal Regulation 49 CFR Part 192 Subpart I.
- (7) All jurisdictional gathering lines shall be subject to the applicable enforcement provisions of Federal Regulation 49 CFR Part 190.

e) Requirements for Jurisdictional and Non-Jurisdictional Gathering Lines Containing 100 PPM or Greater Hydrogen Sulfide.

- (1) Said lines shall be in compliance with the applicable general requirements contained in Federal Regulations 49 CFR Part 192 Subpart A.
- (2) If a line is new, replaced, relocated, or otherwise changed, the design, installation, construction, initial inspection and initial testing must be in accordance with requirements of 49 CFR Part 192 applicable to transmission lines.
- (3) Said lines shall be operated in conformance with operating standards specified in Federal Regulations 49 CFR Part 192 Subpart L.

- (4) Said lines shall be identified in accordance with Federal Regulations 49 CFR Part 192 Subpart M.
- (5) Said metallic lines shall control corrosion in accordance with the applicable provisions of Federal Regulation 49CFR Part 192 Subpart I.