

U.S. DEPARTMENT OF TRANSPORTATION

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GAS PIPELINE ADVISORY COMMITTEE
(TECHNICAL PIPELINE SAFETY STANDARDS
COMMITTEE)

AND

LIQUID PIPELINE ADVISORY COMMITTEE
(TECHNICAL HAZARDOUS LIQUID PIPELINE SAFETY
STANDARDS COMMITTEE)

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JOINT MEETING

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TUESDAY
OCTOBER 21, 2014

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The Joint Meeting convened in the Washington Georgetown Marriott, West End Ballroom, 1221 22nd St. N.W., at 1:00 p.m., Colette D. Honorable and Jeffrey Wiese, presiding.

GAS PIPELINE ADVISORY COMMITTEE MEMBERS:

HONORABLE COLETTE D. HONORABLE
DENISE M. BEACH
LINDA K. BREATHITT
MARK BROWNSTEIN
CHERYL F. CAMPBELL
J. ANDREW DRAKE
SUSAN L. FLECK
ROBERT W. HILL
DONALD J. STURSMA
RICHARD L. WORSINGER
JEFF C. WRIGHT
CHAD J. ZAMARIN

LIQUID PIPELINE ADVISORY COMMITTEE MEMBERS:

VADM(R) BRIAN SALERNO
LANNY W. ARMSTRONG
TIMOTHY C. FELT
MICHELE F. JOY
RICHARD B. KUPREWICZ
CHARLES LESNIAK, III
RONALD G. McCLAIN
CRAIG O. PIERSON
CARL M. WEIMER

DEPARTMENT STAFF PRESENT:

JEFF WIESE, Designated Federal Official
TIMOTHY BUTTERS, PHMSA
LINDA DAUGHERTY, PHMSA
STEPHEN DOMOTOR, PHMSA
JOHN GALE, PHMSA
SAM HALL, PHMSA
MIKE ISRANI, PHMSA
KENNETH LEE, PHMSA
ALAN MAYBERRY, PHMSA
DAVE MURK, PHMSA
STEVE NANNEY, PHMSA
KATE ROSENBERG, PHMSA
CAMERON SATTERTHWAITE, PHMSA
VANESSA ALLEN SUTHERLAND, PHMSA
VASILIKI TSAGANOS, PHMSA
CHERYL WHETSEL, PHMSA
NANCY WHITE, PHMSA

ALSO PRESENT:

BOBBY JAGGER, TECHNICAL WRITER
JULIA PAAJANEN, TECHNICAL WRITER

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P-R-O-C-E-E-D-I-N-G-S

1:03 p.m.

MR. WIESE: Good afternoon, everyone. Thank you for coming. My name is Jeff Wiese. I'm Associate Administrator for Pipeline Safety in PHMSA DOT. Good to see you all, and thank you for taking time out of your schedules to come in and join us.

I've got a few kind of quick remarks I'd like to make up-front before we actually get the meeting going. So I don't have to ask permission at this point, but after that I always have to ask for Colette's permission. She is always very gracious about giving me an opportunity, so I'm trying to stay on her good side as best I can.

So a couple of things I'm kind of inter-leading between some remarks that Cheryl suggested to me and some things that I wanted to do. But I'd be remiss if I don't start out by telling you that we want you to understand how to get out of the building should the need

1 arise. So very simple in this case. So for
2 everyone in the audience and anyone here, out
3 these doors, not those, out these doors down
4 to the lobby. There will be people from the
5 hotel will be up here, and they'll be in the
6 lobby. And if necessary, they'll direct us
7 out of the building and where to go. So very
8 clear. Just out here. The escalators will
9 stop. You can go down that way, and there's
10 a fire exit door on the other side of that
11 lobby. So making sure you know how to get out
12 in the event of some form of an emergency.

13 The other portion is a comfort
14 moment, and the restrooms are just out this
15 door, if you need to know that. So I wanted
16 to make sure you had that information.

17 I appreciate the indulgence of the
18 Committee, as this is a joint meeting of both
19 the Gas and Liquid Pipeline Advisory Committee
20 meetings. I won't do this many more times,
21 Cheryl; I promise. But I will say we have
22 renamed the committees. I remember it used to

1 be I'd have to figure out DHLPSSC. So it's
2 now just the Liquid Pipeline Advisory
3 Committee and the Gas Pipeline Committee.
4 There have been no other changes that you need
5 to be concerned.

6 I run the meeting as what's called
7 the designated government official. That's a
8 FACA term. And I'm sort of the presiding
9 official there.

10 A couple of other things just
11 really quickly. I wanted to underscore the
12 purpose of today's meeting so everybody can
13 just have their minds right. This is a
14 policy-only meeting, so we will not -- hey,
15 Brian, good to see you -- and it's informal.
16 We're not even on the record at this point, so
17 I can stop temporarily.

18 But I wanted to say it's a policy-
19 level meeting. There are no votes taking
20 place. I'd like to have votes, and we hope to
21 have some at the next meeting. We're working
22 hard on that but none today. So today our job

1 is really just to kind of give you an update
2 on a number of things that we're engaged in
3 and to ask for your input and your advice.
4 That's the purpose of this committee. So
5 strictly a policy.

6 Your agendas -- I'm going to try
7 to help you and hurt you a little bit on the
8 agenda for today. I'm going to skip opening
9 remarks because I'll probably have a an
10 opportunity to talk a lot through this. I've
11 been involved in a number of the presentations
12 that we're going to have today and look
13 forward -- with your permission, so I will ask
14 for kind of an indication from the Committee
15 you're okay with it, if we get ahead of
16 calendar today, I'm thinking of moving the LNG
17 discussion that's scheduled for tomorrow to
18 today. I'm trying to be mindful of the fact
19 we have a lot of people traveling tomorrow,
20 and if we can get them out a little bit early.
21 The schedule for today is a little lighter
22 than tomorrow, and it might help us. So if

1 anybody has a travel conflict, you know, and
2 really interested in the LNG, we'll reconsider
3 that notion. So I'll mention a little bit
4 later in the day, but I'm pretty sure we'll
5 move to the end of today.

6 I'll remind everybody before we
7 get going that there is a public record of the
8 meeting. The meeting is transcribed. We ask
9 that members, when you want to talk, it's very
10 simple. You know, I think you just, you know,
11 put your card up, and then we'll call on you.
12 And state your name, if you would, and who you
13 represent, and then go into it, because it is
14 being transcribed.

15 I will say to the public that I
16 really don't have an opportunity for public
17 comment until the end of the day. I want to
18 make sure we get through the agenda since we
19 always will provide an opportunity if there's
20 a vote, but there are no votes today. So I'm
21 going to punt that to the end. Our purpose
22 today is to hear from the Committee, so you'll

1 have opportunities, of course. And that's
2 really what we're here for.

3 You should all have in your
4 binders, the agenda will be fairly close to
5 that. I do want to, before I turn it over to
6 the Chair and get into the business of this,
7 I would like to do a couple of things. One is
8 I'd like to just take time out for people to
9 introduce themselves. I think we're
10 particularly thankful we have at least four
11 new members here. So if you don't mind, the
12 new members, Cheryl, Mark, and Linda -- I
13 don't know if it's fair to call you a new
14 member. He's an old friend but sort of new
15 member. If you guys wouldn't mind just taking
16 -- I have bios here, but if you wouldn't mind
17 taking just a couple of seconds to tell us a
18 little bit about yourselves. Otherwise, maybe
19 it will start over at the far end with our
20 friend from Marathon, Mr. 811 I'm proud to
21 say. And we'll start and we'll do a quick
22 round of introductions, including staff.

1 Maybe Cheryl, as we get to us, we'll introduce
2 ourselves.

3 MR. PIERSON: Craig Pierson,
4 Hazardous Liquids from Marathon Pipeline
5 Company.

6 MR. KUPREWICZ: I've got to reach
7 because my voice won't carry. Rick Kuprewicz
8 representing the public on the Liquid Pipeline
9 Advisory Committee.

10 MR. LESNIAK: Chuck Lesniak,
11 Environmental Officer for the City of Austin,
12 on the Liquids Committee representing the
13 public.

14 MR. STURSMA: Don Stursma, Manager
15 of Safety and Engineering, Iowa Utilities
16 Board, Gas.

17 MS. FLECK: Good afternoon. Sue
18 Fleck. I'm with National Grid, and I'm
19 responsible for gas pipeline safety and
20 compliance.

21 MR. ARMSTRONG: Lanny Armstrong,
22 fire chief, City of Pasadena, Texas. Liquid

1 Pipeline.

2 MR. FELT: Tim Felt, Colonial
3 Pipeline, Liquid Pipeline Advisory Committee.

4 MR. MCCLAIN: I'm Ron McClain,
5 Kinder Morgan Energy Partners, Liquids
6 Advisory Committee.

7 MS. BREATHITT: Good afternoon.
8 I'm Linda Breathitt, Commissioner from the
9 Kentucky Public Service Commission, and I'm
10 one of the new members that Jeffrey just
11 mentioned. And I'm very pleased to be here,
12 and I look forward to meeting all of you.
13 Thank you.

14 VICE ADMIRAL SALERNO: Hello. I'm
15 Brian Salerno. I'm also a new member. I am
16 a government representative. I'm currently
17 the Director of the Bureau of Safety and
18 Environmental Enforcement within the U.S.
19 Department of the Interior. My bureau is, the
20 shorthand is called BSEE. It makes it a
21 little bit easier to say it. But what we
22 focus on is offshore oil and gas exploration

1 and production. So it's the drilling and
2 production side of things, which tie into a
3 lot of the pipeline infrastructure offshore so
4 natural linkage to this committee.

5 And I guess I should have
6 mentioned I am part of the Liquid Pipeline
7 Advisory Committee.

8 MR. DRAKE: Andy Drake from
9 Spectra Energy. I'm with the Gas Committee.

10 MS. WHETSEL: I'm Cheryl Whetsel.
11 I'm with the regulations group at PHMSA, and
12 I'm also the committee manager. So just let
13 me take a couple of seconds for little
14 administrative things. I have a packet of
15 materials going around with your names and
16 bios and so forth. If you would, please, take
17 a minute and look at it and make sure we have
18 everything spelled right and make sure we have
19 the most up-to-date bio you want us to post
20 because it is on the website. And if anybody
21 has any information about travel, please come
22 and see me after the meeting.

1 MS. DAUGHERTY: Linda Daugherty.
2 I am one of two of Jeff's deputies, and I
3 focus on field operations.

4 MS. HONORABLE: I'm Colette
5 Honorable. I chair the Arkansas Public
6 Service Commission. And for about a month
7 more, I'll be president. I'm at the end of
8 this fun journey. And it's really a pleasure
9 to chair this joint meeting and to get to
10 interact with all of you. I want to welcome
11 the older members back and especially the new
12 ones. And a special, special welcome to my
13 colleague, Linda Breathitt of Kentucky.

14 MR. BUTTERS: Good afternoon. My
15 name is Tim Butters. I'm the Acting
16 Administrator for PHMSA.

17 MR. MAYBERRY: Hi. I'm Alan
18 Mayberry. I'm the Deputy Associate
19 Administrator for Policy and Programs at
20 PHMSA.

21 MR. SATTERTHWAITE: Cameron
22 Satterthwaite, regulations, PHMSA.

1 MR. GALE: John Gale, Director of
2 Standards and Rulemaking, PHMSA.

3 MR. BROWNSTEIN: Mark Brownstein.
4 I am Associate Vice President and Chief
5 Counsel of the U.S. Climate and Energy Program
6 for the Environmental Defense Fund. And I'm
7 a new member on this committee, on the natural
8 gas side of things. I lead our oil and
9 natural gas work at Environmental Defense
10 Fund. It's focused on many things, but one of
11 the issues that we're focused on are methane
12 emissions associated with the production and
13 distribution of natural gas. And we have a
14 variety of studies underway, working with
15 National Grid and others, looking at the
16 entire natural gas supply chain and ways to
17 make that tighter and more environmentally
18 sound.

19 Prior to EDF, I spent time doing
20 EH&S at an electric and gas utility, so I have
21 some appreciation for that side of things.
22 And prior to that was an air regulator from

1 the state of New Jersey. So I've had a chance
2 to look at some of these issues from a variety
3 of different perspectives, and I hope I can be
4 helpful on this committee.

5 MR. WRIGHT: Jeff Wright, Federal
6 Energy Regulatory Commission. And I'm on the
7 Gas Pipeline Advisory Committee.

8 MS. CAMPBELL: Cheryl Campbell
9 with Xcel Energy. I, too, am one of the newer
10 members, and I'm responsible for the gas
11 business at Xcel. Prior to Xcel, I worked for
12 Colorado Interstate Gas and the Coastal
13 Corporation, so I've spent my entire career in
14 the gas pipeline side.

15 MR. HILL: I'm Robert Hill,
16 Brookings County, South Dakota. I'm a public
17 member of the Gas Pipeline Advisory Committee.

18 MS. BEACH: Denise Beach, National
19 Fire Protection Association. I also represent
20 the public on the Gas Pipeline Advisory
21 Committee.

22 MR. WEIMER: Carl Weimer with the

1 Pipeline Safety Trust. I represent the public
2 on the Liquid Committee.

3 MR. ZAMARIN: Chad Zamarin with
4 Cheniere Energy on the Gas Committee.

5 MR. WORSINGER: Rich Worsinger
6 with the City of Rocky Mount, North Carolina
7 with the American Public Gas Association
8 representing the Gas Committee.

9 MR. WIESE: Okay. Thank you so
10 much. And I'd particularly like to thank the
11 new members for joining. I hope you'll think
12 this is fun. When you're over, you can talk
13 with some of your colleagues over here. We
14 will have bios that will go in here, so you'll
15 get to know who everybody is pretty quickly.
16 It's a fairly casual group.

17 Before we launch into things, I
18 thought I would mention that we have some
19 other folks from PHMSA here. Since you might
20 run across them or have heard their names, I
21 thought I would ask them to stand up. Nancy
22 down there. You want to introduce yourselves?

1 MS. WHITE: I'm Nancy White,
2 Senior Policy Advisor for the Office of
3 Pipeline Safety.

4 MS. TSAGANOS: Vasiliki Tsaganos,
5 Deputy Chief Counsel.

6 MS. ALLEN SUTHERLAND: Vanessa
7 Allen Sutherland, Chief Counsel at PHMSA.

8 MR. HALL: I'm Sam Hall. I'm in
9 the Program Development Office with PHMSA and
10 work on damage prevention and emergency
11 response issues.

12 MR. DOMOTOR: Good afternoon. I'm
13 Stephen Domotor. I'm the Chief Safety Officer
14 and Assistant Administrator for PHMSA.

15 MR. MURK: I'm Dave Murk. I'm the
16 new Director of Field Operations.

17 MR. NANNEY: Steve Nanney, Project
18 Manager of Engineering and Research at PHMSA.

19 MR. LEE: And I'm Ken Lee,
20 Director of Engineering.

21 MS. ROSENBERG: I'm Kate
22 Rosenberg, and I'm an analyst.

1 MR. ISRANI: Mike Israni. I'm
2 Senior Technical Advisor for PHMSA.

3 MR. WIESE: I'm inclined to have a
4 little fun to ask those people who are former
5 employees of PHMSA to stand up, but we won't
6 do that. There are a number of them in the
7 crowd. Who did I miss?

8 MR. JAGGER: Bobby Jagger,
9 Technical Writer for PHMSA.

10 MR. WIESE: Julia. I'm sorry. I
11 didn't see you guys. Stand up.

12 MS. PAAJANEN: Julia Paajanen.
13 I'm also a Technical Writer with the Office of
14 Pipeline Safety.

15 MR. WIESE: You guys are popping
16 up everywhere. Is there anybody working
17 today? I'm getting mixed up on who used to
18 work for us and who works for us now, so if
19 I've missed anyone please come forward. No?
20 Okay, excellent. I'm sorry about that. I
21 don't mean to embarrass people by that.

22 Okay. So you're about ready to

1 get rid of me. You're probably lucky on that
2 account. I do want to remind people that the
3 transcript and presentations will be available
4 on PHMSA's website, which is really probably
5 the easiest place to find it. But you can go
6 to regulations.gov. We have a new docket
7 number. It's PHMSA-2014-0124.

8 And so with that, it's my pleasure
9 to introduce the chair for today and my usual
10 partner in crime in chairing these meetings
11 because she's so good at it, Colette
12 Honorable.

13 I was just conferring, because I'm
14 such a sensitive fellow, as most of our
15 employees will tell you, to see if it was okay
16 that I let you know that Colette has been
17 nominated by the President to be one of the
18 commissioners at FERC. So we're really happy
19 and sad at the same time. We're working on
20 ways of keeping her, but we're thrilled and
21 she certainly deserved that. And love working
22 with Colette.

1 So with that, I'll call the
2 meeting to order and turn it over to the real
3 chair.

4 MS. HONORABLE: Thank you, Jeff.
5 And, again, good afternoon. It's really a
6 pleasure to work with you all. I learn so
7 much through this experience, and I'm looking
8 forward to another day of great meetings.

9 Since I have just silenced my
10 phone after it rang, I want to ask you all to
11 check your devices, as well. And, also, just
12 another housekeeping matter, particularly for
13 our new members, when the light is red, your
14 mike is hot. And then when you're done,
15 please turn it off so that it doesn't
16 interfere with or diminish someone else's
17 ability to speak during our meetings today.

18 Our first matter of business is to
19 hear from the PHMSA Acting Administrator. On
20 October 4, 2014, Timothy Butters became the
21 Acting Administrator for PHMSA, where he had
22 served before that time as the Agency's Deputy

1 Administrator. And Tim is certainly no
2 stranger to this committee. I certainly
3 consider him a friend but also wanted to
4 reference a few of his past experiences, which
5 have been quite relevant to his current work.

6 Tim served as Assistant Fire Chief
7 for the City of Fairfax, and he also served as
8 Chairman of the Hazmat Committee for the
9 International Association of Fire Chiefs. I
10 know he has kindred spirits among this group
11 today.

12 He served as a member of the PHMSA
13 Pipeline Advisory Board. He served ten years
14 as Managing Director for CHEMTREC. He served
15 with PHMSA and has been here with FEMA and
16 here at PHMSA for a number of years.

17 Please help me welcome the Acting
18 Administrator of PHMSA, Timothy Butters.

19 (Applause.)

20 MR. BUTTERS: Thanks, Alan.
21 Thanks, Colette. It's great to be here among
22 all these staffers. I was asking Jeff is

1 anybody at the office right now?

2 Well, thank you. Thanks for
3 having me over this afternoon, and I'm happy
4 to join you in my new position here as Acting
5 Administrator. As you know, Cynthia
6 Quarterman, who was my predecessor and had
7 been with PHMSA about five years, tendered her
8 resignation to pursue other interests and left
9 the Agency earlier this month. I think we
10 would all agree that Cynthia's tenure here as
11 one of the longest, if not the longest,
12 serving administrator for PHMSA was extremely
13 influential and advanced pipeline safety
14 issues and was loved by not only her coworkers
15 here at PHMSA but well respected by her
16 colleagues at the Department of
17 Transportation. I know Secretary Fox
18 certainly was sad to see her go, as well.

19 So the question is how are we
20 going to proceed from here and what's the
21 future look like? In terms of the next
22 administrator, I can't really speak to that at

1 this point because, obviously, that's a
2 decision that the Secretary and the President
3 have to discuss. But it's in my intent to
4 carry forward the course that Cynthia set and
5 maintain that same level of engagement and
6 energy. I think we all recognize that there's
7 a number of important issues that we are
8 facing. And as I met with the Secretary
9 earlier today, I assured him that we can't
10 lose any ground and we need to continue moving
11 with good speed and progress. And I certainly
12 look forward to continuing our relationship
13 with this committee because you're an
14 important part of, you know, achieving those
15 successes and accomplishing some of the things
16 we need to get done.

17 As you know, over the past several
18 years, we've faced many challenges. A number
19 of incidents, including Marshall, Michigan,
20 San Bruno, California, a series of gas
21 incidents in Pennsylvania, West Virginia, New
22 York, have all underscored the importance of

1 pipeline safety. And as we see the energy
2 change in our economy with the tremendous
3 growth of what I call unconventional gas and
4 energy production, the shale regions, we're
5 going to continue to see and understand that
6 safety is going to still be a top priority.

7 Of course, as you know, in
8 addition to pipeline safety, PHMSA has another
9 very important program safety role, and that
10 is in the transportation of hazardous
11 materials by air, rail, ground, and marine.
12 And with over a million shipments of these
13 hazmats everyday, it is a continuing challenge
14 for us to ensure that these products run
15 safely through transportation.

16 Pipeline and hazmat transportation
17 have a very good safety record. But when
18 things happen, they can happen in a big way
19 and it can have tremendous consequences. So
20 we need to continue to focus on reducing those
21 incidents and reducing the risk to the public.

22 You know, in terms of safety, as

1 Colette mentioned, I come to the job with a
2 fair amount of operational perspective in
3 dealing with emergency response related to
4 hazardous materials, and so I certainly
5 understand the challenges of ensuring the safe
6 movement of gas and oil. And as we move
7 forward, I assure you that two of our big
8 priorities is getting the gas rule and the
9 liquid rule through, and that's going to be
10 one of my top priorities, as it was with
11 Cynthia. And I did reenforce that to the
12 Secretary when I spoke with him earlier today.

13 PHMSA's often described as one of
14 the most important small agencies you've never
15 heard of but with a huge responsibility. But
16 I think that mystique is changing. We've been
17 on the forefront of a lot of hot topics in the
18 national spotlight lately, and we're all, all
19 of us are working and fully engaged to address
20 these issues. Most recently, the Ebola
21 situation has involved PHMSA because of our
22 role in the transportation of hazardous

1 medical waste and the waste that was generated
2 as a result of the three individuals who were
3 diagnosed with ebola brought PHMSA directly
4 into the forefront, and we've been working
5 very closely with other agencies of
6 government, with CDC primarily, to ensure that
7 that waste is moved safely and disposed of
8 properly. Obviously, high sensitivity on that
9 issue, and that will be continued to the
10 foreseeable future.

