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(Original Signature of Member)

114TH CONGRESS
2D SESSION

H. R.

To amend title 49, United States Code, to provide enhanced safety in pipeline transportation, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

M. _____ introduced the following bill; which was referred to the
Committee on _____

A BILL

To amend title 49, United States Code, to provide enhanced safety in pipeline transportation, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE; REFERENCES; TABLE OF CON-**
4 **TENTS.**

5 (a) SHORT TITLE.—This Act may be cited as the
6 “Pipeline Safety Act of 2016”.

7 (b) REFERENCES TO TITLE 49, UNITED STATES
8 CODE.—Except as otherwise expressly provided, wherever
9 in this Act an amendment or repeal is expressed in terms

1 of an amendment to, or repeal of, a section or other provi-
2 sion, the reference shall be considered to be made to a
3 section or other provision of title 49, United States Code.

4 (c) TABLE OF CONTENTS.—The table of contents of
5 this Act is as follows:

- Sec. 1. Short title; references; table of contents.
- Sec. 2. Regulatory updates.
- Sec. 3. Statutory preference.
- Sec. 4. Integrity management review.
- Sec. 5. Technical safety standards committees.
- Sec. 6. Inspection report information.
- Sec. 7. Improving damage prevention technology.
- Sec. 8. Direct hire authority for Pipeline and Hazardous Materials Safety Administration.
- Sec. 9. Information-sharing system.
- Sec. 10. Nationwide integrated pipeline safety regulatory database.
- Sec. 11. Underground gas storage facilities.
- Sec. 12. Requirements for certain hazardous liquid pipeline facilities.
- Sec. 13. Response plans.
- Sec. 14. Unusually sensitive areas.
- Sec. 15. Emergency order authority.
- Sec. 16. Pipeline safety information grants to communities.
- Sec. 17. Transparency in interagency review.
- Sec. 18. Corrosion control review.
- Sec. 19. Authorization of appropriations.

6 **SEC. 2. REGULATORY UPDATES.**

7 (a) REPORTS.—

8 (1) IN GENERAL.—The Secretary of Transpor-
9 tation shall submit reports to the Committee on
10 Commerce, Science, and Transportation of the Sen-
11 ate and the Committees on Transportation and In-
12 frastructure and Energy and Commerce of the
13 House of Representatives regarding the status of a
14 final rule for each outstanding regulation.

15 (2) DEADLINES.—The Secretary shall submit a
16 report under this subsection not later than 120 days

1 after the date of enactment of this Act, and every
2 90 days thereafter until a final rule has been issued
3 for each outstanding regulation described in sub-
4 section (c)(2)(A).

5 (b) CONTENTS.—The Secretary shall include in each
6 report submitted under subsection (a)—

7 (1) a description of the work plan for each out-
8 standing regulation;

9 (2) an updated rulemaking timeline for each
10 outstanding regulation;

11 (3) current staff allocations with respect to
12 each outstanding regulation;

13 (4) any resource constraints affecting the rule-
14 making process for each outstanding regulation; and

15 (5) any other details associated with the devel-
16 opment of each outstanding regulation that affect
17 the progress of the rulemaking process.

18 (c) OUTSTANDING REGULATION DEFINED.—In this
19 section, the term “outstanding regulation” means a regu-
20 lation relating to pipeline safety—

21 (1) for which no final rule, including an interim
22 final rule or direct final rule, has been issued; and

23 (2) that—

24 (A) is required under—

1 (i) the Pipeline Safety Regulatory
2 Certainty and Job Creation Act of 2011
3 (Public Law 112–90; 125 Stat. 1904); or

4 (ii) any other law, for which more
5 than 2 years have passed since the statu-
6 tory deadline for the regulation; or

7 (B) is being developed under an authority
8 not described in subparagraph (A), and is con-
9 sidered to be a significant regulatory action
10 under Executive Order 12866.

11 **SEC. 3. STATUTORY PREFERENCE.**

12 The Administrator of the Pipeline and Hazardous
13 Materials Safety Administration shall complete the rule-
14 making process for each outstanding regulation described
15 in section 2(c)(2)(A) before beginning any new rulemaking
16 process after the date of the enactment of this Act, except
17 that the Administrator may begin such a new rulemaking
18 process before completing the rulemaking process for each
19 such outstanding regulation if the Secretary of Transpor-
20 tation determines, in the Secretary's discretion, that there
21 is a significant need to do so, and notifies Congress of
22 such determination.

