

House File 87 - Introduced

HOUSE FILE 87

BY KERR

A BILL FOR

1 An Act relating to pipelines and underground storage and making
2 penalties applicable.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. NEW SECTION. 479.35 Access points —
2 above-ground facilities or fixtures.

3 1. A pipeline company doing business in this state shall
4 maintain a record of the global positioning system coordinates
5 of all of the following:

6 a. Access points to the pipeline company's pipelines and
7 underground storage in this state.

8 b. The pipeline company's above-ground facilities or
9 fixtures in this state that are used to facilitate the
10 operation of the pipeline company's pipelines or underground
11 storage.

12 2. A landowner may request that a pipeline company doing
13 business in this state provide the landowner with the global
14 positioning system coordinates of all access points to the
15 pipeline company's pipelines and underground storage in this
16 state located within a right-of-way on the landowner's property
17 and all of the pipeline company's above-ground facilities or
18 fixtures located on the landowner's property that are used to
19 facilitate the operation of the pipeline company's pipelines
20 or underground storage. A pipeline company shall provide
21 the global positioning system coordinates to the landowner
22 pursuant to this subsection within three business days from the
23 date of receipt of the landowner's request. For purposes of
24 this subsection, "landowner" means a person listed on the tax
25 assessment rolls as responsible for the payment of real estate
26 taxes imposed on the property containing the pipeline company's
27 right-of-way.

28 3. The board shall adopt rules pursuant to chapter 17A to
29 administer this section.

30 Sec. 2. NEW SECTION. 479A.3 Access points — above-ground
31 facilities or fixtures.

32 1. A pipeline company doing business in this state shall
33 maintain a record of the global positioning system coordinates
34 of all of the following:

35 a. Access points to the pipeline company's pipelines and

1 underground storage in this state.

2 *b.* The pipeline company's above-ground facilities or
3 fixtures in this state that are used to facilitate the
4 operation of the pipeline company's pipelines or underground
5 storage.

6 2. A landowner may request that a pipeline company doing
7 business in this state provide the landowner with the global
8 positioning system coordinates of all access points to the
9 pipeline company's pipelines and underground storage in this
10 state located within a right-of-way on the landowner's property
11 and all of the pipeline company's above-ground facilities or
12 fixtures located on the landowner's property that are used to
13 facilitate the operation of the pipeline company's pipelines
14 or underground storage. A pipeline company shall provide
15 the global positioning system coordinates to the landowner
16 pursuant to this subsection within three business days from the
17 date of receipt of the landowner's request. For purposes of
18 this subsection, "*landowner*" means a person listed on the tax
19 assessment rolls as responsible for the payment of real estate
20 taxes imposed on the property containing the pipeline company's
21 right-of-way.

22 3. The board shall adopt rules pursuant to chapter 17A to
23 administer this section.

24 Sec. 3. NEW SECTION. **479B.34 Access points — above-ground**
25 **facilities or fixtures.**

26 1. A pipeline company doing business in this state shall
27 maintain a record of the global positioning system coordinates
28 of all of the following:

29 *a.* Access points to the pipeline company's pipelines and
30 underground storage in this state.

31 *b.* The pipeline company's above-ground facilities or
32 fixtures in this state that are used to facilitate the
33 operation of the pipeline company's pipelines or underground
34 storage.

35 2. A landowner may request that a pipeline company doing

1 business in this state provide the landowner with the global
2 positioning system coordinates of all access points to the
3 pipeline company's pipelines and underground storage in this
4 state located within a right-of-way on the landowner's property
5 and all of the pipeline company's above-ground facilities or
6 fixtures located on the landowner's property that are used to
7 facilitate the operation of the pipeline company's pipelines
8 or underground storage. A pipeline company shall provide
9 the global positioning system coordinates to the landowner
10 pursuant to this subsection within three business days from the
11 date of receipt of the landowner's request. For purposes of
12 this subsection, "landowner" means a person listed on the tax
13 assessment rolls as responsible for the payment of real estate
14 taxes imposed on the property containing the pipeline company's
15 right-of-way.

16 3. The board shall adopt rules pursuant to chapter 17A to
17 administer this section.

18 EXPLANATION

19 The inclusion of this explanation does not constitute agreement with
20 the explanation's substance by the members of the general assembly.

21 This bill relates to pipelines and underground storage.

22 The bill requires pipeline companies governed by Code
23 chapter 479 (pipelines and underground gas storage), 479A
24 (interstate natural gas pipelines), or 479B (hazardous
25 liquid pipelines and storage facilities) doing business in
26 this state to maintain a record of the global positioning
27 system coordinates of access points to the pipeline company's
28 pipelines and underground storage in this state and the
29 pipeline company's above-ground facilities or fixtures in this
30 state that are used to facilitate the operation of the pipeline
31 company's pipelines or underground storage.

32 The bill authorizes a landowner to request that a pipeline
33 company provide the landowner with the global positioning
34 system coordinates of all access points to the pipeline
35 company's pipelines and underground storage located within

1 a right-of-way on the landowner's property and all of the
2 pipeline company's above-ground facilities or fixtures located
3 on the landowner's property that are used to facilitate the
4 operation of the pipeline company's pipelines or underground
5 storage. The bill requires a pipeline company to provide the
6 global positioning system coordinates to the landowner within
7 three business days of the date the pipeline company receives
8 the request.

9 The bill requires the board to adopt rules pursuant to Code
10 chapter 17A to administer these provisions.

11 A person who violates a provision of Code chapter 479 is
12 subject to a civil penalty not to exceed \$100,000 for each
13 violation or \$1 million for any related series of violations.
14 A person who violates a provision of Code chapter 479B is
15 subject to a civil penalty not to exceed \$1,000 for each
16 violation or \$200,000 for any related series of violations.