11 The other major issue that we've
12 been dealing with is the rail transportation
13 of shale crude oil. As a result of the
14 production of this oil in the shale plays in
15 North Dakota, the movement of oil has been
16 significant. In fact, a 4,000-percent
17 increase over the past four or five years and,
18 as a result of a number of rail incidents
19 involving the transportation of this flammable
20 liquid, there has been a very strong push to
21 improve not only rail safety but the rail cars
22 that carry this material.

1 And this is an area that I believe
2 the pipeline and other transportation modes
3 will intersect, as we try to look for improved
4 and more safe ways of moving this flammable
5 liquid. We're going to be needing to work in
6 a more cohesive way between our pipeline and
7 hazmat programs to ensure that there's
8 consistency in safety.

9 With regard to the budget, as many
10 of you know, we are operating under a
11 continuing resolution right now for the FY 15
12 budget. That will be in place until December
13 11th. Hopefully, Congress will take action to
14 get a budget in place, but those who are
15 familiar with this, you know, the Congress in
16 terms of their budget action, we're not
17 optimistic that that's going to happen. It is
18 an election year in November, and so it's
19 really hard to say what will happen. But if
20 our 2015 budget does get moved forward, there
21 has been very -- the President did advance a
22 budget that did increase resources for the

1 pipeline program. We have been getting
2 favorable signals from Congress that they,
3 indeed, support that, as well. So we
4 certainly hope that we will be able to move
5 forward on some of these initiatives because
6 we all recognize that there's a number of
7 important things that we need to do that
8 require resources.

9 One of the things that Secretary
10 Fox has placed as one of his priorities is
11 really what he's calling a 30-year national
12 transportation policy framework or 30-year
13 plan. It's a DOT-wide effort to really drive
14 improvements in transportation, and the role
15 that PHMSA plays in terms of pipeline safety
16 and hazardous materials are going to be an
17 important part of that program. Steve
18 Domotor, our chief safety officer, is sort of
19 our lead on that. And as they begin to
20 finalize what that 30-year plan looks like,
21 we'll be able to share the direction with
22 these committees once that's finalized.

1 I know your agenda has a number of
2 important topics you'll be covering in the
3 next day and a half but just to touch on a
4 couple of things that are, again, important to
5 us. This safety management systems and safety
6 culture. Clearly, you understand the
7 importance of that, whether you're operating
8 it as a pipeline operator or in the industry
9 or an organization that is dealing with
10 safety. Safety management systems and safety
11 cultures are critical to ensuring that
12 organizations maintain a high degree of safety
13 and reduce incidents and risk, and that
14 requires a commitment from the top all the way
15 throughout the organization.

16 Jeff and his team have done an
17 excellent job of moving SMS and the importance
18 of SMS in safety culture in the pipeline
19 industry. One of our counterpart agencies
20 within DOT, FAA, has got a long history with
21 safety culture and SMS because of their role
22 in airline safety, and we've been able to

1 garner some very good best practices and
2 utilize the expertise that FAA brings to the
3 Agency to help us formulate how we want to
4 move forward, as well.

5 Jeff mentioned or he introduced
6 Steve Domotor, our chief safety officer. I
7 hope you take a moment to meet him during the
8 break. He's very interested in, he's one of
9 our lead with regard to safety in PHMSA, and
10 I know he's very interested in knowing more
11 about what some of you are doing specifically
12 in that area and how we can use better metrics
13 to measure and to develop effective safety
14 programs.

15 We've made a lot of progress in a
16 number of areas, including our Integrity
17 Management Program, which has been around
18 about ten years. And we need to continue to
19 impress upon the industry to embrace that so
20 that we believe is clearly a big solution to
21 address some of these safety issues, and the
22 Integrity Management Program is an effective

1 approach to doing that. There are a number of
2 gaps that we've identified, and we'll be
3 working to address those gaps in what we're
4 calling IMP 2.0 by incorporating the whole
5 safety culture issue and SMS.

6 We're also working on integrity
7 verification, IVP, leak detection and valve
8 programs, as well as increasing the use of
9 meaningful metrics and near-miss reporting to
10 help better understand what these risks are.
11 Using metrics, using good data to drive our
12 organization's priorities is clearly something
13 that we are going to continue to focus on and
14 better understand the data that we are
15 currently collecting to make it more useful
16 and to see what additional data that we need
17 to collect to help improve our safety systems
18 out there. I understand Ron McClain will be
19 talking more about the consensus standard with
20 regard to the safety management system later
21 in the session.

22 As related to safety within PHMSA,

1 we've also taken steps to really walk the walk
2 within the organization. Steve has been able
3 to get our safety manual for PHMSA in place.
4 He has also identified collateral safety
5 officers in our regional offices to help
6 ensure that, within PHMSA, that we are doing
7 the right thing by our employees to make sure
8 that they are performing in a safe manner and
9 that we are embracing that safety culture
10 throughout PHMSA.

11 An issue that is becoming more and
12 more prominent in the national discussion is
13 ethane emissions. Many of you are certainly
14 involved in that, and I know there's a panel
15 tomorrow to talk about that. But it is
16 beginning, it is taking sort of front row
17 stage at the national level, and we are
18 working with EPA and other agencies within the
19 federal level to ensure that we are addressing
20 that issue as part of our overall safety
21 focus.

22 As an infrastructure, again,

1 another area that we continue to focus on,
2 back in 2011 Secretary LaHood instituted a
3 call to action following a number of those
4 significant pipeline incidents that focused
5 on, you know, the repair, rehabilitation, and
6 replacement of aging pipelines. The industry
7 has really stepped forward in addressing that
8 issue. There's been a lot of good success in
9 terms of addressing the aging pipeline
10 infrastructure. We certainly recognize that
11 aging, in and of itself, is not a sole
12 indicator of risk but is certainly a factor.
13 And the better we understand the age of our
14 pipeline infrastructure out there and address
15 those high-risk pipes, the more effective
16 we'll be in addressing those safety concerns
17 and risks.

18 We also are glad to see that the
19 states have stepped forward in terms of
20 instituting infrastructure cost recovery
21 programs and mechanisms. Back in 2007, only
22 11 states had those mechanisms in place. And

1 this year, 38 states now have accelerated
2 replacement programs, which clearly is
3 something that is needed out there to advance
4 that PHMSA replacement issue.

5 So I know that we'll have more to
6 talk about in some of the other areas that
7 PHMSA is advancing in. I do want to mention
8 the National Pipeline Mapping System. We have
9 plans to redouble our efforts to improve that
10 tool. That's an important tool not only for
11 operators, for the regulated community, but
12 for local communities, as well, to understand
13 the pipeline systems, particularly emergency
14 responders, so they know what those risks are,
15 where they are, and can be effectively
16 prepared to deal with any potential emergency.

17 I mentioned performance metrics.
18 We're going to continue to focus on metrics
19 and using good data to drive our program
20 priorities to ensure that we're using the
21 right resources in the right place.

22 And we want to continue to develop

1 tools and information and resources that are
2 available not only to the operators in the
3 industry but also the regulators at the state
4 and local level to help them improve their
5 ability to ensure safety of the pipeline
6 systems in those communities, whether they be
7 distribution systems, gathering systems,
8 etcetera.

9 And, finally, something that those
10 of you who know me is sort of near and dear to
11 my heart is sort of the emergency response
12 public awareness issue. Sam Hall will be up
13 here in a few minutes to talk about some of
14 the progress we've made. But, you know, as
15 I've said before, when it comes to emergency
16 response, emergency responders out there don't
17 make a discrimination between hazmat that
18 comes out of a railcar or a hazmat that comes
19 out of a pipeline. It's the same cast of
20 characters that has to deal with it. And
21 that's one of the things we try to work more
22 closely with our colleagues throughout the

1 Agency is on emergency response where we can
2 work together to ensure, you know, communities
3 are ready to deal with emergencies. We
4 obviously want to focus on preventing the
5 risks, but the reality is is they do occur,
6 and we want to make sure that we're as
7 prepared as we can be to deal with those
8 incidents to not only reduce death and injury
9 but to ensure that the community can get back
10 on its feet as quickly as possible.

11 So as I mentioned, we have a lot
12 going on. We know that we're not perfect yet.
13 We're going to try to get there. But we are
14 going to be relying on you and your input to
15 help us move the Agency forward.

16 So I will turn it back over to
17 Colette now, but I'll be around for a couple
18 more hours and look forward to speaking with
19 you and answer any questions if you might have
20 them.

21 MS. HONORABLE: Thank you, Acting
22 Administrator Butters. We're delighted that

1 you joined us today and look forward to
2 working with you, also, as we have in the
3 past.

4 I want to yield now to Jeff Wiese,
5 who actually has a couple of things he'd like
6 to reference now.

7 MR. WIESE: I'm just going to pick
8 up really quickly. I promise to make it
9 short. I wanted to pick up where Tim left
10 off, and I think it's appropriate. The not
11 perfect yet, you know. You know, I know that
12 Ron and Linda, you know, are on the committee
13 with me. As you get into the fields we're
14 going to cover, Ron is going to give you an
15 update on safety management systems. You
16 know, one of the most striking changes in the
17 past few years, I think, in this industry has
18 been a widespread embrace of zero as a goal.
19 Many of you will remember the years we used to
20 argue that's impractical, you know, trying to
21 get 2.6 million miles of pipeline to produce
22 zero is impossible. But I think, you know,

1 kudos to all involved. I think we've really
2 shifted past that to the point where that damn
3 well better be our goal, you know. Nothing
4 less is acceptable, right?

5 And that sets in motion a lot of
6 things. It gives you the opportunity to
7 learn, saying you're not perfect. Losing that
8 arrogance gets rid of some of the complacency.
9 It moves you into how do we get better, right?
10 Looking for that.

11 So you'll hear a lot more on that
12 as we go forward. I wanted to take time out,
13 in particular, to acknowledge Brian's joining
14 us because Brian actually -- and we have
15 worked together on many things, and I would
16 consider him an expert in SMS and safety
17 culture, as well. Brian, maybe at the right
18 time you can kind of give us some insight into
19 the academy studies that you guys have going
20 on on safety culture because I'm pretty sure
21 that all the lessons are parallel in our
22 industry, as well. So I want to thank you for

1 joining us. It's very important.

2 The other thing that I should have
3 mentioned before, the 30-year strategic plan
4 -- my apologies -- I should have said this is
5 a really important stakeholder group. So
6 perhaps next time we'll ask Steve to come do
7 a presentation on the 30-year strategic plan
8 where we sit and take some input from your
9 group. I mean, I think this is a pretty
10 diverse and important group of stakeholders.
11 So maybe we'll try to send you something out
12 in advance so that they can look at that and,
13 you know, give us some feedback there.

14 And then I also wanted to quickly
15 say that I, like many of you, will see this as
16 a critical time in our history. I do, and I
17 think you should be able to look back on this
18 point in time and see that some important
19 changes were taking place. And we're going to
20 be here shaping those things.

21 Amongst those are things like
22 infrastructure modernization. Tim mentioned

1 the Secretary's call to action. This is in
2 the wake of San Bruno and Marshall, Michigan,
3 you know, and a number of others. I'll cite
4 our old boss. Cynthia told me when we were
5 talking to her about coming over to PHMSA, she
6 said, "You know, I've been looking at your
7 data and it looks like you've been on a
8 downward trend for about ten years. In my
9 book, that spells trouble." And I go, "No,
10 no, no, things are working great. Don't worry
11 about it." She joined, and, shortly
12 thereafter, we had two of the largest
13 accidents in our history. And she was very
14 helpful in charting the path forward on that.

15 So I'm not going to make any bets,
16 but the direction and the trend of things is
17 positive. I think that's due to a lot of work
18 on everyone's part, you know, the companies,
19 the regulators, the public, you know, the
20 advocacy community working together.

21 So there's a lot more to say on
22 infrastructure modernization. I'm

1 particularly thankful to have added strength
2 in the commissioner field, so thank you, Linda
3 Breathitt, for joining us. Linda, for those
4 of you who don't know, is a former FERC
5 commissioner, as well, so she brings federal
6 experience. She was with the Southern States
7 Energy Board, as well. So she brings a lot of
8 experience on the energy front to this, and
9 I'm very thankful that you've joined us.

10 I would be remiss if I didn't say
11 we went all the way through the process and
12 have gotten nominated and confirmed John
13 Quakenbush who's a commissioner from Michigan
14 Public Service Commission. He will be joining
15 us on the Gas Committee and the next one.
16 He's on, I believe, NARUC business out of the
17 country right now. So, yes, I look forward to
18 having John on. He comes highly recommended
19 by our pipeline people, honestly. The state
20 people, the state regulatory people who have
21 met with John think a lot of him.

22 If you'll allow me, I'll take two

1 seconds to say, and we'll hear more from him
2 tomorrow, but I welcome Paul Roberti. Paul is
3 a commissioner, a NARUC commissioner from
4 Rhode Island, longstanding friend and head of
5 the Pipeline Safety Task Force at NARUC. So
6 we'll be asking Paul to talk a little bit
7 tomorrow as we get into the methane emission
8 panel.

9 Other things that are happening at
10 the same time that we're talking about this
11 is, you know, the things that are coming
12 together, the call for infrastructure
13 modernization, the whole issue of methane
14 emission reduction, which Tim touched on, and
15 tomorrow we're going to have a panel. Mark
16 Brownstein, thank you very much for joining
17 us. Mark has a lot of expertise in this area.
18 He'll be joining a panel that will be talking
19 to you about what's going on in methane
20 emission reduction and then, you know, kind of
21 taking your views. I've asked several of the
22 stakeholder groups to kind of talk about

1 things that they're doing in that general
2 field.

3 And I think the whole issue of,
4 you know, infrastructure and the changes to
5 the regulatory program, and, again, Tim
6 alluded to those things, means that we need to
7 have people on who are really impacted by
8 this. So Cheryl Campbell wanted to say --
9 Cheryl will definitely find herself in that
10 field, along with others here, but we wanted
11 to thank her. We've known Cheryl for a while,
12 been very active with our NAPSER partners, the
13 state regulatory people, as well, in fact, I
14 think we may have met out somewhere out in the
15 Rockies. And I was really impressed with
16 Cheryl's ability to handle their unruly crowd.
17 So that's why we've asked her to join this
18 one. No, no, no, it was a great meeting, and
19 I want to thank you for taking time out to
20 join us, as well.

21 So I think, you know, I'll just
22 close by saying I think it's a great spot to

1 be in when people finally said we're not
2 perfect. We have room to improve, and we have
3 the mind to do it and the will to do it. And
4 we'll move forward. All of the things you're
5 going to be seeing on the agenda today and
6 tomorrow I think all interweave in that as a
7 path to help us get better.

8 So I think, with that, I'll thank
9 Commissioner Honorable for her indulgence, and
10 we'll move on.

11 MS. HONORABLE: Thank you, Jeff.
12 Great updates, and I'm glad that you
13 acknowledged Chairman Quakenbush and also
14 Chairman Roberti. I'm looking forward to
15 hearing Paul's remarks tomorrow, as well.

16 Next on our agenda, we're moving
17 right along. You heard Acting Administrator
18 Butters reference this next agenda item, a
19 briefing on the emergency response/public
20 awareness effort, and he'll be joined by Sam
21 Hall.

22 MR. BUTTERS: Well, as I mentioned

1 earlier -- well, first off, one thing I did
2 mention earlier is the great people we have
3 working at PHMSA and how committed they are to
4 the mission. And that is reenforced everyday,
5 and we're able to get a lot of this done
6 simply because of the folks. We're a small
7 agency by comparison, but we got a lot of
8 great folks. And Sam is one of them.

9 You know, when I came to PHMSA,
10 one of the areas that we recognized needed
11 some additional focus was how PHMSA could work
12 and improve emergency response to pipeline
13 incidents. Obviously, our regulations require
14 operators to engage with local communities and
15 awareness. But as someone who was on the
16 other side of the table, so to speak, you
17 know, when our pipeline operators in Virginia
18 would call upon us to do awareness programs,
19 you know, they would have what I call the
20 rubber chicken dinner with trinkets, and we'd
21 go and listen to the pipeline message and how
22 safe they were and those sorts of things.

1 But as, you know, a fire chief, we
2 have career and volunteer personnel. So just
3 from the logistics perspective, I used to say,
4 you know, that was a great program you offered
5 for a B shift, but, unfortunately, A shift and
6 C shift were off, and we didn't have many
7 volunteers. And so, you know, what's going to
8 happen is the pipeline incidents are going to
9 happen on A shift or C shift and B shift to be
10 off.

11 So we have to really look and
12 better understand how the system works out
13 there. It's a complicated system. Thirty-two
14 thousand fire departments, and there's thirty-
15 two thousand ways of doing business.

16 And the other thing is that fire
17 departments are only one player in that
18 emergency response continuum. Talking to,
19 after, you know, the Marshall, Michigan
20 incident, I went up and talked to some of the
21 local folks about how they responded to that
22 incident and the role of 911. And one of the

1 things that I continue to say to folks that
2 was just a compelling story is that 911
3 supervisor said something to the effect of,
4 you know, "We could have probably shortened
5 this incident by about ten hours," and I said,
6 "Really? How so?" And he said, "Well, when
7 the 911 board lit up at 9:30 in the evening up
8 there with all sorts of calls about petroleum
9 odors and whatnot, they sent a unit out to
10 check it. It was at night, so they couldn't
11 see anything. They said we probably think it
12 has to do with mercaptan gate station on the
13 gas side, so we've been having trouble with
14 this, so we think that's what it is. It will
15 go away." And I'm kind of paraphrasing all of
16 this.

17 And so, of course, Enbridge,
18 seeing something different on their system,
19 because of the fact that they had just shut
20 that line down and they're bringing it back
21 up, were trying to compensate for that
22 pressure loss, thinking it might have been

1 something else. So as they were trying to
2 ramp pressure up -- and the point was the 911
3 guy said, "Well, if I had been able to call
4 the command center, the control room, and say,
5 hey, are seeing anything on your system in
6 Marshall, Michigan because we're getting a lot
7 of calls," the dots might have been connected.
8 So that told me that we need to really ensure
9 that everybody in that system needs to better
10 understand their role in terms of emergency
11 response.

12 And the other group that was
13 compelling that I really didn't think of was
14 public health, the fact that many people were
15 reporting to emergency rooms, reporting to
16 doctors with respiratory issues because of
17 what was going on in the atmosphere, and that
18 was, again, underscored at Mayflower when
19 ExxonMobil had that incident. And the public
20 health system was really overwhelmed because
21 they didn't really anticipate that this would
22 really affect them.

1 So that's one of the things that
2 we've talked about and what we've been working
3 on within PHMSA to try to improve how we're
4 educating the local communities. Lanny
5 Armstrong can speak, of course, to pipelines.
6 He's in pipeline central there in Pasadena,
7 Texas.

8 But we initiated a number of
9 programs, including a state-wide initiative in
10 Georgia, building on our pipeline emergency
11 response training program with the National
12 Association of State Fire Marshals and really
13 engaging a lot of the stakeholder
14 organizations that represent the emergency
15 response community to help them better
16 understand why it's important.

17 And, again, you know, as a fire
18 chief, they have a responsibility, as well.
19 They have a responsibility to understand what
20 the risks are in their community and to seek
21 out information about how they can be better
22 prepared. It's not a one-way street. I tell

1 my colleagues or former colleagues that if you
2 sit in the firehouse or your office and wait
3 for the pipeline guys or the hazmat guys to
4 knock on your door, you're not doing your job.
5 You know your community. You should be asking
6 some questions about, you know, what those
7 pipelines are, what's carried in them, how
8 they operate, where the valves are, who's
9 going to show up if there's an incident, all
10 of those sorts of issues.

11 So I'm going to kind of turn it
12 over to Sam to get into some of the details.
13 But I'm very, very happy with how Jeff's team
14 has really moved forward on this whole
15 emergency response issue, and I think we have
16 made tremendous progress and we're going to
17 continue to do so, as well as how the
18 operators, I think, have responded, as well,
19 in their engagement. So Sam?

20 MR. HALL: Thank you, Tim. That's
21 a great introduction to a lot of the issues
22 that we're working on now. My name is Sam

1 Hall. I work with PHMSA in the Office of
2 Pipeline Safety in the Program Development
3 section. I spend a lot of time on improving
4 emergency response, especially communications
5 and outreach. And I also spend a fair amount
6 of time on damage prevention and grant
7 administration, all of which are certainly
8 related.

9 Tim gave me a great introduction.
10 And if you'll bear with me, I'm having --
11 okay. Wonderful. Thank you, Cameron.
12 Quickly, especially considering that we do
13 have some new members on the committees, I'd
14 like to just give you a very brief background
15 and history on emergency response, to include
16 our regulations, and then dive into some
17 details on some current efforts that are
18 ongoing both within PHMSA, among other
19 stakeholders in pipeline safety, and then wrap
20 up with a vision for the future.

21 We're talking largely about
22 emergency response specifically in this

1 session, but, as you know, emergency response
2 and communicating with emergency responders is
3 a very important component of public
4 awareness. And I'll touch on some of those
5 things as I go through these slides.

6 Briefly, background. Our federal
7 regulations at 49 CFR 192 through 195 require
8 operations plans and emergency response plans,
9 to include spill response plans, OPA 90 plans,
10 so on and so forth. We have a long history of
11 working with emergency responders. Pipeline
12 operators and regulators have been dealing
13 with emergency response issues for quite a
14 while. I want to call out our public
15 awareness regulations, especially for our
16 newer members who may not be aware. Those
17 regulations incorporate the American Petroleum
18 Institute Recommended Practice 1162 and call
19 for communications and interactions with four
20 primary stakeholder groups: the affected
21 public, local public officials, excavators,
22 and then, of course, emergency responders. I

1 bring this up -- or emergency officials.

2 Pardon me.

3 I bring this up because
4 communication with emergency officials is a
5 major component of public awareness. It's not
6 something that we do in a vacuum. Engaging
7 with emergency responders is not sort of its
8 own project. It's part and parcel of our
9 regulations, recommended practices from the
10 industry, and beyond. So it's interwoven in
11 what we do on a daily basis.

