

STATEMENT OF PURPOSE

RS32431 / H0294

Currently Idaho Code 61-712(A) authorizes a civil penalty of \$2,000 per pipeline violation, and for each day the violation persists with a maximum of \$200,000. This subsection of code only applies to pipeline safety violations, and there are no other penalties included in this legislative proposal. The proposed legislation references the Code of Federal Regulations (CFR) Title 49, Section 190.23 (December 28, 2023) and reflects the amounts the federal Pipeline Hazardous Materials Safety Administration (PHMSA) program has directed state programs to adopt. PHMSA has advised the Idaho Public Utilities Commission (PUC) that starting January 1, 2025 they will be taking over enforcement actions of the PUC's pipeline safety program. By adopting the CFR, the PUC will keep State Primacy over the federal government on its pipeline safety and inspection program.

FISCAL NOTE

The total amount levied for a penalty in any given year depends on number and severity of violations found, and Commission decisions on imposing penalties for those violations. Any penalties levied by the PUC go into the General Fund.

Contact:

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DISCLAIMER: This statement of purpose and fiscal note are a mere attachment to this bill and prepared by a proponent of the bill. It is neither intended as an expression of legislative intent nor intended for any use outside of the legislative process, including judicial review (Joint Rule 18).