12 Past and ongoing activities. I
13 wanted to touch briefly on some things that
14 Tim did mention in the past that we've done
15 and also things that we are currently doing.
16 Really, one of the main things we've focused
17 on is providing resources for pipeline
18 emergency response. The first is the award-
19 winning Pipeline Emergencies training
20 curriculum that we funded through a
21 cooperative agreement with the National
22 Association of State Fire Marshals. That

1 training curriculum, we had a relationship or
2 have had a relationship with NASFM since 2002.
3 And the training curriculum that was produced
4 from that has been made available to the
5 public online. It's been used widely across
6 the country. We've funded train-the-trainer
7 sessions for firefighters in particular. It
8 has a long history there, and the industry has
9 taken up pipeline emergencies and they have
10 modified it in concert with NASFM to be
11 modular, to focus on sort of a beginner,
12 intermediate, and expert audiences in the
13 emergency response community, which was
14 something that the emergency response
15 community actually asked for through various
16 fora. So that training curriculum exists and
17 is showing great success.

18 The National Pipeline Mapping
19 System Tim mentioned. That will be on the
20 agenda later today. It's a resource for
21 emergency responders at this point and in its
22 current state in that emergency responders,

1 local officials, those with responsibility for
2 pipeline safety can find those pipelines in
3 their communities, can get contact information
4 for pipeline operators, and plan for potential
5 emergencies with pipelines. It's not a system
6 that is very useful for understanding what's
7 in a pipe at a given time. I think many of us
8 know what the limitations are out of the
9 National Pipeline Mapping System in its
10 current state, but it is a resource that
11 exists for at least becoming aware of
12 pipelines in your communities.

13 The Emergency Response Guidebook
14 that was published in 2012 and will again be
15 published in 2016 includes some white pages on
16 emergency response for pipelines for the first
17 time ever. That's a resource that's used by
18 emergency responders across the country.

19 Pipelines and Informed Planning
20 Alliance is an effort to address land
21 development in the vicinity of pipelines, land
22 use and land development in the vicinity of

1 pipelines. You know, these emergencies, when
2 they do occur, will have much less impact if
3 development is planned wisely in the vicinity
4 of pipelines. We see a strong tie between
5 PIPA, smart development, and effective and
6 safe emergency response.

7 Grants, in particular the
8 technical assistance grants which come out of
9 the Office of Pipeline Safety, many of the
10 grants that we've awarded to the tune of
11 \$50,000 to communities, to advocacy groups,
12 and groups of individuals essentially, some of
13 those grants have gone to improving emergency
14 response, to include purchase of everything
15 from detectors, improvement of GIS systems at
16 the local level, specifically for emergency
17 response communications and coordination, and
18 improvement of training facilities at the
19 local level for dealing with pipeline
20 emergencies. And then, finally, of course,
21 our websites, brochures, presentations at
22 many, many conferences over the past several

1 years, and many meetings with interested
2 stakeholders.

3 We've been really educating
4 ourselves and others. That's something that
5 we have done pretty seriously over the last
6 several years. We've done that through a
7 variety of activities. We hosted an emergency
8 response forum back in 2011. The industry has
9 hosted several forums. There are several
10 working groups that have been stood up. There
11 are a variety of places now to, a variety of
12 places, organizations, and groups where
13 pipeline operators, regulators, and
14 communities can share information and start
15 talking about how we communicate best, how we
16 deal with pipeline emergencies when they
17 occur.

18 And through, of course, those
19 interactions, we've been building
20 partnerships, partnerships between industry,
21 federal government, and emergency responders
22 to try to address a lot of these issues.

1 I want to talk a little bit about
2 what we've learned through all these
3 partnerships and interactions. This is not,
4 by any means, comprehensive, but I want to
5 touch on these three points because I think
6 that they're particularly important when it
7 comes to improving emergency response.

8 The first lesson that we've
9 learned through our interactions with all of
10 the stakeholders that we've been talking to
11 over the last four or five years is that we
12 need to leverage existing resources and learn
13 from other industries. There are lots of ways
14 to crack this nut, and there's no need to
15 reinvent the wheel. We can work within the
16 systems that exist in the fire service in the
17 public safety realm, and we can also learn
18 from other industries that have similar
19 issues, fixed facilities for example and other
20 industries.

21 So there are some -- we don't need
22 to start from scratch when it comes to

1 improving pipeline emergency response. We can
2 leverage existing resources.

3 The second is learn from past
4 incidents. What went well in these incidents?
5 What did not go well in these incidents? We
6 recently funded a study through the Hazardous
7 Materials Cooperative Research Program under
8 the Transportation Research Board. We funded
9 the Transportation Research Board to conduct
10 a study of past pipeline incidents that were
11 investigated by the NTSB and looked for trends
12 in the incident responses, specifically how
13 the response went. What did we do well? What
14 did we not do well? How can we look for areas
15 to improve? We need to learn from past
16 incidents and improve upon the areas where we
17 can.

18 And then, lastly, the solutions
19 that we come up with need to be sustainable.
20 In other words, you know, Tim mentioned the
21 chicken dinner with firefighters. While
22 that's certainly an opportunity for

1 communication between pipeline operators and
2 emergency responders and it's effective in
3 many cases, it requires constant vigilant
4 communication and activity on the part of both
5 the pipeline operators and the emergency
6 responders. You have the issues of
7 communicating with the right folks at the
8 right time: A shift, B shift, C shift, as Tim
9 mentioned. There are ways to communicate
10 between pipeline operators and emergency
11 responders that are more sustainable, and I
12 want to talk about those in a minute, too.

13 A couple of current initiatives,
14 current efforts. There are many. This is not
15 a complete list, by any means at all. I just
16 wanted to highlight a few of these. I won't
17 go into great detail in the interest of time
18 and keeping on schedule. But Tim did mention
19 the Georgia Pipeline Emergency Responders
20 initiative. This is a really innovative
21 approach to ensuring that firefighters are
22 trained in pipeline awareness. Folks in

1 Georgia, the public safety officials in
2 Georgia, the folks who are responsible for
3 establishing the training standards for
4 firefighters in Georgia, have bought in and
5 are saying, yes, this is a priority for us.
6 These pipelines are conduits for hazardous
7 materials in our communities. We need to take
8 them seriously. We need to train our
9 firefighters to be aware of pipelines and how
10 to stay safe in the event of a pipeline
11 emergency, how to save lives, how to mitigate
12 impacts to the environment.

13 This initiative, the GPERI as it's
14 called, is unique in that it shifts some of
15 the responsibility for training from the
16 pipeline operators to the firefighters
17 themselves. They are taking on their
18 responsibility to ensure that their people are
19 properly trained, and that's a key, a key to
20 success to ensure adequate training. The
21 trainers themselves, the firefighters
22 themselves, as Tim mentioned, have a

1 responsibility. And in Georgia, they are
2 accepting that responsibility through an
3 innovative model, and we're looking forward to
4 good results from that.

5 We have a member of the NFPA here
6 on the committee. We are working with NFPA
7 472 Committee, which is, essentially,
8 competencies for hazardous materials
9 responders. And in the past, that standard,
10 NFPA 472 standard, did not mention pipelines.
11 It is now going to mention pipelines. That's
12 exciting because those standards are, in many
13 cases, adopted by state fire training
14 agencies. And now the word pipeline and the
15 issues surrounding pipelines will be
16 incorporated into state training curricula
17 based on that standard.

18 The National Emergency Number
19 Association, we've worked with NENA to create
20 a standard for call takers in 911 centers, a
21 protocol for dealing with calls regarding
22 pipeline emergencies. Tim mentioned the 911

1 issues in Marshall. There is now a standard
2 that addresses pipeline emergencies in
3 particular, and that standard needs to be
4 incorporated and pushed forward over time
5 throughout the country.

6 The American Petroleum Institute
7 is creating Recommended Practice 1174 called
8 Pipeline Emergency Response. That's a short
9 title. This is focusing on the liquids
10 industry and improving pipeline emergency
11 response through recommended practice.

12 The industry has also created
13 training portals that leverage the Pipeline
14 Emergencies curriculum that I mentioned. They
15 have taken that Pipeline Emergencies
16 Curriculum, they've broken it down into three
17 modular training curricula for beginners,
18 intermediate, and experts in the emergency
19 response community. And the good work that
20 many people put in to the original Pipeline
21 Emergencies curriculum is now being used in a
22 different way and in a way that the emergency

1 responders were hoping.

2 We're working with FEMA to create
3 a primer. We've actually written it. It's
4 now currently under review at FEMA. The
5 primer is on pipelines and state and local
6 hazard mitigation plans. How do you
7 incorporate pipelines into state and local
8 hazard mitigation plans? Once you do that,
9 once you incorporate those pipelines into
10 hazard mitigation plans, their importance in
11 the communities are raised. Now the
12 communities are seeing pipelines as part of
13 the hazard mitigation plan, a lot of activity
14 happens as a result of what's in hazard
15 mitigation plans, and FEMA is becoming a
16 partner in that.

17 MR. BUTTERS: Let me add something
18 to that, Sam. And that also allows
19 communities to get grants from FEMA to help
20 with pipeline preparedness, which has been a
21 challenge for locals in the past. But by
22 incorporating into those plans that FEMA

1 recognizes and adopts, then it becomes
2 eligible for some funding so . . .

3 MR. HALL: So that would be a big
4 win there if we can get that primer published
5 and promoted. I think that we could have some
6 great successes in improving local emergency
7 response capability for pipelines.

8 We've also stood up a Public
9 Awareness Program Working Group. PHMSA has
10 stood that up. We are conducting strengths,
11 weaknesses, opportunities, and threats
12 analyses, or SWOT analyses, on various aspects
13 of public awareness programs, to include
14 communications with emergency responders. We
15 will publish a SWOT report from that working
16 group sometime in the coming calendar year,
17 2015, and we hope that that SWOT report can be
18 used by various stakeholders to better
19 understand how to improve public awareness
20 programs, including emergency response.

21 We've stood up a Pipeline
22 Emergency Response Working Group, which is

1 essentially now a forum for those of us who
2 are engaged in these issues to share
3 experiences, talk about what needs to be done,
4 and demonstrate to one another what's going on
5 on the leading edges. And that's been a very
6 successful group for staying in touch with one
7 another and making sure that we're all moving
8 in the same direction.

9 Industry has done similar, has
10 made similar efforts to create working groups,
11 particularly API, AOPL have created an
12 emergency response working group that is
13 focused on these issues and is making great
14 progress. And, of course, our partnerships
15 with key players to include federal agencies,
16 and many others are delivering results.

17 The future is not set, certainly.
18 There's been a flurry of activity over the
19 last several years in improving emergency
20 response. I hope that what's come across is
21 that there is no silver bullet to the problem.
22 You know, I think that there's a tendency to

1 want to focus specifically on training, for
2 example, or on some other aspect of the
3 solution. And I think that all of these
4 solutions are important, but it's really a
5 complex issue. There is no silver bullet, and
6 I think multi-faceted solutions, like some of
7 the ones I've just talked about and several
8 others that are in the works, are really the
9 way to improve pipeline emergency response.

10 We need sustainable solutions. We
11 need solutions that institutionalize pipeline
12 awareness among public safety stakeholders.
13 Pipelines need to be a part of the
14 conversation for public safety as much as any
15 other public safety issue, whether it be
16 tanker truck rollovers, house fires,
17 burglaries, emergency medical. Whatever it
18 might be, pipelines need to be a part of that
19 conversation. And I think communities need to
20 step up and become more aware that pipelines
21 are arteries for hazardous materials in their
22 communities.

1 We need to coordinate
2 complimentary activities. I mentioned that
3 there's a lot of activity going on right now.
4 There are many solutions being pushed forward.
5 I think that all of them are quite positive.
6 I think that there needs to be, you know, a
7 continued spirit of shared responsibility
8 among the stakeholders pushing forward and
9 focusing on the activities and the solutions
10 that will matter.

11 And, finally, stakeholders need to
12 understand and fulfill their responsibilities
13 regarding pipeline emergency response. And in
14 particular, I think that PHMSA is going to be
15 pushing for communities to begin to take
16 responsibility for their end of the bargain.
17 It's a shared responsibility. You could draw
18 some parallels to damage prevention in that
19 sense. Communities do have a responsibility
20 for understanding the infrastructure, who to
21 contact when something goes wrong, ensuring
22 that they have the right equipment on hand to

1 deal with those emergencies, and so forth.

2 And then that concludes my
3 comments.

4 MS. HONORABLE: Thank you. So at
5 this time, we'll first take questions from the
6 joint committee with regard to the
7 presentation that you just saw. And then
8 afterward, we'll allow a separate time for Q&A
9 for Acting Administrator Butters for anyone
10 who had any thoughts or comments regarding his
11 earlier remarks.

12 So we'll begin first with
13 questions or comments based on this
14 presentation, and I thought I saw Craig. The
15 floor is yours.

16 MR. PIERSON: Thanks. More of a
17 comment than a question. I first wanted to
18 thank Acting Administrator Butters for his
19 leadership on this. Sam had a great long list
20 of good things that are happening. And on the
21 liquid side, which I represent, in 2013, as we
22 were going through our strategic planning

1 process, we identified this as one of our
2 highest initiatives in '14, and it's helped
3 lead to some of the accomplishments.

4 One of the things that you might
5 have mentioned, Sam, at the latter part of
6 your remarks, there's an Emergency Response
7 Advisory Board that's got a lot of energy
8 around it. It's bringing industry together
9 and a lot of the responders, and it's helping
10 to drive API 1174, which I think is slated for
11 publication in November.

12 So, anyway, I want to make mention
13 of that board. That's been pretty helpful for
14 us.

15 Anyway, just echoing a lot of your
16 comments. A lot of energy around it, and I
17 think we're going to start reaping the
18 benefits here soon. So thank you.

19 MS. HONORABLE: Thank you. Rich?

20 MR. WORSINGER: Thank you. I'd
21 like to also thank Acting Administrator
22 Butters, as well as Sam, for your comments and

1 presentation, for your efforts in the areas of
2 emergency response and public awareness.

3 John Erickson with APGA, as well
4 as Bill Deford who is with the Municipal Gas
5 Association of Georgia, participate on the
6 public awareness working group. They have
7 shared very positive comments about the group,
8 so I'd like to applaud those efforts.

9 I would just like to share one
10 caution. APGA represents the almost 1,000
11 small public gas systems throughout the
12 country. Their needs, as well as the issues
13 they deal with, are very different from large
14 distribution companies, as well as interstate
15 and intrastate pipelines.

16 As an example, one of our primary
17 public awareness messages has to do with when
18 one of our customers smells gas in their home.
19 And that might deal with interior house
20 piping, which is neither under PHMSA's
21 jurisdiction, nor the LDC's ownership or
22 jurisdiction. However, we think it's very

1 important to share that message with our
2 customers that if they smell gas they need to
3 get out and contact us and etcetera, etcetera.
4 So please make sure that that message is not
5 lost in your efforts.

6 And regarding the rubber chicken
7 dinners, I've attended many of those. The
8 message is greatly received. We found that
9 when you feed people, they will come. Thank
10 you.

11 MS. HONORABLE: Thank you, Rich.
12 Any other questions or comments regarding the
13 presentation? Yes?

14 MS. WHETSEL: If you all would
15 please state your names before you speak.
16 Just for the record, that was Craig Pierson
17 and Rich Worsinger. Thanks.

18 MS. HONORABLE: Thank you, Cheryl.
19 And I'm new to say that, and I'm always
20 kindly, maybe not so kindly, reminding you of
21 that. So thank you for reminding me. And I
22 recognize Linda Breathitt.

1 MS. BREATHITT: Hi. Again, Linda
2 Breathitt. Sam, you referenced an emergency
3 preparedness manual, and it was maybe three or
4 four slides back. And I wondered if it was
5 produced by FEMA or DOT. You said you had
6 added a new section to it. It's the Emergency
7 Response Guidebook. Who publishes -- and you
8 had mentioned you had added a section. Who
9 publishes that?

10 MR. HALL: PHMSA publishes the
11 Emergency Response Guidebook.

12 MS. BREATHITT: PHMSA does.

13 MR. HALL: Yes, ma'am.

14 MS. BREATHITT: So is it, do the
15 state pipeline safety inspectors have a copy
16 of that?

17 MR. HALL: Yes, I would imagine
18 they would. The Emergency Response Guidebook
19 is really a resource for emergency responders
20 dealing with hazardous materials incidents, in
21 particular.

22 MR. BUTTERS: And transportation.

1 MR. HALL: Transportation
2 incidents, hazardous materials incidents in
3 transportation, yes.

4 MS. BREATHITT: And this is just a
5 comment. When I first went back on this state
6 commission several years ago and we would have
7 small incidents in our state, and I would ask
8 our inspectors, "Well, why haven't you hit the
9 road? Why aren't you driving down there now?"
10 and they said, "Well, we don't go immediately.
11 We have to wait for the emergency responders
12 to get there and give us a report." So that
13 was interesting to me. It was kind of an
14 awakening. But they're very important in this
15 whole process, aren't they?

16 MR. HALL: Yes, ma'am.

17 MS. BREATHITT: Thank you.

18 MR. HALL: Thank you.

19 MS. HONORABLE: Thank you,
20 Commissioner Breathitt.

21 MR. BUTTERS: One quick thing,
22 Colette. I'm sorry. On the ERG, the

1 Emergency Response Guidebook, you know, that
2 -- I don't know how old that is. It's
3 probably about 25 years, you know, that it's
4 been published. It's published every four
5 years and was primarily developed around
6 transportation of hazardous materials
7 emergencies, but it has evolved as sort of
8 the, you know -- Lanny can probably speak to
9 this, as well. It's sort of the guidebook
10 that all emergency responders use for sort of
11 that initial response. And we've added
12 additional information on pipelines, and it is
13 in its, it's going to be, the next version
14 will be coming out in 2016. So we're now in
15 the process of seeking comments and updates
16 and what changes we need to include in the
17 ERG.

18 So it's an opportunity now, if you
19 folks have some recommendations for the ERG,
20 we'd love to hear from you so that we can kind
21 of plug those into the process.

22 MS. WHETSEL: And I just want to

1 add -- this is Cheryl Whetsel. I better state
2 my name, right? But in the last newsletter
3 that I sent you, there is a little plug for
4 the Emergency Response Guidebook, and there's
5 the name of the person that you can contact if
6 you want to, you know, give them suggestions.
7 Her name is Suzette Paes. So I just thought
8 I'd note that. Or if you want to get in touch
9 and you don't know where the newsletter is,
10 you can always email me.

11 MS. HONORABLE: Thank you, Cheryl.
12 And it is also available electronically, so
13 Cheryl can send you that, also.

14 I'm not sure who was first, Carl
15 or Robert. I'll let you guys figure it out.
16 Oh, across the room. And that would be Rick.

17 MR. LESNIAK: Close. Chuck
18 Lesniak with the Pipeline Advisory Committee.
19 I just had a question. In terms of -- it's
20 real clear there's a lot going on. At what
21 level is this kind of information being put
22 out to the local jurisdictions, the local

1 emergency responders, the operators, sort of
2 their regional-level, district-level folks?
3 Is that coming out of PHMSA? Is PHMSA doing
4 it through the state agencies? You know, how
5 does the information you talked about, how
6 does it get to the people on the ground?

7 MR. HALL: There are really a
8 variety of ways that the information gets out.
9 I think probably the primary avenue is the
10 pipeline operators themselves engaging with
11 communities through public awareness
12 activities. The federal government has a
13 limited ability to, you know, have boots on
14 the ground, so to speak, and engage with every
15 local jurisdiction. But we do work with the
16 organizations, the trade associations so to
17 speak, that represent volunteer firefighters,
18 fire chiefs, you know, and so forth to
19 disseminate information to their members and
20 interested parties.

21 Through PIPA, we work with a team
22 of folks to try to promote, as I'm sure you're

1 aware, the PIPA recommended practices. There
2 are just a variety of ways that information
3 gets to the locals. I wouldn't say that
4 there's a one-stop shop for this kind of
5 information.

6 What we have found, and I think
7 that what you'll see as part of our findings
8 out of the SWOT analysis that we're doing for
9 public awareness, is that people trust the
10 messenger when the messenger is in the same
11 group, right? So peers, peers, people trust
12 their peers. It may not be as effective for
13 messages to come from the federal government,
14 who many don't trust, or from pipeline
15 operators. We're finding and learning that
16 messages from peer groups are heard much more
17 clearly than from outside organizations that
18 are perceived to have a different interest,
19 for example. So farmers talk to farmers.
20 Firefighters talk to firefighters. We're
21 finding that is a good way to get messages
22 out, and so there are a lot of efforts to

1 consider how to push messages through those
2 channels to the lowest levels, to the boots on
3 the ground.

4 MS. HONORABLE: Thanks, Chuck.

5 MR. BUTTERS: The other thing I
6 would add is we're trying to leverage existing
7 networks. For example, there's an
8 organization called the North American Fire
9 Training Directors, and these are the 50 state
10 training directors in the United States, as
11 well as Canada, and they're responsible for
12 training in their respective states. And so
13 by using that vehicle, that group, they can,
14 in turn, push it down throughout their
15 respective states.

16 We also are using our colleagues
17 at FEMA, at the U.S. Fire Administration, the
18 National Fire Academy, where thousands of
19 firefighters, for example, and emergency
20 managers at the Emergency Management Institute
21 attend training. We're utilizing their
22 outreach, their system, to also connect with

1 those public safety officials.

2 So as I mentioned before, just
3 like the pipeline industry, it's a complicated
4 system out there. But trying to overlay
5 something new is probably going to be not as
6 effective as utilizing and understanding what
7 systems they use now. And that's what we're
8 trying to do.

9 MS. HONORABLE: Thank you, Chuck.
10 And now Carl?

11 MR. WEIMER: Thank you. Carl
12 Weimer, Pipeline Safety Trust. I really
13 appreciate the presentation and all of the
14 efforts going into emergency response. You
15 know, every time there's an incident
16 somewhere, we get lots of calls from the
17 public. It's top of their mind.

18 One of the issues, and I was very
19 thankful to hear, I think it was Tim mention
20 this is that you're not reaching out just to
21 emergency responders like police and fire.
22 You're also including health departments in

1 that discussion now. Because one of the
2 things we saw after the spill in Salt Lake
3 City, after the Marshall, Michigan spill,
4 certainly in Arkansas, and even along the
5 Yellowstone River, was levels of air quality
6 problems, things like benzene in the air. And
7 the local health departments, the first
8 responders, didn't seem to have thought about
9 that at all beforehand, had no idea what
10 levels they're supposed to be monitoring,
11 who's supposed to be having monitoring
12 equipment.

13 As we've reviewed even spill
14 response plans, we find some confusion of that
15 even with some companies sending their people
16 into areas that have levels over what some
17 health organizations think are safe. So I'm
18 glad there's some effort to reach out to
19 health departments, and I hope someone is
20 going to step up and kind of take a lead at
21 setting what those levels are for air quality
22 issues because when we've tried to reach out

1 to CDC and a variety of health organizations,
2 no one seems to want to take on that hot
3 potato. So thanks for that effort.

4 MR. HALL: Thank you, Carl. I
5 would like to say that I think that reaching
6 out to health departments is an area where we
7 can improve our efforts, frankly. We are just
8 in the beginning stages of identifying them as
9 an important stakeholder group. The bulk of
10 our efforts have been focused on working with
11 firefighters, essentially. And I think Tim's
12 comment was pointing to the fact that we
13 really do, not to put words in your mouth, but
14 I think we do need to be much more inclusive
15 with the public safety community. And your
16 points are well taken.

17 MR. BUTTERS: Yes. I think the
18 important thing is you understand who's going
19 to show up to the party, so to speak, and make
20 sure that they're not really, they're not
21 learning their role for the first time on game
22 day. And, Carl, you're absolutely right on

1 the public health issues. And they need to
2 reach out to their, you know, treating
3 physicians and ERs so they know what this
4 material is that their patients or these
5 members of the community are presenting to
6 them so they know how to treat them and that,
7 if there is a pipeline incident, they should
8 expect there's going to be a significant
9 increase in, you know, visits to ERs and to
10 medical facilities.

11 And the other thing, while I have
12 the microphone, my statement about the rubber
13 chicken dinner was not to be, you know,
14 criticize that as a venue because it's very
15 good to feed these guys. That's how you get
16 them in the room. And I appreciate that. My
17 point was sometimes you're only, you know,
18 hitting a fraction of the folks you need to
19 hit. But that is an effective way of doing
20 it, and so I certainly don't want to suggest
21 that we should discontinue that.

22 MS. HONORABLE: Thank you, Tim. I

1 think we understood what you meant there. But
2 for the record, since we do have a transcript
3 here, it's good to clarify. Robert?

4 MR. HILL: Yes. Robert Hill,
5 Brookings County. And I just want to commend
6 PHMSA for the modern technology. My Emergency
7 Response Guide is on my phone. And as a local
8 official, when I do respond to an accident
9 that has hazardous material, I usually pop
10 that up just to -- so I do commend them on the
11 modern technology.

12 MS. HONORABLE: That's an
13 excellent show and tell. Thank you, Robert.
14 Any other questions? Rick?

15 MR. KUPREWICZ: More of a
16 commentary. As a --

17 MS. HONORABLE: Tell us who you
18 are, Rick.

19 MR. KUPREWICZ: Oh, excuse me.
20 Richard Kuprewicz, Liquid Pipeline Committee.
21 Thank you. I just want to commend the efforts
22 of PHMSA here. This is a tough nut here.

1 It's kind of like oil spill response plans.
2 You hope you never, ever have to use them.
3 They're never going to be exactly the way
4 you've written them. You hope they're good
5 enough that they'll keep people from getting
6 killed and deal with the issue effectively.

7 And in the area of communication
8 and resources, I don't know about you folks,
9 but I can tell you one department, and that is
10 the emergency responders, whether they be
11 fire, police, that's an area where they're
12 probably pretty thin uniformly across the
13 country. And so throwing more information at
14 them is a tough nut, so you have to think
15 about how you're going to do that.

16 And so as a representative of the
17 public, I want to continue to reenforce and
18 support your efforts here. It's never going
19 to be an ending game, but you can get better
20 at it, and that's, a -- you know, 90 percent
21 of being smart is recognizing what you're dumb
22 at and try to deal with that. So this is a

1 good step, and you guys continue up with the
2 good work.

3 MS. HONORABLE: Hear, hear. And
4 seeing no other tent cards up, I will now
5 inquire of the joint committees. If you have
6 questions for Acting Administrator Butters
7 regarding his opening remarks, now is your
8 time. Questions, comments? You aren't a
9 bashful group, but I won't recognize Jeff
10 Wiese.

11 Well, seeing none, on behalf of
12 all of us here, thank you. Thank you, Tim.
13 Thank you for being with us this afternoon.
14 We look forward to working with you, as well.

15 And now we'll turn to agenda item
16 number four. We'll receive a regulatory
17 update briefing from John Gale.

18 MR. GALE: Thank you, Colette. I
19 wish I was here today to give you an update or
20 present a couple of rules to you to vote on
21 and discuss and debate. But regrettably, I
22 can't. Right now, we're not able to get our

1 rules published to the Federal Register. As
2 we go through this update, you'll see that
3 most of the rules are past PHMSA, and we keep
4 working with the other agencies we have to
5 work with to get those rules to the Federal
6 Register. We work on a daily basis with them.
7 We're taking the information and learning
8 lessons learned and applying them to the rules
9 we haven't heard back from.

10 But I'll let you know that I'm not
11 just professionally disappointed but I'm
12 personally disappointed that we're not getting
13 these rules to you. I'm sure you guys are
14 disappointed that this is not a four- or five-
15 day meeting that we could debate these rules.
16 But, seriously, I mean, these are important
17 rules that deal with very important safety
18 issues. They don't only just deal with
19 congressional mandates and NTSB
20 recommendations, which many of them do, but
21 they deal with very important issues that we
22 have to address. And we can't start that

1 public debate until we can get those documents
2 into the Federal Register.

3 So I commit to you that our office
4 will continue to work with them, and we're
5 going to try our best to get those rules to
6 the Federal Register. As Tim has said, you
7 know, not only was it Ms. Quarterman's
8 priority, but it's also Tim's to get the
9 hazardous liquid and the gas transmission rule
10 to the Federal Register. And we can bring
11 those rules to these committees and have that
12 public debate.

13 This is a slide review of several
14 of our past budget committees. It just kind
15 of gives you an idea, the idea of this slide,
16 and we've done it again because we have some
17 new members, is just to give you an idea of
18 the steps that a rule goes through. In other
19 words, PHMSA is not the only cog in this
20 wheel. We have to deal with the Office of the
21 Secretary. That's an office within DOT. We
22 have to deal with the Office of Management

1 Budget when a rule is significant. It's a
2 non-significant rulemaking action, we can go
3 from PHMSA and, when we're done with it, we go
4 right to the Federal Register and we can bring
5 it to this committee for a vote.

6 But at the end of the day, the
7 Office of Management and Budget determines if
8 a rule is significant. We give our
9 recommendation. We give our debate or our
10 reasons why it may be significant or non-
11 significant. But at the end of the day, they
12 make that decision.

13 Right now, about eight or nine of
14 our rulemakings that were active rulemakings
15 we have going on have been deemed significant
16 or we expect to be deemed significant. We
17 have a couple in play that we continue to work
18 the issue. Even those that have been deemed
19 significant, we're trying to -- you know, if
20 we think it's legit and we really believe
21 they're non-significant actions, we continue
22 to make that point.

1 But even still, for those that are
2 deemed significant, you know, some of them
3 have been moved past certain stages for a
4 period of time, and we believe it's time to
5 move forward with those actions and we're
6 going to try our best to keep that moving.

7 With that being said, what I'm
8 going to do is just go through the nine rules
9 we have going on and give you, again, just a
10 quick summary of what's in the rule and what
11 stage we're at.

12 The first rule, as Tim said, you
13 know, two of the priorities of our agency is
14 the hazardous liquid rule and the gas
15 transmission rule. And this is the hazardous
16 liquid rule. It came about following the
17 incident up in Marshall, Michigan. The ANPRM,
18 as you can see, was published back in October
19 of 2010. The rule, the ANPRM itself, has
20 moved past PHMSA, has moved past PHMSA for a
21 bit now. But it covers some significant
22 areas. Looking at assessments beyond ATAs and

1 expansion of that IM process beyond ATA areas.
2 Looking at the thought of extending leak
3 detection beyond ATAs, looking at the
4 recurrent repair criteria for those lines that
5 are within an ATA. And if we look at
6 assessing the areas that are beyond ATAs,
7 should we adopt or look at a different
8 assessment criteria for those areas?

9 We're looking at the piggability
10 of lines with the ability of those lines to
11 accept an inline inspection tool. We're
12 looking at reporting requirements for
13 gathering lines that we currently don't
14 regulate. As many of you know, the deal with
15 gathering lines on liquid gathering lines, the
16 statute is very specific on what we can and
17 can't regulate. But it gives us broad
18 latitude on allowing or requiring reporting
19 for almost all gathering lines.

20 And we're also looking at some of
21 the exceptions that are contained in 195.1,
22 where there's broad exceptions for those

1 lines. One of the exceptions that we're
2 looking at is the gravity line exception.

3 But what's also important to know
4 is that this rule deals with close to five
5 congressional mandates, deals with two NTSB
6 recommendations and one GAO report. So as we
7 move forward, getting close to the
8 reauthorization, you know, not only is this
9 important, obviously, for the safety of the
10 public, but this is important to move forward
11 in our regulatory agenda.

12 The other big rule that we're
13 dealing with, again, the other priority is our
14 gas transmission rule. I've been in the
15 regulatory business for over 25 years, and I
16 didn't even start off with hair then. But
17 this is one of the biggest rules I've ever
18 dealt with, and it's also one of the most
19 important rules that I've ever dealt with.

20 This rule also had an ANPRM
21 published in August of 2011. And this is one
22 of the things that I can report that is a

1 little different than what we reported back in
2 February. The rule has moved past PHMSA, and
3 it's dealing with some fairly significant
4 topics. A similar topic is from the hazardous
5 liquid rule. Some people refer to this rule
6 or will refer to them as like sister rules.
7 It's looking at expansion of IM requirements
8 beyond ATAs, such as assessments, looking
9 again at the repair criteria for ATAs and
10 adoption of more stringent repair criteria in
11 non-ATA areas.

12 Looking at assessment methods, and
13 that's consistent with a petition we received
14 from NACE. Looking at requirements related to
15 cathodic protection and looking at the
16 regulations related to gas gathering. I think
17 our agency has been very specific, very clear
18 in its message related to gas gathering, and
19 that the regulations today do not cover those
20 gas gathering lines that we do not regulate
21 adequately. And we believe we need to change
22 those regulations.

1 But just like the hazardous liquid
2 rule -- I'm sorry. One more slide on this
3 one. As we were going through this, after the
4 ANPRM, we had the revised, our re-
5 authorization bill come through. And it led
6 us to this process that we call the integrity
7 verification process, or IVP. And what this
8 process deals with, you know, we've had public
9 meetings on this and lots of discussion with
10 different groups, is some congressional
11 mandates. It also deals with what we call
12 pipes of concern, and these are areas that
13 have been raised concern by both NTSB and
14 Congress related to grandfather pipe, pipe
15 with inadequate records, and that's where we
16 changed. Remember we recently revised our
17 annual reporting requirements to collect data
18 on those lines with inadequate records, legacy
19 pipe. And that pipe tested below 110 percent
20 of the MAOP.

21 So this rule has moved past PHMSA.
22 We are going to continue to work this issue.

1 It's going to be a challenge when we get it to
2 the advisory committee in how we present it
3 and how we discuss it and how we move forward
4 with it and maybe take more, maybe a couple,
5 three or four or five-day meetings with the
6 advisory committee. But I think it's an issue
7 that we definitely need to address; and,
8 hopefully, within early 2015 or maybe late
9 this year, we'll be able to do that.

10 But, also, just like the hazardous
11 liquid rule, this rule also deals with about
12 five congressional mandates. It deals with
13 three NTSB recommendations and addresses two
14 GAO recommendations. So as you can see, this
15 is important for public safety, and it's also
16 important for our agenda.

17 Another rule we've been dealing
18 with for several years now deals with
19 excavation damage. This is a rule that
20 actually the advisory committee voted on back
21 in December of 2012. We've moved the rule
22 past PHMSA, the final rule. Basically, the

1 topic here is a requirement of the Pipes Act
2 of 2006. It deals with the issue of
3 enforcement of state excavation damage laws
4 and addresses the issue where some states have
5 been deemed or we believe do not have adequate
6 enforcement of the state damage prevention
7 laws. Congress gave PHMSA the authority to
8 enforce damage prevention laws in those states
9 it's deemed to have an ineffective enforcement
10 program.

11 However, in order for us to do
12 that, we had to go through a rulemaking
13 exercise to identify the criteria that we
14 would deem a state to have an ineffective
15 program and then the process that we would
16 handle it and then, of course, the enforcement
17 process for those third-party excavators we
18 would then enforce against.

19 So, again, you know, excavation
20 damage is very much a top priority for our
21 agency, and we hope to move this rule forward.

22 So we, again, we do not, as we

1 stated pretty clearly in the public, we do not
2 want to be the enforcement agent in these
3 states. We want to be a backstop in those
4 states that don't have adequate enforcement.
5 But, again, we need to move this rule forward
6 so that we can be that backstop. But at the
7 end of the day, we want the states to take
8 over these programs.

9 This is another rule that the
10 advisory committee voted on back in 2012. It
11 just addresses a bunch of what we refer to as
12 miscellaneous topics. We added some rules or
13 some petitions from some outside entities. We
14 had petitions from NAPSR, GPTC, and some other
15 folks, issues that we wanted to address.
16 Nothing that big that deserved its own
17 rulemaking, but we wanted to clean up, move
18 the rule quickly through the system, finalize
19 the rule, and move on to our next topic.
20 Little did I know that four years later I'd
21 still be talking about this rulemaking.

22 But some of the topics it deals

1 with is performance of post-construction
2 inspections, leak surveys for Type B gas
3 gathering lines, requirements for plastic pipe
4 joiners. It deals with ethanol and an NTSB
5 recommendation related to the transportation
6 of pipe.

7 Another important rulemaking for
8 us, and this rulemaking, actually, I can
9 report has moved past DOT, so that means it
10 would be at OMB. The ANPRM on this was
11 published back in November 2011, and it deals
12 with the topic of EFVs, which is a topic in
13 our re-authorization. It's been a topic at
14 NTSB for many years, and it's looking at
15 requiring EFVs. As many of you guys know, you
16 know, we addressed EFVs for single-family
17 residences under the DIMP rule.

18 But this looks at requiring EFVs
19 for branch service lines serving more than one
20 single family residence, multi-family
21 residential dwellings, and commercial
22 buildings or, as is in the act, the small

1 commercial buildings.

2 So, hopefully, this rule, we
3 basically have two rules right now that have
4 moved past DOT. EFVs is one of them, the
5 hazardous liquid rule is the other. And,
6 hopefully -- I was a little optimistic at one
7 point that this rule actually could get out
8 and we could actually have a vote on this this
9 year, but we can still be optimistic and,
10 hopefully, we can move on this rule within the
11 next couple of months.

12 This rulemaking on our standards
13 update was voted on in the advisory committees
14 last December and February. And, actually,
15 those are non-significant rulemaking actions
16 we have right now. It was just designated
17 non-significant in the last couple of weeks by
18 OMB. As you recall, basically, over the
19 years, currently we incorporate by reference
20 about 60-plus standards into our regulations.
21 And so when those standards get updated, we
22 have to go through a rulemaking process to

1 update those new standards.

2 So this is our rulemaking vehicle
3 to do that, and we try to do it about every
4 two to three years based upon, you know, the
5 new standards, based upon our committee, the
6 members that we have on those committees and
7 their recommendations. And so we should be
8 able to publish this final rule probably in
9 the next, I'd say, 45 days, if not sooner.
10 When you do an incorporation by reference
11 rulemaking, not only do you have to go through
12 the process that is normal for a rulemaking,
13 but you also have to get all the documents
14 approved by the Federal Register. We've
15 gotten the approval, we've gotten the OMB
16 designation, and so we should be able to move
17 on this rule.

18 Now, we also plan, soon after this
19 rule is done because these standards always
20 are changing, is to initiate a new rule. And
21 one of the issues we're going to have to deal
22 with in the new rule will be the site once

1 called the Section 24 issue. As you all
2 recall, Section 24, when the re-authorization
3 first came out, mandated that any document
4 that we incorporate by reference be available
5 for free on the internet, be available for
6 free to everyone. It's been recently changed
7 where it just has to be available for free to
8 the public, not just on the internet.

9 So when we initiate the next rule
10 -- the first rule addressed only those
11 standards that were free. Most of the SDOs
12 were making their documents free. So when we
13 do the next standard, we're going to have to
14 look at even those that are not currently
15 available on the internet for free. And we're
16 going to have to deal with the issue of how we
17 make them free to the public when they request
18 it. But before we move on it, we'll make sure
19 we address that issue.

20 Another rulemaking we have going
21 on, I originally referred to this as the
22 miscellaneous tool rule, but that got a bad

1 name, so we're not allowed to call it
2 miscellaneous rules. So we went with the long
3 name of operator qualification cost recovery
4 and other pipeline safety proposed changes
5 because it deals with a variety of topics.
6 It's not just one topic. This rule deals with
7 issues such as, you know, are the current
8 operator qualification requirements, do they
9 cover all the operator personnel that they
10 should? It's dealing with a couple of the
11 congressional mandates on cost recovery.

12 It's dealing with the issue of --
13 we have special permits, as many of you are
14 aware, but we did not have in our regulations
15 a process for the renewal of special permits.
16 We're just dealing with right now those
17 special permits that are coming up on
18 expiration dates. But not only having a
19 process that we deal with, we wanted it to be
20 a process that's gone through public comment
21 and get these steps into the regulations.

22 We're also dealing with the issue

1 of in-service welding. It's been an issue on
2 our plate for a while that, I think, is API
3 1104, Appendix B. And we hope to get those
4 into the regulations, as well.

5 But that rule deals with -- let's
6 see. That deals with, though it's a variety
7 of issues, it ends up dealing with two
8 congressional mandates and like four NTSB
9 recommendations. So though it's small and it
10 deals with a variety of issues, it is
11 definitely a rule to keep your eye on.

12 We've also combined a bunch of
13 issues and topics together related to plastic
14 pipe. We received a lot of petitions from
15 different elements of the plastic pipe
16 industry, including vast distribution
17 companies related to plastic pipe. We had a
18 lot of recommendations from our own personnel
19 that deal with plastic pipe and things that
20 they wanted to clean up over the years. So
21 we've kind of combined them altogether into
22 this one rule.

1 The rule has -- this is kind of an
2 interesting one. It's not yet been designated
3 by OMB. This is one of the ones we keep
4 trying to argue that we believe, at least,
5 that this is a non-significant action and
6 we're going to keep discussing it with OMB.
7 But we're done with it. So in order to keep
8 it moving, we've actually moved the rule past
9 PHMSA just in case it ends up being deemed
10 being significant.

11 But it deals with the issue of
12 authorized use of PA12, which was based on a
13 petition from Evonik. It deals with an AGA
14 petition on the design factor of raising it
15 from 0.32 to 0.4. It deals with enhanced
16 tracking and traceability, some miscellaneous
17 provisions related to PA pipe and things like
18 PA11 and some additional provisions for
19 fittings used on plastic pipe.

20 And the last rulemaking that I
21 want to discuss is another pretty substantial
22 rulemaking that we have on our plate. It

1 deals with a couple of congressional mandates,
2 specifically from Section 4 and Section 8
3 dealing with remove-controlled valves and the
4 issue of rupture detection and leak detection.
5 Those sections mandated that we do some
6 studies on these topics, and we did a study
7 and GAO did a study. We've also received two
8 recommendations from NTSB on the topic.

9 And so based on that, we're
10 currently developing a rulemaking. It's still
11 within PHMSA, this one rule that's still
12 within PHMSA that's a significant action, that
13 would establish and define rupture detection
14 and response times, including the metrics
15 including the integration of ASVs and the RCVs
16 and the replacement, as necessary, with the
17 objective of improving overall incident
18 response.

19 So this is going to be a tough
20 action. This is, again, one of our more
21 significant rules, up there with the hazardous
22 liquid rule and the gas transmission rule.

1 But it's one of our priorities, and we
2 hopefully should be moving that past PHMSA
3 within the next couple of months.

4 And that's my last one.

5 MS. HONORABLE: Thank you, John.

6 Are there any questions? Don?

7 MR. STURSMA: This is Don Stursma.
8 On the slide you had with the big long title
9 of the rulemaking, operator qualification cost
10 recovery and on and on --

11 MR. GALE: And anything that Don
12 Stursma wants rulemaking.

13 MR. STURSMA: One of the items
14 listed was cost recovery, and I'm not clear
15 exactly --

16 MR. GALE: Well, there's a mandate
17 or there's an allowance in our re-
18 authorization bill from 2012 that allowed us
19 to recover costs associated with certain
20 activities. It's very high thresholds
21 currently that's listed in the mandate at,
22 like, projects that are involving like two and

1 a half billion dollars, if I recall correctly.
2 It would allow us, like, say, if we were to do
3 a special permit, Don, and we're dealing with
4 a large project that's two billion dollars,
5 that work that we're going to be doing related
6 to, like, that special permit, we could
7 recover that cost.

8 MR. STURSMA: This would be what's
9 called the design review, I believe?

10 MR. GALE: Yes, yes, there you go,
11 yes.

12 MR. STURSMA: Okay. And seeing no
13 other things up, I'll ask one more question.
14 On the subject of public availability of
15 documents incorporated by reference, something
16 changed on that last year. There was some
17 different legislation adopted, and I haven't
18 heard much on this subject since. And I'm
19 curious about exactly if it's where I thought
20 it was.

21 MR. GALE: Sure. If you'll
22 recall, the original legislation said that any

1 standard that we incorporated by reference had
2 to be available for free on the internet.
3 What the change was is that they removed,
4 effectively, the words "on the internet." So
5 we have to make them available and we will.
6 They just gave us some more, that change gave
7 us some more latitude on how we make them
8 available.

9 So the rule that I mentioned
10 earlier did not deal with any standard that
11 wasn't already publicly available for free on
12 the internet because that's what this section
13 read at the time. So when we initiate the
14 next rule, we have some flexibility.

15 MS. HONORABLE: Thank you, Don.
16 Andy?

17 MR. DRAKE: Andy Drake with
18 Spectra Energy. I appreciate, John, you did
19 a great job walking us through the rules to
20 give us kind of an idea what's going on and
21 updating us and kind of seeing a flight plan
22 where these are going and what the issues are

1 around them. I don't know whether this is the
2 right place to bring this up, but I think it's
3 just a question for consideration. We, as a
4 group, do not vote guidance material, and we
5 are not obligated under charter to do so and
6 neither are you. But I think the use of
7 guidance material is very relevant to the
8 issues of pipeline safety. How could we use
9 the space here to help inform the members
10 about pending guidance material that you're
11 going to issue?

12 We have some on here on the
13 agenda, but there's others that aren't, and we
14 don't usually see them coming. They just sort
15 of fall out of the sky, and then there's a big
16 excitement about what it means and how we're
17 going to do it, usually a workshop or some
18 kind of exchange behind the scenes or in front
19 of the meeting. Is there a way to make that
20 more like the rules where we kind of see them
21 coming and get a little idea of what we're
22 trying to solve and kind of get a little bit

1 more of a flight plan that's more transparent
2 to everybody?

3 MR. WIESE: I'll try the first
4 swing and, where I mess up, they can certainly
5 cover for me. I'd like not to make them more
6 like the rules for a million reasons, not the
7 least of which is it might impede our ability
8 to discuss them. But, you know, fair point.

9 Some of these take a long time to
10 develop, and some of them the Advisory
11 Bulletin can be more of an urgent nature.
12 Those would probably be very difficult. They
13 don't create new regulatory requirements. I
14 know some will argue that point, but we don't
15 believe that and our attorneys review all of
16 these in advance of going out. They're
17 largely explaining what's going on.

18 But you should receive all of
19 them, but your point is you're receiving it
20 after the fact. You know, I'd like to think
21 there aren't a lot of surprises in there, but
22 maybe there are, you know. I welcome and

1 entertain your ideas on how to do that.

2 But, again, on the ones that are
3 urgent, I think we need to move those out.
4 They're intended to address, you know, those
5 are oftentimes weather related, snow, you
6 know, hurricane, you know, you name it. I
7 assume you already know most of that anyway,
8 it's just is a prompt for the few on the
9 trailing edge who aren't paying attention.

10 Other things, you know, I think
11 on, for example, on construction and
12 reversals, you know, that one was probably
13 more significant. That probably could have
14 used more time out. The construction, we've
15 done workshops on and you guys have with us,
16 too.

17 So I'm open to suggestion. On the
18 ones that aren't urgent, you know, I'll have
19 to consult with my attorneys, as well, about
20 sending out that, you know, as a draft to the
21 committee that said, hey, heads up, we're
22 thinking of doing this guidance, you know, and

1 welcome it.

2 We also have only been meeting a
3 couple of times a year. So I will have
4 comments later about maybe making greater use
5 of phone updates. I think that, you know, one
6 topic, you know, phone update, here it is,
7 here's the document, we'll open the lines and
8 take your feedback. Maybe that's a way we can
9 deal with that.

10 MR. DRAKE: I didn't mean to put
11 you on the spot. This is Andy Drake again.
12 I didn't mean to put you on the spot. I'm
13 just thinking out loud because I know it's
14 something that you're using a lot to help
15 clarify issues that are on the table. And I
16 agree it's not all, but it's probably not
17 none. Many of the operators on the table have
18 a lot more familiarity with them than many of
19 the other members of the committee. And I
20 think that puts some of the members at the
21 table at a little disadvantage about what are
22 the issues because they're not engaged in all

1 that and not aware of it. And that was really
2 the essence of the comment.

3 MR. WIESE: Yes, fair point. And
4 I rarely mind being put on the spot. It's
5 sort of a daily occurrence it seems so . . .

6 MS. HONORABLE: I see two other
7 tent cards. I'm going to yield to Mark, Don,
8 since he hasn't spoken yet, and we'll come
9 back to you. Mark?

10 MR. BROWNSTEIN: So thank you.

11 MS. HONORABLE: Please identify
12 yourself for the record.

13 MR. BROWNSTEIN: Yes, I apologize.
14 Mark Brownstein, Environmental Defense Fund.
15 So I apologize if these are rookie questions,
16 but I'll ask them anyway. With regard to,
17 John, with regard to the gas transmission and
18 gathering lines rules, you mentioned that it's
19 past PHMSA, which I presume, from your earlier
20 introduction, means that it's at the
21 Secretary's office at DOT? Okay. So then
22 I'll ask the rookie and naive question. So

1 what does it take now to get it to move past
2 the Secretary's office to OMB? What are we
3 expecting the Secretary's office to do, and
4 how can we help them do it so that we can move
5 to the next phase?

6 MR. GALE: John Gale here. I'm
7 going to pass.

8 MR. BUTTERS: Well, let me try to
9 -- I'll throw it to Jeff. As John's slide
10 indicates, the rulemaking process has to go
11 through a number of gates. Each level reviews
12 these things, including cost benefit and
13 anticipating, ensuring that questions that may
14 come from OMB are clearly answered. And,
15 obviously, within DOT, PHMSA is one of several
16 modal administrations that have regulatory
17 actions in place. So it takes time to work
18 through some of these issues. The more
19 complicated a rule is relates, you know, can
20 affect the time it takes.

21 But we, at least at the PHMSA
22 level, are no stranger to our colleagues at

1 OST in terms of them understanding the
2 importance of these things. And they get it,
3 as well. But part of the challenge is you've
4 got to work through the system, so to speak.
5 So I don't know if you want to add any more to
6 that, Jeff? We feel your pain, I guess is the
7 -- we're, you know, we're working through it.

8 MS. HONORABLE: Thank you. Don?
9 I think this is the last one, and we'll take
10 a break. No, we're going to yield to Jeff
11 Wiese for a couple of remarks, and then we'll
12 take a break. Well, now I see two cards. So
13 Don and then Rick.

14 MR. STURSMA: Break coming tells
15 me I need to hurry. Don Stursma again. I
16 will agree with Mr. Drake that sometimes these
17 advisory bulletins can be bombs from the blue;
18 and, whether they are intended to be mandatory
19 or not, they can have a significant impact.
20 So I'll just ask a hypothetical question that
21 if an advisory bulletin came out that people
22 in this room strongly disagreed with, what

1 recourse do they have?

2 MR. WIESE: I'm happy to swing at
3 that. You know, as I stated, they don't
4 create new regulatory requirements. You can
5 argue the point if you want to, but I have
6 them reviewed by counsel up through chief
7 counsel before they go out. So my reply to
8 you is that they are not binding in and of
9 themselves. They're meant to help, you know,
10 and provide guidance and explanation.

11 We get as many questions and calls
12 about what the hell does that rule mean, you
13 know, or questions in the field when we're
14 inspecting people. It becomes apparent that
15 they're struggling over, you know,
16 understanding the intent of the rule. So an
17 advisory bulletin should not, by its very
18 nature, create new requirements. Again,
19 people will take issue with that requirement,
20 but I'm informed by my counsel they don't.

21 So, in effect, we're not going to
22 come out and inspect, you know, are you in

1 compliance with an advisory bulletin. We
2 would be inspecting are you in compliance with
3 the underlying code. And if we have to
4 quibble about it, we'll say that the advisory
5 was provided, you know, guidance for you if
6 you didn't understand how to do it.

7 MS. HONORABLE: Thank you. Rick?

8 MR. KUPREWICZ: I just have two
9 quick observations from a public perspective,
10 and I hope I'm not getting this wrong. But
11 PHMSA puts a lot of effort into those
12 rulemaking development. Tremendous resources
13 in PHMSA work towards these. What I'm hearing
14 as a representative of the public is that you
15 busted your butts over the last few years,
16 three or four years. We've got nine
17 rulemakings proposed, and eight of them are
18 going nowhere.

19 So my first reaction from the
20 public, and I'm going to talk to my members of
21 Congress, is we need to re-prioritize how
22 we're approaching this. We may, all parties,

1 have the best of intent, but if we're chewing
2 up critical regulatory resources and not
3 getting anywhere, we need to go back and
4 regroup and look at what is a better way to
5 deal with this, rather than just rulemaking?
6 And I don't have the answer to that one. I'm
7 just raising that question because I'm going
8 to get asked that when I go back and talk to
9 other people representing the public, and it's
10 a fair question.

11 The other comment would be this:
12 the efforts on the advisory bulletins, I
13 believe, in my long career and going back and
14 forth here, is PHMSA doesn't issue advisory
15 bulletins lightly. They are not new
16 rulemaking. They're given a lot of thought.
17 And when you read those, you can see the pros
18 and cons being argued in that effort. And if
19 you don't have a regulatory way to get people
20 clarified and understand, you better have an
21 advisory bulletin process, and so I want to
22 enforce that process from somebody from the

1 public.

2 I don't have the answer, you know,
3 if an advisory bulletin is complete and
4 thorough. But the ones I've looked at, I
5 consider them to be regulations. It's not
6 exactly. The lawyers can get in a room and
7 argue. That's their job. But from a public
8 perspective, they're pretty darn serious.
9 They're not quite a regulation, but they're
10 getting pretty close.

11 MS. HONORABLE: Thank you. Seeing
12 no other tent cards out, I'll yield now to
13 Jeff.

14 MR. WIESE: Okay. I just had a
15 couple of quick questions. I'll pick up where
16 Rick left off. Well, I'll just blame Alan for
17 most of these advisory bulletins. So you guys
18 see Alan afterwards. You can gang up on him
19 in the hallway. No, I'm kidding. Alan has
20 done a great job of leading most of that
21 stuff, and they are not done lightly. They're
22 done -- I appreciate your comment that if --

1 well, maybe I won't go there. I'll just say,
2 you know, you got to do something, you know,
3 and sometimes the advisory bulletin is an
4 option you have in front of you. So I'll just
5 leave it at that.

6 But I'll pick up on your first
7 point and tell you, just as the committee as
8 a whole, so I'm going to invite you to begin
9 thinking about the topic. Tim kind of
10 referenced it. We'll be talking a lot more
11 about it at the next in-person meeting, and
12 that will be the subject of pipeline safety
13 program re-authorization, which will be afoot
14 next year. That is a big deal for those of
15 you who have been through this cycle with us
16 a number of times. Multiple congressional
17 hearings, you name it, you know. Everybody is
18 standing and delivering their views about
19 what's been done, what needs to be done.

20 So I'm not going to try to bias
21 your views on that, but I am going to say be
22 thinking about this topic because when we come

1 back together next time, I would really like
2 your input on that subject. I mean, this is
3 a very, believe it or not, very august body,
4 and I think it would be useful, particularly
5 to the extent that we can convey your wishes
6 back to the Hill, as well.

7 So it's a balanced consensus.
8 That may not be an easy topic, by the way.
9 You know, a lot of competing points of view on
10 that one. So re-authorization was one thing.

11 I did want to mention, I would be
12 remiss, I think someone lightly alluded to on
13 the liquid side, we have an integrity
14 verification process designed by now. We're
15 going through the final stages of making sure
16 we're comfortable with it. I had mentioned to
17 all of you on the liquid side it would be
18 coming. But our hands have been full with a
19 few things. We have a draft now. We'll run
20 through exactly the same process we ran
21 through on the gas side. We'll have public
22 meetings. We'll be willing to brief any

1 groups you want. You know, it's not an ex
2 parte communication. We'll work it out all in
3 a public setting. We'll bring it here. We'll
4 present it to the advisory committees.

5 So I hope to, before we another
6 advisory committee meeting, send to you, you
7 know, what our thoughts are on integrity
8 verification process. I will say that we, you
9 know, we've learned a lot on the gas guys, so
10 thanks a lot to the gas people. And I think
11 if you've studied that model, you won't be
12 terribly shocked when you see the liquid one.
13 There are, of course, differences in those
14 things.

15 And then I'll close my comments
16 before break by mentioning there was somebody,
17 somebody mentioned something about relatively
18 minor rulemakings that don't require much.
19 They're not controversial. Sadly, I don't
20 know any of those, but, you know, I'm trying
21 to figure out how to say. You all acted on
22 several of our things years ago, and we don't

1 take that effort on your part lightly. We
2 continue to push those things through.

3 On the ones that we really believe
4 are non-significant but others might disagree
5 with this, we might propose a phone vote to be
6 mindful of your time. It's difficult to bring
7 everyone together, you know. Cheryl about
8 shoots me every time we schedule one of these
9 because the pulling together of everyone's
10 calendars is really a bit of a challenge.

11 So with that said, if we have a
12 very, what we deem a non-significant rule, I'm
13 going to propose that we send you a notice
14 that generally describes what we're talking
15 about and ask for your views on holding a
16 phone vote on it. We've done these before,
17 and, actually, they worked pretty well. We
18 can do Microsoft Live if you want so you can
19 just sit at your computer and look at the
20 stuff while do it. But it would be a much
21 more efficient use of your time. We can't do
22 that on some of these. They're too big. The

1 gas rule, you know, the liquid rule, a lot of
2 these are too big to do that.

3 But I think that's really what I
4 had.

5 MS. HONORABLE: All right. It's
6 time for us to take a break. Oh, Chuck has
7 something. You're a very courageous man. So
8 Chuck has something, and he signaled that it
9 was quick. Okay. Very well.

10 MR. LESNIAK: Chuck Lesniak,
11 Liquids Committee. And I think Jeff and Alan
12 know what I'm about to say is we do have some
13 really big rules coming. For those of us on
14 the committee that don't live this day-in and
15 day-out -- I'm one of them. This is not what
16 I do for my day job. And it's really
17 important that we get educated and information
18 in advance, well in advance, especially for
19 these big rules. I can't walk into a three to
20 five-day meeting looking at something that is
21 really, really critical and important, and for
22 me not having seen it probably multiple times

1 by the time I get into that room. So that's
2 all.

3 MS. HONORABLE: Well taken. Thank
4 you, Chuck. Duly noted. All right. We will
5 take a break, and we will reconvene promptly
6 at 3:15.

7 (Whereupon, the above-referred to
8 matter went off the record at 3:03
9 p.m. and went back on the record
10 at 3:21 p.m.)

11 MS. HONORABLE: We're back on the
12 record at our joint committee meeting, and we
13 are now taking up agenda item number five,
14 which is a briefing on safety management
15 systems and safety culture. We're honored to
16 have Ron McClain with API joining us.

17 MR. MCCLAIN: Okay. Well, thank
18 you very much. You know, I can't tell you
19 what a privilege it's been to chair this
20 committee. Many, many people committed lots
21 of time, generally two days a month including
22 travel and working session, plus time outside

1 the meetings. And so I can't really do this
2 without recognizing, you know, the people who
3 have contributed to this.

4 You know, there was no one who
5 just sat on the sidelines and just kind of
6 waited for people to tell them what to do.
7 Every person was active. I certainly
8 recognize Jeff Wiese and Linda Daugherty.
9 They were very passionate about this, but so
10 was every other member of the committee. You
11 know, Stacy Gerard, fairly recently from PHMSA
12 but excellent job of representing the public.
13 And so we had gas transmission, liquid
14 operators, distribution. We had small
15 distribution operators. We had state and
16 federal regulators. We had investigators,
17 like the NTSB, participate and the public. So
18 I think tremendous effort was put in to having
19 a very broad base of contributors to this, and
20 they were people who really deeply care about
21 safety and improving the situation in the
22 industry.

1 I always repeat this slide because
2 it was the genesis of our team getting
3 together. And after Marshall, Michigan, this
4 is a direct quote from the NTSB report is the
5 NTSB elevated pipeline safety management
6 systems to their most wanted list, and there
7 were a lot of SMS's out there but not a
8 pipeline-specific one. So that's what this
9 did. And then they identified these several
10 bullets of specific requests, and I can tell
11 you the committee held true to these
12 principles and did not diminish any of them as
13 they developed the RP. We may have expanded
14 on some through our discussion. Maybe there
15 are cases we went a little further expanded
16 on.

17 One is like our second bullet,
18 document safety procedures, require strict
19 adherence to the procedures by safety
20 personnel. Well, that may mean, for some
21 people that could be limiting. It's really
22 for all personnel throughout the organization,

1 from management, top management, to the person
2 working at the very lowest level in the
3 organization. They're all committed to
4 adherence. So that's a case where not just
5 safety personnel but beyond that.

6 Anyway, these guys are the team,
7 and I think they were very well thought out
8 recommendations, two API, to create this
9 pipeline standard.

10 We had ten elements that were
11 debated for hours. We had eight for a while.
12 We had 11 for a while. I think we ended up at
13 ten. They are ordered a little bit by
14 priority. We can't say enough about the
15 impact of leadership and management commitment
16 within the standard, but that doesn't diminish
17 documentation and record-keeping. We also
18 felt the stakeholder engagement was very
19 important and so on. But these elements each
20 focus on improving pipeline safety performance
21 across industry and at operators.

22 It's a framework of how to build a

1 detailed safety management system, and it's
2 important to keep it at a framework because if
3 it's prescriptive you lose some principles
4 that we had adhered to, like it had to be
5 scalable, it had to work for small operators
6 and large operators, it had to allow people to
7 start from scratch with the development of a
8 safety management system, as well as let
9 people who had highly-evolved systems build
10 upon what they had, rather than start over
11 trying to conform to this document. And I
12 think we did accomplish that.

13 I hope all of you have downloaded
14 from the API site and read through the
15 document. It's not a particularly difficult
16 task to read. I think it is difficult to
17 understand all the pieces and nuances that are
18 in it. It's about 45 pages long. I would say
19 probably 30 of it are very instructional. You
20 know, there is a little boilerplate in the
21 front, but there are introductions, there's
22 scope development and why it's important. In

1 Section 5, we began with leadership and
2 management commitment. In Section 14, we end
3 with documentation and record-keeping. We
4 don't really end there. There's a Section 15
5 that closes out the document, and I think
6 Section 15 has gone further in tying
7 principles of safety management to safety
8 culture than any other document out there.
9 That's my opinion. But we've taken each of
10 the ten elements, and we discuss how positive
11 safety culture, we enforce those things like
12 leadership and management commitment.

13 We also discuss how leadership and
14 management commitment reenforces a safety
15 culture. They're tightly related, but Section
16 15 spends a lot of time developing how safety
17 culture interrelates with each of the ten
18 elements.

19 I wanted to update you on the
20 current status. We did post the Version 11
21 for balloting at API and for comments. And
22 the balloting closed August 4th of 2014. It

1 was successful with 86 percent positive votes.
2 We had three members vote negatively on the
3 document. I suppose we could say it was
4 finished at that time. We had an adequate
5 number of majority who just published it as it
6 was, but it's really not the best document it
7 could be if you don't receive comments and go
8 back to those members who may have voted
9 negatively.

10 So we followed up with each of the
11 negative voting member, one, to learn if their
12 concerns could reasonably be resolved. In
13 some cases, we heard things that were
14 important to go back and work on. For
15 example, maybe we had worded something that
16 was clear to the committee because we had
17 spent months debating it. But really the
18 document has to stand on its own. You know,
19 a person has to read it. I don't mean cold
20 read it but have studied it, and you ought to
21 understand what it means. And, actually, we
22 did gain a lot of good input by going back and

1 working through what people's objections were.

2 I hope we convert the three
3 negative votes so that we could go away with
4 a unanimous vote in support of the document.
5 But that remains to be seen. I think we did
6 make some very positive steps by talking
7 through with those three members. And I'd
8 like to say they weren't taking it lightly.
9 They weren't anti-safety management system.
10 They just felt there were things they couldn't
11 comply with. And so I hope that, through our
12 discussion and by receiving what we thought
13 was helpful in the document, that maybe we
14 have brought a couple of those votes to a
15 positive.

16 We also had a thousand comments
17 filed, and we anticipated several hundred.
18 And, in fact, there were many duplicate
19 comments. So as we began to categorize, you
20 know, what each of the commenters said by
21 section, we ended up putting them within three
22 subcommittees of our team. And all 1,000

1 comments have either been assessed, and we had
2 kind of three criteria we could apply to them.
3 And in some cases, we just accepted the
4 comment, that that was a good comment.

5 Sometimes, we denied things. You know, we
6 just don't agree as a committee with that, but
7 that wasn't done lightly. And sometimes we
8 thought, well, the comment wasn't exactly
9 something we could incorporate, but there was
10 something in there that we should. So those
11 are accepted with conditions.

12 And I'd like to say I really think
13 going through this process will let us put
14 forth a stronger document. Having gone
15 through all those comments one by one, we've
16 documented how each one was resolved. And the
17 version that we are about to publish I believe
18 is a stronger document. It's not weakened in
19 any sense. It's actually been clarified in
20 places where it was not clear in meaning or
21 what the requirement was. So I think the next
22 round of publication and voting will be very

1 positive.

2 Just some of the next steps. You
3 know, we will be re-posting for a second round
4 of balloting and review of comments. And
5 after edits, I mean from Version 12, we'll be
6 moving to 13. That should receive fewer
7 comments or maybe a lot of positive comments.
8 I would say within the 1,000 comments, a lot
9 of it was very positive. They weren't asking
10 for any change. They were supportive. So a
11 number of those.

12 This slide says publication of the
13 final RP would be in January of 2015. I think
14 it's looking more like February, as I'll show
15 on a chart in a moment. We don't take lightly
16 resolution of comments, and so we actually go
17 through each one. And then to follow the ANCE
18 standard, if we make substantive edits, and I
19 don't know that we've changed principles of
20 the document but we did edit and clarify in a
21 lot of places, so it actually requires a new
22 comment period, and the shortest it can be is

1 45 days. So that's what we're going out for.

2 And then supposing that this
3 version becomes the final publication version,
4 we'll work from the committee and with trade
5 organizations to promote implementation
6 through workshops. I think to have an
7 interactive workshop with people who are
8 challenged with implementation or developing
9 a plan is helpful. And then we'll also assist
10 trade organizations with strategic initiatives
11 to help their members promote and implement
12 the RP.

13 And as an example of that is I
14 work from the liquid committee, AOPL, API, we
15 have seven strategic initiatives, and we had
16 21 I think. And recognizing you can't do
17 everything at once, we picked out the seven
18 that we thought were the most urgent to move
19 the ball along within industry. And promotion
20 and helping members implement a management
21 system, you know, across industry, that's one
22 of the seven initiatives. So we have a team

1 to help educate and assist members with what
2 certain things mean and how do you approach
3 it, especially if they're new to safety
4 management systems. And I'm sure AGA, INGAA,
5 and others have similar intent as to come
6 along side their members. And then we'll work
7 across industry lines, as well, to get that
8 done.

9 This is the actual time line that
10 we're currently striving for. If you look
11 down near the bottom, there's two gray lines
12 where you have comment periods in the next to
13 the last column, and those were originally
14 going to start October 10th. We really
15 couldn't do justice with the number of
16 comments in that period, so that slipped to
17 this Friday. We allow 45 days for those
18 comments to be concluded, which would be
19 December 8th. Then we allowed ourselves a
20 period to make sure that we've dealt properly
21 with all those committees and have our final
22 editorial reviews.

1 And so this shows February 28th
2 for actual publication. I still hope that
3 it's earlier than that, maybe early February,
4 maybe even the end of January. But as it is
5 with getting rules published, it's not just
6 you wave a hand. I mean, there's a lot of
7 work behind each of these things to take each
8 step.

9 And, again, I couldn't say enough
10 about the membership for the team and just how
11 hard they worked. And no one has dropped out
12 on about a two-year journey to get to this
13 point. Everyone participated. And what we
14 watched happen from the early meetings, they
15 were pretty chaotic. Everyone brought
16 individual agendas to the meetings and things
17 they wanted in the document. And, candidly,
18 as team chair, I went home with a pretty big
19 headache. But it was really amazing to watch.
20 As we worked through what the ten elements
21 were and how they should be worded, the team
22 recognized the prize and the goal of this

1 document was improved safety. And so people
2 began to merge on their views, and they turned
3 into a team with a common purpose, instead of
4 a lot of individuals with separate views. So
5 if you can imagine a team with a common
6 purpose, and that purpose is advancing
7 pipeline safety at the industry level, you
8 know, I couldn't be prouder of how far we've
9 come. And I hope all of you will take time to
10 read the document.

11 And with that, I'll stop for
12 questions.

13 MS. HONORABLE: Thank you, Ron.
14 And I should have introduced you as being with
15 Kinder Morgan, as well. I think everyone
16 around the table knows that. I think Jeff has
17 a comment, and I don't see any other tent
18 cards.

19 MR. WIESE: Ron's saying uh-oh. I
20 wanted to just take a second to compliment
21 Ron. I think Ron has shown just exemplary
22 leadership on that committee. I don't dole

1 that out lightly. I was probably one of the
2 people early on that was really least
3 satisfied with the pace, you know, and the
4 progress. I always want to move faster, you
5 know. That doesn't help me in the regulatory
6 arena, but, you know, in this case, I
7 couldn't, you know, like you, I don't think I
8 could be prouder of a group of people who
9 really argued heavily at the beginning. And
10 now I think you could let anyone on that
11 committee go out and make a presentation, and
12 it would be the same presentation, same
13 delivery.

14 So it's a real testament to -- of
15 course, it took us, you know, how many months
16 now, as we've been doing this? Like 18 or so.

17 MR. MCCLAIN: About 24 months.

18 MR. WIESE: Twenty-four, yes.

19 MR. MCCLAIN: We thought 18, but I
20 think we're pushing 24 months.

21 MR. WIESE: You know, Ron wasn't a
22 shrinking violet by any means, you know. But

1 he also arbitrated and made peace, you know.
2 So I just wanted to personally thank you. I
3 thought you did a great job with that. I
4 haven't seen many better. So I wanted to
5 thank you.

6 I wanted to say to the committee I
7 echo Ron's recommendation to you that this is
8 not a long document. You know, I think some
9 of us would have liked to have gone into more
10 detail, but it's also the first edition. I
11 believe it's complete. It has the necessary
12 elements in it, and we should be proud of that
13 as a first edition.

14 SMS, if you're not familiar with
15 it, it does take a while of wrestling with
16 that. You know, Brian and Bessie and people
17 there have been wrestling with SMS for
18 decades. But I also believe that if they're
19 adopted by the operator, you know, in earnest,
20 it will reap heavy dividends, not just in
21 protecting people's lives and the environment,
22 but I believe in a profit sense it will

1 deliver benefits to the companies.

2 But I've also wrestled with the
3 whole notion and we talked extensively about
4 should PHMSA require this as a compliance
5 item, and I think we're still on the horns of
6 the dilemma on that. I would welcome advice
7 from the committee, honestly. I go back and
8 forth on it. I'm not thinking now, and that's
9 what I've said to the committee. Who knows
10 about the future? But when an operator means
11 it and they adopt it and they take it in
12 earnest, it can really work for them. But if
13 they don't and they're just writing paper
14 where I've seen documents say "insert company
15 name here," it's a waste of time. It's a
16 waste of paper and money. You might as well
17 spend it on something else, you know. But if
18 you try, it will mean a lot to you.

19 I did want to say that we held
20 three, we had a comment period before those
21 two. Remember, that was the opened to anyone,
22 anybody who wants to comment on this in the

1 world, have at it. And we had 600 comments on
2 that one. So we went from 600 to a thousand
3 comments, so I think we're getting people's
4 attention.

5 The other thing I just wanted to
6 quickly mention was the committee and we
7 worked together to host two workshops, all of
8 which we recorded in discrete sections. One
9 was in February of 2014, and we had American
10 Chemistry Council, the Institute for Nuclear
11 Power Operations in there. We had aviation
12 industry come in. I'm probably going to
13 forget somebody right off the top of my head.
14 But it was quite telling to me the similarity.
15 We had people talking about healthcare, you
16 know, safety culture and SMS.

17 At any rate, I wanted to point
18 that out to you because that one in February
19 I think was really a very good workshop. It's
20 all on YouTube. You can find the individual
21 segments if you just go to YouTube and search
22 PHMSA plus SMS. You'll find them. I'm

1 particularly fond myself of the American
2 Chemistry Council presentation by Debra
3 Phillips. They have really gone a long way in
4 the same path that I think we're charting
5 ourselves.

6 So both the presentations from
7 February and from July are on YouTube right
8 now, and you can see those. And I think it
9 does take a while to wrestle with this before
10 you get comfortable with it. Once you are, I
11 think you see the inherent logic of all those
12 pieces. And, Ron, the one graphic that I wish
13 I had now and I'd throw up there, and the
14 committee all agreed to this, the center of
15 the graphic, it's a continuous improvement
16 wheel, but the center of it is leadership
17 because that's really the heart of this. You
18 know, without committed, serious, consistent
19 leadership, it doesn't work well.

20 At any rate, I think Ron provided
21 that in the committee, and I just wanted to
22 compliment him.

1 MR. MCCLAIN: And if I'm might
2 just pass along Jeff's appreciation to the
3 members of the committee. And several are
4 here, but if you come in contact with these
5 people tell them thanks.

6 I think you touched on, Jeff, we
7 didn't work in a vacuum from other standards.
8 We had a number of presentations and web-based
9 calls. We distributed other standards to the
10 committee to consider how that, in particular,
11 applied to a pipeline system. You know, I
12 believe this is like technology. Sometimes,
13 we worry about technology: do we have the
14 right tool to detect certain defects or other
15 kinds of technology. This is management
16 technology, and I think it has the potential
17 to move the ball further than the other things
18 that get a lot of attention. I mean, for
19 senior management, management, employees to be
20 focused on what's the right thing to do every
21 time, and information going all the way to the
22 top of an organization or the right

1 information. It's a very powerful thing.

2 And I know Andy Drake has often
3 used the word acting with intentionality, and
4 I use the word making important things
5 routine. You know, in a world of regulation,
6 sometimes the minutia of what you have to do
7 distracts from really important things. Well,
8 safety management systems causes you to focus
9 on the important things. And if you build it
10 right, you're a force to have certain meetings
11 and take certain steps so you act with
12 intentionality on the important things. And
13 I think it's very powerful.

14 And then, you know, as for
15 regulation, I do think this is the ultimate
16 performance-based rule. And it's not
17 something you just go assess someone in a few
18 days and understand and you could learn are
19 they making effort toward it or not. But if
20 you can imagine everyone is on some path of
21 continuous improvement, so not everyone is at
22 the same place but they're all moving. And

1 that's really what's powerful about this.
2 Even within an organization, some locations
3 may not be as far along as others, but you're
4 constantly, as a principle, pushing to move
5 the ball further down the line to higher
6 performance.

7 And even if a company ever did
8 have perfection, as soon as you acquired
9 someone or built another facility, now you
10 have something else to work on. So the idea
11 of being finished is never quite there. It's
12 something -- and I even heard it in the world
13 of regulation. I think you talk about that
14 it's an evolving thing, and that's the way
15 this will be. Ten years from now, we'll look
16 back and think this was a pretty elementary
17 document. I hope we give operators time to
18 wrestle with it for a while, to understand it,
19 to take steps toward it. But we'll see how
20 that works.

21 MS. HONORABLE: Thank you, Ron.
22 Very well done. In the interest of time, I'll

1 acknowledge these three tent cards, and then
2 we need to move into the next presentation.
3 Sue?

4 MS. FLECK: Thank you. Susan
5 Fleck representing thoughts of a lot of
6 distribution companies represented by AGA. I
7 want to agree with almost everything that Jeff
8 and Ron said. I think safety management
9 systems present a great value to the industry,
10 in general. It allows us and enables us to
11 make thoughtful, deliberate decisions, rather
12 than -- you know, become learning
13 organizations, rather than reacting
14 organizations, where I think we've been in the
15 past.

16 We appreciated the workshops. We
17 think they brought a tremendous value to the
18 business, allowing us to kind of understand
19 safety culture, understand the elements, and
20 really get better with it. And we're
21 delighted to see the process continue through
22 revisions and all of that.

1 Until it becomes a regulation,
2 though, we're comfortable with moving away
3 from some of the shalls to shoulds, and I
4 think that's probably going to be evident in
5 the next one. And there's only one other
6 thing that just brings a little bit of
7 discomfort, and it's the use of the word
8 "audit." You know, reviews and words like
9 that, evaluations, are a little more
10 comfortable maybe than audit. But all in all,
11 I think it's a tremendous effort, and we
12 really do appreciate it. It's going to add
13 tremendous value to the business. Thank you.

14 MS. HONORABLE: Thank you. May I
15 call you Brian? Okay. Very good. Please
16 proceed.

17 VICE ADMIRAL SALERNO: Well,
18 thanks. I'm new here, so please forgive me.
19 I haven't had a chance to read the drafts yet,
20 but I'm very familiar with the concept. And
21 let me just applaud the group. I do have an
22 appreciation for how difficult it is to put

1 together a standard of recommended practice of
2 this nature, but I think they're extremely
3 valuable.

4 In my organization, we are using
5 a, you know, a companion document, if you
6 will, RP 75, which does very much the same
7 thing, but it's older, and I would argue it
8 needs to be updated. Maybe you've offered
9 some ways we can go about updating RP 75, as
10 well.

11 But, you know, just on the nature
12 of what a safety management system represents,
13 you know, in my view, it's really a strategic
14 shift in the way we regulate and the way we
15 approach safety overall. You know,
16 traditionally, our regulations have been very
17 much a product of hindsight, you know.
18 Something goes wrong. You create a regulation
19 to try to fix the problem you've already
20 experienced, and you hope that you don't have
21 that problem again. This really is more
22 forward-looking, and it puts the burden of

1 managing risk on the companies. And as you
2 point out, Ron, not everybody is in the same
3 place, but it is a journey. And I think the
4 ones that maybe are further behind can learn
5 from the ones that are more advanced. And
6 I've seen evidence of, you know, in different
7 industry associations where those, you know,
8 best practices are shared.

9 Our limited experience with this
10 is that, you know, we have made it a
11 regulation, a requirement for companies to
12 have a safety plan. But we're very non-
13 specific as to, you know, how they structure
14 their plan. They just have to have it. We
15 want them to be thinking about it, to put
16 thought behind it, but we haven't cited
17 anybody because we didn't like their plan.
18 You know, it could take many forms. It has to
19 suit their needs, based on their own
20 assessment of where their vulnerabilities are.
21 But we want them to, we're sort of nudging
22 them onto that journey.

1 The real trick will be, you know,
2 how do you gauge compliance or not compliance
3 but how do you gauge that level of management
4 commitment? Because it's one thing to have
5 the plans and the placards and the colored
6 vests and the safety videos, which are
7 important. I mean, it's sort of the sub-
8 structure of this. But does it translate down
9 into the worker who's actually doing the job?

10 And I've seen evidence in places
11 where it absolutely has. If you go and you
12 ask somebody, hey, what are your safety
13 responsibilities, and they can answer you, you
14 know, in a very clear way. You know that plan
15 has meaning and value, and that kind of gives
16 you hope that, hey, we're on the right track
17 here. Unfortunately, there's a few companies
18 where it is a paperwork exercise, so that
19 becomes a challenge.

20 But I think the important thing is
21 we've got to start that journey to get
22 everybody thinking along these lines. We will

1 never have enough regulations, nor do we want
2 that many regulations, to try to cover every
3 possible decision point in the course of a
4 day. I mean, this is something that has to be
5 owned by the operating companies in terms of
6 risk management.

7 Anyway, I, again, just applaud you
8 for doing this. I think it's really a
9 movement in the right direction.

10 MS. HONORABLE: Thank you. Andy?

11 MR. DRAKE: Andy Drake with
12 Spectra Energy. As Ron said, we're a big
13 advocate of safety management systems, and I'm
14 not going to go into that and the value of
15 them. I think many of have spoken to those.
16 I think we have gas and oil pipes on both
17 sides of the board, very extensive
18 infrastructures. And we've been talking with
19 the NEB and participating in this standard.
20 And I think, you know, I think it's
21 appropriate to take time to think through
22 about regulating this. It's a big shift. It

1 offers us a big opportunity in performance
2 shift, but it's a very different approach.
3 It's not a definitive pragmatic requirement
4 that you can check a box and say I did this.
5 It's subjective, and it's continuous, and it's
6 an ongoing learning and changing and evolving
7 event. And how we regulate that would be
8 very, very, very, very different, and we need
9 to give ourselves a little space to think
10 through that if it ever came to that.

11 But I guess my question would be
12 is there, is there any thought about engaging
13 the NEB, in particular, in these kind of
14 conversations? I mean, they're in a very
15 similar asset-based mind set. They're at a
16 very similar risk-based, you know, management
17 public scrutiny, social contracts, all those
18 kind of things. They have management systems
19 in place in Canada. We actually have very
20 similar requirements in Canada. We have to
21 make a management test station to our
22 management system that the officer, executive

1 officer has to sign annually. And now they're
2 talking about safety culture, which is sort of
3 kind of seamlessly woven into this document.
4 I'm just curious is there any interest in a
5 forum between the NEB and PHMSA, although
6 PHMSA doesn't own or write this document, to
7 share these thoughts? It is a continuous
8 journey about learning, and they're learning
9 and we're learning, and it might just be a
10 good synergy.

11 MR. WIESE: You know, and Brian
12 might be thinking the same thing I'm thinking.
13 Some things that we do, we're not hiding them
14 but they're not immediately obvious to people.
15 We've been working with Brian with the NEB for
16 years on this subject. We've met at the
17 Canadian Embassy and shared notes. We've
18 shared the drafts earlier of 1173 with the
19 NEB. They had lots of comments, but they
20 also, you know, I think, on a higher level, I
21 think they were very much aligned with it. On
22 the cultural aspects of what we're doing, I

1 think they were very much aligned with it.
2 They're a little further forward-leaning on
3 that issue than we've been to date.

4 But, you know, I'm not opposed to
5 the idea. I think we have to socialize this,
6 and the NEB, you know, we meet with them
7 several times a year. We've now started
8 meeting with the provincial regulators, too.
9 So we just got through with Alberta,
10 Saskatchewan, BC, and NEB. So those are going
11 quite well, I think. Yes, up at the IPC when
12 we're in Calgary. I think you were in Calgary
13 like the weekend before we got there, and then
14 you had to come back or something. But I'm
15 game.

16 You know, honestly, and bringing
17 Brian and people in, these concepts are
18 transportable.

19 MS. DAUGHERTY: You had that joint
20 panel with NEB on SMS.

21 MR. WIESE: Oh, yes, yes. As
22 Linda was reminding me, we did do a joint

1 panel at the IPC with the SMS on this. The
2 new head of the SMS, Peter Watson --

3 MS. DAUGHERTY: NEB.

4 MR. WIESE: NEB. I'm sorry.

5 Peter Watson is going to be really good. He
6 really is. I actually enjoyed working with
7 that guy. He was really down to earth. He
8 was interested, asking lots of questions. I
9 think same discussion we're having. So
10 bringing them in, I know NARUC has brought
11 them in to the gas committee before. Peter I
12 think you'll find to be really good. I hope
13 that he takes on that position. Yes, but I
14 think we share that. It ought to be, you
15 know, North American really.

16 MS. HONORABLE: I wanted to just
17 add I've met Chairman Watson at their meeting,
18 and he's actually quite familiar with our gas
19 infrastructure I was delighted to learn. Very
20 engaging. You probably know that, Andy. And
21 so I look forward to working with him, also.

22 Now, on that note, Ron is going to

1 have the last word.

2 MR. MCCLAIN: Thank you. That's
3 the best one to have sometimes. You know,
4 certainly, we operate on both sides of the
5 board, and we comply with the NEB rule for
6 management systems. There are some things
7 that are more prescriptive. This document is
8 not prescriptive. That doesn't mean it's not
9 very demanding of an operator, but it focuses
10 on what to do, not how to do it. And, you
11 know, in the case, you could have two
12 companies pursuing this but implementing it a
13 little differently. But as long as they're
14 moving -- and I think companies, irrespective
15 of regulation, I hope companies have time to
16 wrestle with what it means and how to get
17 started and the trade organizations
18 contribute.

19 But companies ought to pursue it
20 with a sense of urgency because there is a
21 benefit to getting further down that road. So
22 that would be my final word is, whether it's

1 regulation or not, the benefit is important
2 enough for companies to put a sense of urgency
3 to interpreting what this means and doing it.

4 MS. HONORABLE: That's a great
5 note on which to end. Thank you, Ron. It's
6 a very good presentation.

7 And so now we will move into our
8 next to last agenda item. You may recall that
9 Jeff mentioned we'd like to conclude with a
10 briefing on LNG matters, so the next agenda
11 item we'll take up as agenda item number six,
12 a briefing on revisions to the National
13 Pipeline Mapping System. Since it is just
14 about 4:00, I would ask, if you're able, to
15 keep your presentation to about 30 minutes,
16 and that way we'll have time to take up the
17 LNG presentation before we conclude. Thank
18 you.

19 MR. MAYBERRY: All right. Thank
20 you, Madam Chair. I'm Alan Mayberry, and I'll
21 just kick off the subject before I turn it
22 over to Amy Nelson, who's managing the project

1 and who's done an excellent job in overseeing
2 this project.

3 As you might be aware, we went out
4 for an information collection a couple of
5 months ago related to NPMS. And by the way,
6 for those of you that are new, Amy will cover
7 a primer on this, but this is an important
8 information collection, important data
9 collection tool for the Office of Pipeline
10 Safety. And also it's an important tool for
11 first responders because they do rely on this
12 in incident response, as far as location of
13 facilities within their jurisdiction.

14 Briefly, the information collection involved,
15 accuracy of the information that's submitted
16 by operators, and then also the data elements.

17 Certainly, although we went
18 through a pilot project with a number of you
19 in the room before we went out with the
20 information collection and then also at
21 various meetings, you know, the result wasn't
22 without controversy. And we recognize the

1 need that perhaps we need to have a
2 conversation or deeper conversation on the
3 subject, and so we're planning a public
4 meeting that Amy will get into.

5 And also just right up-front, a
6 question you may ask is, well, you know,
7 you're going out for an information collection
8 on this NPMS, and did you consider rulemaking?
9 And we did. And, actually, out of re-
10 authorization, we do have authority that
11 covers information collection, and it's
12 consistent with that. And it's a method that
13 we use to collect data such as this. And
14 regardless, the outcome, as we always do, we
15 do engage stakeholders. It's important to us
16 to seek input. And of course, today we're
17 seeking the input of the committee, which we
18 value, as well.

19 Regarding comments, however, I
20 might add for the public there will be an
21 opportunity in this public meeting to provide
22 comments, to ask questions, so there will be

1 an opportunity outside of this meeting here
2 today for that purpose. So I would encourage
3 you, especially since we're short on time
4 today.

5 Let's see. Without further ado,
6 I'll turn it over to Amy Nelson.

7 MS. NELSON: Thanks, Alan. I am
8 Amy Nelson. I am the GIS manager at PHMSA,
9 and I'm going to talk about the NPMS
10 information collection.

11 I don't imagine many of you need
12 an overview, but, just in case, the NPMS is a
13 GIS data set. We have gas transmission and
14 hazardous liquid lines. We don't have gas
15 distribution or gathering lines. We also have
16 LNG facilities and breakout tanks. And the
17 authority to submit to the NPMS comes from the
18 Pipeline Safety Improvement Act of 2002.
19 Breakout tank submission is currently
20 optional.

21 In last year's presentation, I
22 talked more about how we created the data

1 standards back in 1998. And we had a very
2 skeletal list of attributes or data elements.
3 So an attribute is something like the
4 commodity carried, and the attribute plus the
5 actual map part of the pipeline constitutes,
6 basically, the GIS data set.

7 So the attributes are rather
8 skeletal, and that has to do with when they
9 were created back in '98 when submission was
10 option to the NPMS and GIS technology was not
11 as widespread as it is today.

12 So, you know, we've found over the
13 years that what we currently have, which is
14 just, basically, like commodity carried,
15 system name, pipe diameter, which is even
16 option itself, and a couple of other minor
17 attributes, that really doesn't help us meet
18 our mission needs. We're missing many basic
19 pieces of information about the pipeline.

20 We also have a positional accuracy
21 of plus or minus 500 feet. Again, that's a
22 legacy from the earlier days of GPS and GIS.

1 And we find that's not adequate for parts of
2 our mission, like emergency response and smart
3 growth planning. And as Alan mentioned, in
4 re-authorization there was a passage saying
5 that we had the justification to collect
6 additional geospatial data.

7 So we put all this together and
8 came out with the information collection 60-
9 day notice at the end of July. The comment
10 period has been extended. Comments are now
11 due December 1st, and we've just started
12 planning a public meeting which will take
13 place on November 17th in Arlington. At the
14 end of this presentation, I'll have the link
15 for the public meeting to register for it.
16 That just hit the streets yesterday, in fact.

17 I'm not going to go through all of
18 the data elements of the information
19 collection. There's about 20 to 30 of them,
20 depending on how you look at it. I would urge
21 you to look at the Federal Register notice.
22 That's in the last bullet there, the term that

1 you can search on for the complete list of
2 attributes. Additionally, it will link to a
3 manual for operators, which gives you specific
4 technical information about what these
5 actually mean. So if we say pipe grade, what
6 your choices are for example, whether that's
7 required or optional. That's all available
8 through this Federal Register notice.

9 But I do want to talk about the
10 positional accuracy. There's been a lot of
11 discussion about that. We propose that it be
12 tightened to five feet for the could affect
13 segments of high-consequence areas in class
14 three or four locations and 50 feet for other
15 segments.

16 Again, we can clarify points
17 during this meeting, but I will ask, if you
18 want to make a comment about the burden that
19 constitutes or anything else, please submit
20 that comment through the Federal Register
21 where we can officially review it and respond
22 to you.

1 So there's the positional
2 accuracy. There's a couple of attributes
3 becoming mandatory that are currently
4 optional, like pipe diameter and submitting
5 breakout tanks. And then there's a class of
6 new attributes, and there are things like
7 MAOP, the highest percent operating SMYS, the
8 class location. And the class location, just
9 a footnote, that's a predominant class
10 location.

11 Another concern we have is the
12 amount of segmentation this will introduce
13 into GIS data sets. I'm not going to go too
14 far into the techie stuff, but it has the
15 potential to make the data set a lot bigger
16 and that's a concern for us, as well as you.
17 And also things like pipe grade and wall
18 thickness. But, again, for the complete list,
19 please do go to the Federal Register.

20 There's been some concerns about
21 how PHMSA will use the new data. It helps us
22 meet our mission goals in a much more

1 effective way. For example, emergency
2 responders and government officials can create
3 better and more appropriate emergency response
4 plans. PHMSA is able to more effectively
5 evaluate regulations, operator programs, and
6 procedures. It will help our risk shrinking
7 and evaluation methods.

8 Our emergency responders are a
9 very important partner to us, and we'll be
10 able to provide them with more reliable and
11 complete data set of pipelines and facilities.
12 And, you know, last year, we'll be able to
13 provide better support to our inspectors with
14 better pipeline locations. As you know,
15 there's many areas where pipelines run so
16 close together, the 500-foot buffer, if you
17 will, could have ten other pipelines running
18 in that swath. Additionally, the inspectors
19 will have access to geospatial data that they
20 can link back up to tabular data in PHMSA's
21 inspection database.

22 Now, there can also be the

1 question if some things are collected
2 tabularly, why do you need them in GIS? And
3 the response to that really comes down to a
4 couple of things. First, patterns are much
5 easier to detect if you can see certain
6 characteristics on a map than if you are
7 thumbing through tabular data and you can see
8 maybe the county, maybe kind of know the
9 general area. Once you map them, you can see
10 in an instant patterns that you cannot see in
11 tabular data. It also helps us trace the
12 pipeline's performance as it is bought and
13 sold by different operators, something that we
14 can't effectively do with just tabular data.

15 Once we tie these attributes to
16 the piece of pipe that's in the ground, then
17 we can create a more complete picture of
18 what's happened to the pipe over the years as
19 it's been bought and sold and, you know,
20 different events have happened on the pipe.

21 So just some important dates for
22 the information collection. The public

1 meeting will be November 17th, that's a
2 Monday, at the Crystal City Marriott in
3 Arlington. Again, I'll have the link at the
4 end of this presentation for that. It will be
5 pretty much all day, 9:30 to 4:00. It will
6 have a combination of PHMSA speaking, pipeline
7 operators speaking, other government
8 stakeholders speaking, and public speakers, as
9 well. We're just finalizing the agenda for
10 that now.

11 So the comment period closes on
12 December 1st. We wanted to have the public
13 meeting while the comment period was still
14 open. Also, the public meeting will not be
15 webcast, so if you're interested I hope that
16 you can attend in person.

17 I want to talk a little bit also
18 about the time line for the information
19 collection just to allay any fears that this
20 is something that could happen, you know, next
21 spring. That's not the case. In 2015, that's
22 the earliest year that the information

1 collection could be final. You know how
2 regulations work in the government. It could
3 be a lot longer.

4 Say it is final in 2015, the
5 earliest possible year that we'd be collecting
6 this new data is 2016. And, you know, PHMSA
7 is also considering a phased approach. We
8 understand this is a significant burden for
9 operators in terms of cost, time, systems,
10 everything else. You know, please submit your
11 comments if you have ideas maybe that you
12 could group the attributes into groups, and
13 there are some attributes that could be
14 submitted the first year. There's another
15 group that might take more time to compile,
16 and you need more time for that, etcetera,
17 we're certainly willing to consider that. And
18 we'll do this in a formal way through the
19 comments in the Federal Register.

20 Another topic that I wanted to go
21 over was data security because, to me, this is
22 a very important concern when we're collecting

1 this new data and there's attributes, like
2 MAOP, on this data. That's obviously a
3 sensitive attribute. So we've been working
4 with TSA to categorize each attribute into,
5 basically, one of three categories: either SSI
6 for government officials only which will
7 correspond to PIMMA which is our password-
8 protected map viewer application; and the
9 third class is elements that could be
10 available to the public on the public viewer.
11 That's, you know, obviously still being worked
12 out, still in a draft mode. I don't want to
13 talk about the security classification of any
14 specific elements until it's kind of been
15 reviewed by all stakeholders.

16 But I will say that if you're
17 worried that these elements are going to be
18 made public, that's not the case for the vast
19 majority. I just have two examples here. One
20 of the attributes in the information
21 collection is what we call commodity detail.
22 So the commodity might be crude oil. We're

1 proposing an additional level of detail for
2 just a few of those commodities: natural gas,
3 crude oil, and I think product might be the
4 third one. So light, sweet crude might be the
5 commodity detail that is required. If you
6 specify crude, you need to pick one of the
7 specific options. That could be available to
8 the public.

9 And another very, you know, kind
10 of minor one is whether a pipe is considered
11 onshore or offshore. That, honestly, is just
12 a designation that helps me and my staff
13 because operators, there's really no kind of
14 universal GIS boundary for onshore/offshore.
15 Operators characterize it differently than
16 PHMSA does sometimes, so we need to have a
17 universal this is onshore, this is offshore.
18 We need you to tell us what you designate it
19 so we can, basically so we can match up the
20 mileage for the annual reports and our other
21 systems, our inspection system and the NPMS.

22 So, again, when we sent in the

1 comment period, we did put some language about
2 the data security in there. But I just, you
3 know, it warrants further discussion, but I
4 just want to say that very few of these things
5 would be available to the public.

6 Again, here's my contact
7 information, my email and phone number.
8 Please take a look at the Federal Register
9 page. And if you go to that link at the very
10 bottom there, [primis.phmsa/dot.gov/meetings](http://primis.phmsa.dot.gov/meetings),
11 you'll see the NPMS meeting right at the top
12 there, and that's where you can register for
13 the meeting. And when ready, we'll prepare
14 the agenda and notify everybody of the
15 logistics.

16 Okay. So that's the summary of
17 the information collection, and now I'd like
18 to take any questions.

19 MS. HONORABLE: Thank you, Amy.
20 Well done. And I see Ron's card up.

21 MR. MCCLAIN: Thank you. Amy, I
22 certainly agree NPMS could be a lot better

1 than what it is. You know, I do have some
2 concerns about five-foot positional accuracy.
3 You know, you can go to any point on a
4 pipeline and get submeter accuracy. But, you
5 know, we operate 80,000 miles of pipe, and a
6 significant amount of that could affect HCAs.
7 So let's say you have 10,000 miles of HCAs and
8 you get 90 percent of it better than five
9 percent, you're still ten percent non-
10 compliant. You know, given the difficulties
11 in large databases and multiple tools that
12 present different GPS data even, how will you
13 address that? Because we shouldn't pass rules
14 that you can't comply with. And while you can
15 comply largely to have certain 100-percent
16 compliance, it's very, very difficult. So
17 have you thought about that?

18 MS. NELSON: Thanks for your
19 question. Yes, that's been a topic of a lot
20 of discussion. So I see a couple of different
21 elements to your question. The first is what
22 if you can't get 100 percent of your lines to

1 five-foot accuracy? Our intention is not to
2 get any operators in trouble or, you know,
3 come down hard on any operators. I think that
4 what we'd like to hear from you is what would
5 it take to get one of two things: what would
6 it take to get the additional ten percent to
7 a five-foot accuracy? Is it a question of
8 just time, you need more time? Is it a
9 question of just money or a combination? Is
10 there a horizon in which you could comply with
11 that?

12 The second is if you just say it's
13 just not going to happen, you know, these
14 lines, for whatever reason, cannot be brought
15 into that kind of accuracy. They'd have to
16 be, for example, exposed in order to, you
17 know, see where they are because the as-builts
18 are from decades ago and so on. Then please
19 suggest an accuracy that you feel more
20 comfortable with in your comments.

21 MR. MCCLAIN: I'm sorry I didn't
22 say my name. Ron McClain with Kinder Morgan

1 on the liquid side. But, you know, we look
2 forward to working with you. I think the
3 workshop and comment process is the right
4 thing to do. I don't know how you would fix
5 up compliance where you're 90-percent
6 compliant with five feet and the rest of your
7 system is six feet. And when you're dealing
8 with very tight tolerances over very large
9 systems, I don't know if you ever get to five
10 feet everywhere.

11 So we'll wait and work through the
12 comment period, but, as a performance criteria
13 or a prescriptive criteria, I think that's
14 very, very tight for a large system. But,
15 anyway, I think the comment process you've
16 outlined is the right way to do it.

17 MS. NELSON: Thank you. I just
18 want to add, as well, you know, I'm a GIS
19 professional and I do understand, certainly,
20 that your initial accuracy you start out with
21 gets watered down through processing on your
22 end. And then when it comes to us, it gets

1 watered down even further, as we re-project,
2 etcetera. So we do understand that the
3 accuracy that the operators submit to us may
4 not be the final accuracy that's in the NPMS
5 systems. So that warrants further discussion,
6 and we'll talk about that more at the public
7 meeting.

8 MS. HONORABLE: Craig?

9 MR. PIERSON: Thank you. Craig
10 Pierson, hazardous liquids. Just a couple of
11 points. I'll reiterate that we look forward
12 to having good dialogue in a workshop, and I
13 think my company, as well as others, has tried
14 to work with PHMSA and see you want to advance
15 this, and we share wanting to advance the
16 technology and the information.

17 The positional accuracy that I
18 think is important to understand is what
19 you're trying to settle on what is a latitude
20 and longitude and perhaps a Z-coordinate to
21 describe the pipe at a particular spot. And
22 that is different than trying to find the

1 pipe. We can find our pipes. In fact, with
2 our ILI, we can find minuscule cracks, where
3 they are in a pipe body. You know, that
4 delivers safety. Knowing the latitude and
5 longitude as we try to drive approval for the
6 organizations, we've not ever heard, I've
7 never had anyone come to me and say, by gosh,
8 if I had just knew the latitude and longitude
9 within plus or minus some feet, we'd be so
10 much safer. It doesn't resonate that it
11 drives safety.

12 And so if you can help in the
13 workshops, you know, get that, why is it that
14 we need that level of accuracy, because it,
15 frankly, can be just almost impossible to get.
16 And I'll give a quick example. So we run GPS
17 and our ILI tools, and every half a mile you
18 have an above-ground marker, and that has a
19 very accurate reading. So there's an inertial
20 system in the ILI tools that goes from marker
21 to marker, and it's trying to do the best job
22 it can of figuring out where it is, its

1 latitude and longitude. And that can get off.
2 As it takes twists and turns, it can get off.
3 And so then you get your data back and you
4 plot it on and you try to line it up with an
5 aerial photograph, and an aerial photograph
6 has its own amount of error which can be ten
7 feet. So you end up saying, okay, I've got a
8 blocked valve site from aerial photograph, and
9 the latitude and longitude from the ILI is not
10 lining up. Well, you move the pipeline to
11 line up with the visual of the latitude and
12 longitude, and all of a sudden you change the
13 latitude and longitude more than five feet.

14 So those things are important that
15 the maps look right and the people can go find
16 the pipe. The five feet is not resonating as
17 something that's so terribly important.

18 Having said that, we are
19 constantly trying to improve the technology
20 and ILI is trying to approve it, and we'll
21 submit on an annual basis our updated data.
22 And it feels like we've got to understand

1 that.

2 From a security perspective, we'll
3 be very anxious to hear about that. I guess
4 to sum that up, it feels like we're making it
5 an easier target by pulling it all together in
6 one spot. If someone is wanting to do harm,
7 it's one-stop shopping. And so if you can
8 address that threat in the workshop, it would
9 be appropriate.

10 And then, lastly, as we work
11 through what it is we do want to achieve,
12 there is some cost and benefit. We talked
13 about the tabular, putting all this tabular
14 data into GIS. Can we do it? Heck yes, we
15 can do it. Could it be expensive? Heck yes,
16 it can be expensive. So then what are we
17 trying to achieve with it?

18 So those are some of the things
19 that we really look forward to working with
20 you on and trying to figure out how we meet
21 your needs and do something that makes sense
22 to us. So thanks for the opportunity to

1 comment.

2 MR. MAYBERRY: Thanks, Craig and
3 Ron. I just might add that, you know, in the
4 conversations that I've had with stakeholders,
5 I think there's common agreement of the end
6 state. We'd like to be there, and it's where
7 we want to be. What we're looking for is a
8 roadmap in how to get there. And so at this
9 workshop, we'd really like to talk about
10 solutions to, you know, what are the issues.
11 I mean, sure, that's good, we'll discuss
12 those. But what are ways to work around those
13 challenges that are out there? So we look
14 forward to that discussion there.

15 MS. HONORABLE: Chuck?

16 MR. LESNIAK: Chuck Lesniak,
17 Liquids Committee. A couple of comments. One
18 is you might consider an additional category
19 of information because I understand the
20 security concern versus things that are
21 government official only, public viewer. And
22 there might be another category that is it's

1 not available on the public viewer, but it's
2 available to the public but it has to be by
3 request so you know where that information
4 went. And so that if something happens with
5 that information that you think you want to
6 know, you know where you've released that
7 information because you don't want to make
8 this so that you collect it and the only way
9 that the public can get it is through a
10 subpoena or FOIA, both of which are difficult.

11 And so I'd encourage you, I would
12 way that all of the information ought to be
13 available to the public, but you may want to
14 just track some of it where it goes.

15 Then another comment is one of the
16 attributes that might be good to have,
17 particularly for emergency responders, also
18 for land development and city planning
19 aspects, is depth of cover, where that
20 information is available.

21 And I do understand the issue with
22 location, particularly with much older lines,

1 is as an alternative to X and Y coordinates,
2 lat and long, is, if the right-of-way
3 boundaries are known, that would be helpful
4 and that might be an inexpensive alternative
5 in certain cases for certain operators is they
6 may not know plus or minus five feet where
7 their line is, but they may know where their
8 right-of-way boundaries are and that they can
9 say we know our line is in this boundary.

10 Sometimes, they can't say that either, but
11 that may be an alternative to exact pipeline
12 location. Thank you.

13 MS. NELSON: Okay. Thanks for
14 those comments, Chuck. I'm just kind of stuck
15 on that right-of-way boundaries in that it
16 would be a polygon and not a line, just from
17 a techie perspective. We can talk offline
18 about that a little bit more.

19 I have noted your request to talk
20 about depth of cover. And tracking data
21 that's available to the public, I'm just not
22 sure how we would do that. So we already

1 track who makes data requests from government
2 officials. And, you know, there's been just
3 a few cases where we've seen the data be
4 released in an unauthorized way. I'm able to
5 go back to see who from the agency requested
6 the data and kind of figure out what happened
7 there. But I think probably we should talk
8 further, if you'd like, about exactly how you
9 could track information that's given to a
10 member of the public, how you would know who
11 it went to, given that GIS data can be easily
12 converted into different formats.

13 MS. HONORABLE: I have Andy, Sue,
14 Chad, and Rick, and Carl. Andy?

15 MR. DRAKE: Andy Drake with
16 Spectra Energy. I think it's appropriate to
17 impose some sort of, looking at some way to
18 improve the data accuracy and even the number
19 of attributes. The system is 15 years old.
20 You know, we came up with an idea back 15
21 years ago. It's time to grow up. We all
22 agree with that.

1 Operators, Spectra for example,
2 we've been working on gathering submeter data
3 on our pipe for the last ten years, and we
4 still have a long way to go. And we've been
5 working very actively trying to gather it just
6 for our own business value.

7 I think the thing that strikes me
8 is, first of all, I appreciate you extending
9 the comment period and putting the workshop
10 together. I think that's really appropriate
11 to your end. Let's get together and vet this
12 out.

13 I think there's a little bit of
14 concern is we have talked about this in the
15 past, and we've seen the data attributes
16 expand and the accuracy grow smaller. So
17 there's some angst that people feel like
18 they're not being heard. They're going the
19 wrong way, saying more metrics, more
20 attributes makes it incredibly more complex
21 and more expensive, and tighter data accuracy
22 does the same thing. And as a result of those

1 comments, we saw the attributes go up and the
2 data accuracy, the number of attributes go up
3 and the data accuracy drop down.

4 So that's a little bit of why I
5 think you got people's attention right now.
6 I'm not sure what happened the last time you
7 asked our opinion, but it doesn't look like we
8 were heard.

9 But I think the thing that strikes
10 me, and I echo right where Ron is, is, you
11 know, we operate tens and tens of thousands
12 miles of pipe. The difference between what's
13 possible and what's practical is a big deal.
14 It is possible to get data submeter. We do it
15 all the time. What's not practical is to do
16 it on 70,000 miles of pipe. It's not
17 practical, it's not going to happen, it's not
18 going to happen any time soon.

19 Time is also our friend. I think
20 you hit on something when you mentioned
21 phasing this. I think setting priorities in
22 both attributes and locations is a big deal.

1 You're basically creating a sea shift in
2 information. If that can be worked into or
3 focused in areas and worked in normal work,
4 the ability to do that becomes much more
5 ready. But when you issue a guidance, and I
6 know this isn't a rule but it kind of becomes
7 an enforcement rule, all becomes all. And
8 some deep place where I'm buried or in a
9 mountainous area where it's difficult to get
10 the positional accuracy or I'm far between
11 AGMs, not a chance, so now I'm out of
12 compliance and that's not good.

13 So how do we work through that is
14 a big deal. Where do you need this level of
15 accuracy? Where is it helpful? What kind of
16 information do you need I think is really key.
17 Many of these attributes, I don't even
18 understand the value of them. And I think
19 that's what will be discussed in the public
20 workshop.

21 But we would agree diameter, MAOP,
22 you know, those kind of things, yes, sure, we

1 should be able to get those out there quickly.
2 But, you know, I do think that you have, the
3 more we can break that down into phases with
4 priorities over time is a much, much better
5 solution. So I think maybe that's a thing for
6 all the stakeholders to come to that workshop
7 thinking what do you really need urgently and
8 what do you want and then work it out in both
9 accuracy and attributes and locations.

10 Thanks.

11 MS. NELSON: Thanks, Andy. These
12 are all great questions, great topics that
13 will be discussed at the public meeting.
14 Again, we understand that the accuracy
15 standard is contentious. We will certainly
16 work with the operators on that.

17 I just have to mention there's
18 only been maybe two attributes that have been
19 added since I last spoke to you guys, and
20 that's just because I couldn't talk about the
21 entire list of attributes until it was out for
22 comment in the Federal Register. So I just

1 picked a few that everybody could kind of
2 anticipate were coming. And PHMSA's list did
3 not change much over the past year at all.
4 Thanks for your comments.

5 MS. HONORABLE: Sue?

6 MS. FLECK: Sue Fleck on the Gas
7 Committee. It's good going towards the end
8 because all my issues have been covered
9 almost. I'm just going to throw out a couple
10 other ideas or a couple of other things to
11 think about.

12 You're looking for comments and
13 collecting data, NHCAs, but HCAs are in the
14 process of being redefined. So how are we
15 going to provide comments when we don't even
16 know what HCA is really going to mean until
17 the other gas rule comes out, and we have no
18 idea when that's coming. So the timing could
19 be a little bit of a problem here.

20 The other thing I want to throw
21 out is we haven't really talked about it. A
22 lot of the larger companies are speaking now,

1 but the burden on some of the smaller
2 companies to collect this kind of data, and
3 maybe they don't even have GIS systems and
4 they may be working on more rudimentary type
5 programs, I think could be a real problem.

6 And then since this is another --
7 I'll just throw out one last thought. This is
8 a guideline. It's not a regulation. So when
9 we go to our regulators to talk about, you
10 know, cost recovery, because this is going to
11 cost a lot of money and it's going to be a
12 very big deal, they're going to want to see
13 the value proposition for the customer, not
14 just for the safety regulatory. So to add to
15 the burden, the already huge burden on
16 customers to pay their bills, we have to think
17 about how this, you know, creates some value
18 for them, as well, because, otherwise, we'll
19 never get it through our regulatory
20 commission. So there's some definite issues
21 there.

22 And thanks for the opportunity to

1 comment, and I look forward to the public
2 meeting.

3 MS. NELSON: Thanks, Sue. I just
4 want to address the point about the operators
5 who don't have GIS. I find that there's very
6 few of them. We do have maybe ten operators
7 out of 1100 or so who are still using
8 coordinates in an ASCII text file. I
9 understand that some of these other operators
10 do pay a contractor, you know, once to do it,
11 and then they just kind of cross their fingers
12 that they'll have no changes and won't have to
13 update it. But most of them have their data
14 in GIS format, no matter if they did it
15 themselves or someone else did it for them.

16 MS. HONORABLE: Chad?

17 MR. ZAMARIN: Thanks. Chad
18 Zamarin with Cheniere Energy. Just one
19 comment I think is important because it sounds
20 sometimes scary to have positional accuracy
21 that's, you know, not better than 500 feet.
22 But I think it's important to note NPMS

1 mapping is not the same as the integrity
2 management process where we know relative
3 positional accuracy of the information that we
4 need to make decisions. So the location of a
5 home with respect to our line, you know,
6 that's stuff that we do and the regulations
7 account for inaccuracies and we have to factor
8 those in. So this is about having the ability
9 to present information for dissemination to
10 first responders, for the public.

11 And I participate in my company
12 with PHMSA on this effort, and what really
13 interested me the most was the process. You
14 know, we spend a lot of time submitting
15 information, compiling information, and we
16 need to spend more time on analyzing
17 information, reacting to information. So, you
18 know, I think the idea of a phased approach,
19 the focus of data exchange efficiency that can
20 happen between industry and regulators and the
21 public, and then content becomes easy if you
22 focus first on the process.

1 So not having expanded NPMS in a
2 long time, you know, we were talking earlier,
3 it makes a lot of sense to focus on maybe the
4 most important thing you would use it for
5 first. And if that's first responder
6 information, then get the diameter, the
7 pressure, and the commodity transport. And
8 with that alone, you can do, you know, an
9 impact analysis for first response, and that's
10 probably the single most valuable thing you'll
11 get out of the data.

12 So I think phasing it in is really
13 important and recognizing that just because we
14 don't have an accurate center line in NPMS
15 doesn't mean we're not complying with the
16 regulations to know where our pipelines are
17 with respect to homes and businesses and
18 communities around us because that sometimes
19 gets lost in the conversation.

20 So that's it. Thanks.

21 MS. NELSON: Thank you.

22 MS. HONORABLE: Thanks, Chad.

1 Rick, you've been very patient over there.

2 MR. KUPREWICZ: I'm always very
3 patient. Rick Kuprewicz with the Liquid
4 Committee. First of all, I'd just say deep
5 breath. We're confident that the regulators
6 will get there in the right place. Don't feel
7 like you have to be defensive. That's just
8 the nature of this animal here.

9 A couple of general observations
10 based on much experience and interactions,
11 some of it many years on the Washington State
12 Citizens Committee after the Bellingham
13 tragedy, we spent years discussing about
14 records and what should be made public.
15 They're all public record meetings. They're
16 all open and open for discussion. Some of
17 them got pretty contentious. And between
18 myself and Carl, I don't know which one of us
19 was a skunk monkey, being called by some of
20 the members of the public, because we were
21 just trying to, here's the facts.

22 I think, from what I'm hearing, a

1 couple of observations that might be of some
2 value because I won't be able to probably be
3 at the 17th meeting. There are some
4 additional information that you want to add to
5 your system, and that's valid. What I'm
6 hearing here is you're getting a lot of
7 contentious about location. That probably is
8 way overworked, okay? Many years of
9 discussion at the Citizens Committee, we
10 finally figured out a resolution. It wasn't
11 necessarily the one you want to use, but many
12 of the pipeline operators just don't know
13 their exact location of their pipelines and
14 for many various reasons, nor do you ever want
15 to create the impression that a GIS system
16 gives anybody the exact location of a pipeline
17 when a half an inch can mean the difference
18 between life and death. We have a whole other
19 process in play called One Call that serves
20 that purpose, and we don't want to defeat
21 that.

22 So I think you're going to end up

1 being, the way the dynamics is going here and
2 if it shows up in the workshop is we've got
3 these other positive things that ought to add
4 to a very important database. Some of it may
5 be made public, others may not. But it can
6 become a battle on, you know, should we get
7 the resolutions better, and our advice would
8 be you might want to step back off of that one
9 because there's great entrapment here to take
10 that as to be a pipeline locate tool. And
11 that can be really bad.

12 So I think people can work and get
13 to where you need to be. There's a little
14 apprehension here. There's a need, I think.
15 There's a recognition to improve that
16 database. I think you'll get general
17 consensus there. I also heard about the
18 phasing of it. This database is going to go
19 exponential. That's just the way this stuff
20 goes, and that's why we have computers.

21 So I support where you're going
22 with this. I'd be very careful about

1 creating, and this is a trap that the data
2 guys love and the techie guys, is more data
3 means better data and we can use this tool
4 well beyond its ability. So I think I heard
5 earlier here about what are you really trying
6 to do with this database? If it's enhance
7 first responders and all that, things like
8 pipe diameter and certain attributes, you
9 know, what's in the commodity and whatever,
10 those are things you might want to zero on to
11 have a more productive workshop. But I'd bet
12 you, I'd bet you my bottom dollar there will
13 be a battle about pipe locate, just from what
14 I'm seeing today. So good luck. Thank you.

15 MS. NELSON: Thank you.

16 MS. HONORABLE: All right.

17 Bringing up the rear, Rich.

18 MR. WORSINGER: Rich Worsinger,
19 City of Rocky Mount. Most of the comments
20 have already been covered but just to build on
21 a couple of them. I guess my question is I
22 can understand why you'd want to know

1 diameter, why you'd want to know product,
2 pressure. But I struggle with why a first
3 responder would need to know the accuracy
4 within five feet.

5 APGA's members, less than five
6 percent have transmission pipelines. But all
7 of our members receive our gas through
8 pipelines, and this is going to come at a
9 cost. And if the pipelines, as Sue pointed
10 out, are allowed to pass this cost along to
11 the customers, that affects us, my customers.

12 So I'm just concerned about what
13 is the value versus the cost, and what is it
14 that you're really trying to get at? Again,
15 I just don't understand what a five-foot, plus
16 or minus, location would provide an emergency
17 responder. Thank you.

18 MR. MAYBERRY: Okay, Rich. Thank
19 you. We'll better address that at the
20 workshop, but I know that's an issue we've
21 heard. Yet, obviously, we need to move the
22 ball forward, so just for some of the reasons

1 that Amy had stated regarding busy rights-of-
2 way and that sort of thing. But, anyway,
3 we'll address it further at the workshop.
4 Thanks.

5 MR. WORSINGER: I agree we do need
6 to move the ball forward, and I think that
7 comment that the data we have, was it 15 years
8 ago, Andy? Great, yes. I mean, the world has
9 changed since then. But let's be careful what
10 balls we're trying to move forward. We can't
11 afford, necessarily, to move them all forward,
12 especially if some of them don't provide the
13 value, because that diverts money from other
14 things, like maybe complying with PSMS.

15 MS. HONORABLE: Thank you, Rich.
16 All right. We ended on a great note, and so
17 that will whet your appetite to attend the
18 public meeting, won't it?

19 And so, as Jeff indicated, we will
20 take up one additional item that was
21 originally on tomorrow's agenda, and it's
22 agenda item number seven from the October 22nd

1 agenda, a briefing on LNG, and it will be
2 provided by Alan Mayberry and Ken Lee. Right.
3 Jeff is whispering to me. Our objective is to
4 get you out of here at 5:00. The future
5 depends on you.

6 Alan, take it away.

7 MR. MAYBERRY: All right. Thank
8 you. And here again, I'll queue the subject
9 up, Madam Chair. Thank you very much. Since
10 we last met, a lot of things have happened
11 related to the issue of LNG. We're talking
12 liquified natural gas. And Ken will give you
13 an overview of that.

14 I might add that Ken came on the
15 scene, and, soon thereafter, he, as our new
16 director of engineering, relayed a challenge
17 related to LNG and the influx of import or
18 export facilities. It used to be import
19 facilities, and now it's export facilities,
20 and then, more recently, other applications
21 for LNG that Ken will go into briefly here.

22 But Ken stepped up to the plate

1 and had to put additional resources on it. I
2 know we went out and got some additional help
3 from Oak Ridge National Labs. We also added
4 up or beefed up our staff at the Office of
5 Pipeline Safety related to LNG. And I might
6 add that rumor has it the SM office over there
7 at FERC -- Jeff, I don't know if there's any
8 truth to that, but I know we've been joined at
9 the hip through the process, especially in
10 reviewing export facilities.

11 It's been a big topic when I've
12 been to the Hill talking to congressional
13 staff related to, you know, the interest.
14 It's been high interest on the Hill as far as
15 moving export applications forward, for
16 instance. And then also some of the newer
17 applications for smaller type LNG facilities
18 that are out there that Ken will discuss.

19 I might add, too, that these
20 aren't limited to interstate facilities. We
21 are also working with the states. And here
22 more recently, we've worked with the State of

1 Washington on an application that looks like
2 might get geared up out there and then also in
3 the State of Louisiana.

4 So it is a very hot topic, and
5 Ken's here to tell you why. I look forward to
6 any comments you might have, but I think we're
7 looking to get out by five or a little bit
8 thereafter.

9 MR. LEE: Yes. I just have 13
10 slides, and I'll do my best to be brief. And
11 I want to thank everyone for staying.

12 There's a big rush to export LNG,
13 and this map -- okay, we got it here -- this
14 map pretty much summarizes the big economic
15 driver why. The price of LNG in the U.S. is
16 three times lower than in Europe and about
17 five times lower than in Asia. And this is
18 due, you know, in part to the increased shale
19 gas production. We have an abundant source of
20 low-cost natural gas in the U.S.

21 Just a decade ago, the forecasts
22 were that the U.S. would run out of natural

1 gas and we would need to import all of our
2 gas. And, I mean, it's amazing how much the
3 tides have turned. Now we're talking about
4 having too much natural gas, and we're poised
5 to be the world's largest exporter of LNG.
6 You know, this is due, in part, to the big
7 shale gas boom and the low price of natural
8 gas here in the U.S.

9 There's a lot of work that's being
10 done to convert a lot of the import LNG marine
11 terminals into export. Right now, there's
12 plans to convert six of them from import to
13 export or to add export to existing import.

14 This slide details the main
15 federal regulators that apply to LNG. The
16 Department of Energy authorizes the import or
17 export of natural gas, or LNG, in and out of
18 the U.S. FERC is the main authority that
19 authorizes siting, construction, NEPA review
20 of LNG.

21 PHMSA's role, we act as a
22 cooperative agency to FERC, and our role is

1 limited to 49 CFR Part 193 that mainly deals
2 with siting. This is for new construction and
3 for when the plant is in operation for
4 inspection of these plants to meet Part 193.

5 The Coast Guard is also involved
6 with LNG. They oversee the LNG vessels,
7 marine transfer, ship navigation, and security
8 in the ports.

9 So like I said before, the FERC is
10 the lead agency for siting of LNG for
11 interstate and international commerce. FERC,
12 they prepare 13 resource reports in order to
13 do that.

14 PHMSA's role is a cooperating role
15 to FERC. We comment on only two of the
16 resource reports, and we evaluate the project
17 to meet Part 193. Another thing which we do
18 is, you know, after the facility is built, we
19 have our field staff that perform inspections
20 to meet Part 193.

21 A lot of our evaluation is
22 ongoing. We evaluate if any significant

1 changes are made and also during the operation
2 phase. So our role doesn't stop in the
3 initial design review phase.

4 We set up a website to answer many
5 of the LNG facility review questions. And
6 this is our website here. We have a list of
7 project status, and we have a list of
8 frequently asked questions because we realize
9 that 193 was written years ago and it didn't
10 take into account the risk of today's modern
11 export and small-scale LNG plants.

12 So this is from our web page of
13 LNG project status. And here, as you can see,
14 we've issued 13 review letters to FERC since
15 November of 2013. And there's three that are
16 in process that you see are in review.

17 If you take a look at the FERC
18 website, they show that -- on this map, it
19 shows 13 LNG export that are proposed. Since
20 this map, FERC has added one more. Two more?
21 Okay. Two more. I know that Downeast LNG and
22 Maine was added to this list. They announced

1 plans to add export to their existing import
2 application, and there's one more in addition.
3 Alaska LNG. Thank you.

4 One of the main parts of the 193
5 requirements is siting. And the exclusion
6 zone is the main issue there, and there's two
7 main exclusion zones. The first one is for
8 thermal radiation, and this is like the PIR
9 calculations. And we reference NFPA 59A where
10 they have three thermal radiation levels that
11 they need to design to.

12 The other exclusion zone is based
13 on the flammable vapor gas dispersion, and
14 that's based on a 2.5 per percent natural gas
15 concentration in air. And typically, you
16 know, your property needs to contain these
17 zones. So that's, you know, there's much more
18 to 193, but this is one of the main
19 requirements.

20 And these are very complicated.
21 They can involve three dimensional vapor
22 dispersion models that takes weeks of computer

1 time to run. This may involve an analysis of
2 hundreds of piping lengths to evaluate which
3 one is the worst case release. We have two
4 engineers working on this, and we have two
5 consultants to try to help us with the
6 tremendous increase in workload in the past
7 year.

8 One of the things that's made our
9 job a lot more complex is the trend of going
10 from a single containment tank to a double
11 full containment tank. In the past, the worst
12 case release was from the large LNG tank, and
13 that would typically mean you need a large
14 site. Now, with these double full containment
15 tanks, the outer concrete shell will contain
16 any tank release. And so now we need to
17 evaluate, it could be hundreds of piping
18 lines, tanks, valves, to try to figure out
19 which is the worst case release. So it makes
20 the job a lot more tedious.

21 We are constantly updating our
22 FAQs with a lot of the issues which we've seen

1 here, like vacuum jacket of pipe, new
2 calculations of wind speed, things to address
3 the refrigerants which are present for export
4 but not for import, and the failure rate
5 models that are being used.

6 We realize that 193 is pretty old.
7 It was first issued in 1980, and it was
8 focused on LNG import. I mean, this was
9 written before all of the shale gas plays
10 occurred, so it didn't really take into
11 account the risk that we see now with export
12 of small-scale LNG. So we realize that it
13 needs some serious updating, and we started on
14 that path on addressing many of the issues
15 that you see listed here: defining single
16 accidental leakage source to address the
17 additional risks with the liquid faction, the
18 trend, like I said, going from single to
19 double tanks. And assessing the risk is
20 difficult because there's been very few LNG
21 incidents to calculate your risk likelihood
22 number. So that makes the job very difficult.

1 But we've created a cross-functional team
2 which includes FERC and a lot of the
3 stakeholders to try to develop these rules.

4 Another thing is, you know, we
5 realize that we reference an older version of
6 59A, NFPA 59A. It has created issues because
7 right now it's the 2001 edition, and we're
8 working on trying to resolve that.

9 So under the big market trends,
10 you know, that we've seen is the big boom to
11 export LNG, and this includes building brand
12 new facilities, as well as converting import
13 ones, and also construction of dual import and
14 export in case the tides shift again and we
15 need to import LNG as a country.

16 There's also a big boom to build
17 small-scale LNG plants. That's driven by the
18 high cost of crude oil, which includes the
19 price of diesel and fuel oil and the cost of
20 complying with stricter emissions regulations.
21 And so UPS, they have over 1,000 LNG-powered
22 trucks right now, and right now in the U.S.

1 there's over 64 public LNG vehicle fueling
2 stations, according to US DOE, and that is
3 just starting to take off. And we've just
4 started our first discussions with small-scale
5 LNG operators to address the compliance issues
6 with Part 193.

7 Thank you. Alan and I would be
8 pleased to answer any questions which you may
9 have.

10 MS. HONORABLE: Very good
11 presentation, Ken. Rich?

12 MR. WORSINGER: Rich Worsinger,
13 City of Rocky Mount. Would you mind going
14 back to your first slide?

15 MR. LEE: This one?

16 MR. WORSINGER: The next one. So
17 from your presentation and from this slide, I
18 take it the driver here is basically the
19 amount of work that PHMSA needs to do in
20 regards to the review and siting approvals for
21 the sitings of these various plants; is that
22 correct? That's what the driver is behind

1 wanting to increase the LNG fees?

2 MR. MAYBERRY: No, that had to do
3 with how we calculate the fee. It was trying
4 to reset how we calculate it. This wasn't a
5 driver for that, a primary driver anyway.

6 MR. WORSINGER: So it didn't have
7 to do with the amount of work associated with
8 all of this?

9 MR. MAYBERRY: Absolutely not,
10 yes.

11 MR. WORSINGER: Just a couple of
12 comments, observations. APGA's concern with
13 this change to a tiered structure, there are
14 a number of small LDCs that use LNG for
15 storage and for peak shaving. Back in North
16 Carolina and Greenville Utilities is the
17 largest municipal LDC. They have a total of
18 about 22,000 customers. They have storage for
19 4,875 barrels of LNG, which they currently pay
20 \$1,250 a year. With this proposal, that would
21 go up to \$10,000 a year, which would cost
22 Greenville Utilities \$2.00 per barrel. Sabine

1 Pass Export Terminal with over five million
2 barrels of storage would pay \$60,000 or
3 slightly more than one penny per barrel. So
4 that's one penny for Sabine Pass versus \$2.00
5 a barrel for Greenville Utilities.

6 I'm concerned that the citizens
7 that live in Greenville, North Carolina, as
8 well as other small LDCs, would be paying for
9 these increased costs for the exportation of
10 LNG, which, obviously, is being done to make
11 a profit. My point is pass the cost along to
12 those that are making a profit, not charge
13 those that use LNG simply for peak shaving.
14 Thank you.

15 MS. HONORABLE: All right. Chad?

16 MR. ZAMARIN: Chad Zamarin,
17 Cheniere Energy. I didn't plan to thank Rich
18 for suggesting to pass the cost on to me, but
19 I will. Thanks.

20 We are building two LNG export
21 terminals, and I just want to make two
22 comments. First, I wanted to compliment you,

1 Ken. I've heard from our staff numerous times
2 that you and the PHMSA team have been
3 extremely helpful in not only moving the
4 process forward but making sure it was a
5 better and safer facility. So, you know,
6 really great job and my compliments to you and
7 to the entire team.

8 And then the second comment was
9 just an invitation to any of the committee
10 members. We have a project underway, the
11 Sabine Pass facility. It's the first LNG
12 terminal under construction. We have about
13 5,000 people working on the job site today,
14 130 cranes. It really is an incredible
15 project. That facility will liquify and
16 export 4 BCF a day of natural gas, so it will
17 be one of the largest new markets created in
18 the United States. And so just an open
19 invitation to anyone on the committee, if
20 you'd like to go to the facility or learn
21 anymore about the project, feel free to reach
22 out. Thank you.

1 MS. HONORABLE: Thanks, Chad. I'm
2 sure some of us will take you up on it. I've
3 had a couple of invites, but it's just been an
4 unusually busy year, so I haven't been able to
5 take you up on that.

6 Any other questions or comments?
7 This really was a great end to the day, and we
8 are all quite interested in what's going on
9 with LNG, both with continued efforts underway
10 here and efforts to export, as well.

11 All right. So it sounds as if no
12 other tent cards. You all are ready to go,
13 aren't you? So as you prepare to leave for
14 the day, please leave your name tags and tent
15 cards on the table. And you can leave your
16 paper items, too, but Cheryl recommends that
17 you take your regs with you. You may not see
18 those there tomorrow.

19 So in keeping with our plan, we
20 will recess for the day. But before we do, I
21 will yield to Jeff to see if he has any
22 closing matters. But we do plan to begin

1 promptly at nine in the morning. So I'll turn
2 to Jeff.

3 MR. WIESE: Thank you very much,
4 Colette, and thank you so much for doing an
5 excellent job of chairing again. I'm always
6 thankful for that. You do an excellent job.

7 I thought I would just read the
8 U.S. Constitution to you before we would leave
9 here, just to remind everybody about our
10 foundations.

11 No, I did want to say to Chad's
12 invitation, you know, we have talked before
13 about meeting outside of Washington. I would
14 really love to do that. I would like to, you
15 know, sometime do it in conjunction with a
16 tour of a facility that is related to the
17 business we're talking about.

18 Right now until the middle part of
19 December, federal agencies, particularly us,
20 are taking a 30-percent cut on our travel
21 budgets. And we don't affect our inspection
22 and investigation budgets. We won't do that.

1 So the whole 30 percent comes out of pretty
2 much everything else. So it's been very
3 difficult. We've had to postpone a lot of
4 stuff. But you wonder about, you know, you
5 don't see these things in the background, why
6 do things take longer, you know. We'll punt
7 for several months now on several things, or
8 we'll hold them in D.C.

9 But I very much appreciate the
10 offer. I'd very much love to do that. I've
11 seen the photos, you know. I think it would
12 be fascinating to have a committee meeting out
13 at a facility like that where we can have
14 hands-on.

15 But at any rate, I want to thank
16 you so much for your service today and look
17 forward to seeing you at 9 a.m. tomorrow
18 morning.

19 (Whereupon, the above-referred to
20 matter went off the record at 4:56
21 p.m.)
22

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C E R T I F I C A T E

This is to certify that the foregoing transcript

In the matter of: Gas Pipeline Advisory Committee

Before: US DOT

Date: 10-21-2014

Place: Washington, D.C.

was duly recorded and accurately transcribed under
my direction; further, that said transcript is a
true and accurate record of the proceedings.



Court Reporter

NEAL R. GROSS

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Agenda

JOINT MEETING Gas Pipeline Advisory Committee and Liquid Pipeline Advisory Committee

October 21, 2014
(1:00 pm – 5:00 pm)

1:00 pm	Call to Order Committee & Staff Introductions	Jeff Wiese & Committee Chair
1:15	<u>Agenda Item 1:</u> BRIEFING: PHMSA Acting Administrator	Tim Butters
	<u>Committee Discussion and Q&A:</u>	Committee Chair
1:30	<u>Agenda Item 2:</u> BRIEFING: Opening remarks	Jeff Wiese
	<u>Committee Discussion and Q&A:</u>	Committee Chair
1:45	<u>Agenda Item 3:</u> BRIEFING: Emergency Response/Public Awareness Update	Tim Butters Sam Hall
	<u>Committee Discussion and Q&A:</u>	Committee Chair
2:15	<u>Agenda Item 4:</u> BRIEFING: Regulatory Update	John Gale
	<u>Committee Discussion and Q&A:</u>	Committee Chair
2:30	<u>Break</u>	

2:45 **Agenda Item 5:**
BRIEFING: Safety Management Systems
and Safety Culture

Ron McClain

Committee Discussion and Q&A:

Committee Chair

3:30 **Agenda Item 6:**
BRIEFING: Revisions to the National Pipeline
Mapping System

Amy Nelson/Alan Mayberry

Committee Discussion and Q&A:

Committee Chair

Moved from Wednesday's agenda

BRIEFING: Liquefied Natural Gas

Alan Mayberry
Ken Lee

5:00 p.m. - Wrap-up and Adjourn:

Jeff Wiese