23 **SEC. 4. INTEGRITY MANAGEMENT REVIEW.**

24 (a) REPORTS.—

1 (1) NATURAL GAS INTEGRITY MANAGEMENT
2 REPORT.—Not later than 18 months after the date
3 of publication of a final rule regarding the safety of
4 gas transmission pipelines, relating to the advance
5 notice of proposed rulemaking published by the Ad-
6 ministrator of the Pipeline and Hazardous Materials
7 Safety Administration on August 25, 2011 (76 Fed.
8 Reg. 53086), the Comptroller General of the United
9 States shall submit to Congress a report regarding
10 integrity management programs for natural gas
11 pipeline facilities.

12 (2) HAZARDOUS LIQUID INTEGRITY MANAGE-
13 MENT REPORT.—Not later than 18 months after the
14 date of publication of a final rule regarding the safe-
15 ty of hazardous liquid pipelines, relating to the pro-
16 posed rule published by the Administrator of the
17 Pipeline and Hazardous Materials Safety Adminis-
18 tration on October 13, 2015 (80 Fed. Reg. 61610),
19 the Comptroller General of the United States shall
20 submit to Congress a report regarding integrity
21 management programs for hazardous liquid pipeline
22 facilities.

23 (b) CONTENTS.—The Comptroller General shall in-
24 clude—

1 (1) in the report submitted under subsection
2 (a)(1), an analysis of the extent to which integrity
3 management programs for natural gas pipeline fa-
4 cilities required under section 60109(c) of title 49,
5 United States Code, have improved the safety of
6 natural gas pipeline facilities;

7 (2) in the report submitted under subsection
8 (a)(2), an analysis of the extent to which hazardous
9 liquid pipeline integrity management programs in
10 areas identified pursuant to section 60109(a) of title
11 49, United States Code, for operators of hazardous
12 liquid pipeline facilities, as regulated under sections
13 195.450 and 195.452 of title 49, Code of Federal
14 Regulations, have improved the safety of hazardous
15 liquid pipeline facilities;

16 (3) in each report submitted under subsection
17 (a), with respect to the applicable pipeline facili-
18 ties—

19 (A) an analysis of, and recommendations
20 regarding, ways to enhance pipeline facility
21 safety, taking into consideration issues relating
22 to technical, operational, and economic feasi-
23 bility;

24 (B) a description of any challenges affect-
25 ing Federal or State regulators in their over-

1 sight of integrity management programs and
2 how those challenges are being addressed; and
3 (C) a description of any challenges affect-
4 ing operators in complying with the require-
5 ments of integrity management programs, and
6 how those challenges are being addressed.

7 **SEC. 5. TECHNICAL SAFETY STANDARDS COMMITTEES.**

8 Section 60115(b)(4)(A) is amended by striking
9 “State commissioners. The Secretary shall consult with
10 the national organization of State commissions before se-
11 lecting those 2 individuals.” and inserting “State officials.
12 The Secretary shall consult with national organizations
13 representing State commissioners or utility regulators
14 when making a selection under this subparagraph.”

15 **SEC. 6. INSPECTION REPORT INFORMATION.**

16 Section 60108 is amended by adding at the end the
17 following:

18 “(e) IN GENERAL.—Not later than 30 days after the
19 completion of a pipeline safety inspection, the Secretary
20 or the State authority for which a certification is in effect
21 under section 60105, as applicable, shall—

22 “(1) conduct a post-inspection briefing with the
23 operator of the pipeline facility, outlining any con-
24 cerns; and

1 “(2) to the extent practicable, provide written
2 findings of the inspection, which may include a final
3 report, notice of amendment of plans or procedures,
4 safety order, or corrective action order, or any other
5 applicable report, notice, or order.”.

6 **SEC. 7. IMPROVING DAMAGE PREVENTION TECHNOLOGY.**

7 (a) **STUDY AND REPORT.**—Not later than 1 year
8 after the date of the enactment of this Act, the Secretary
9 of Transportation shall conduct a study on improving the
10 requirements for damage prevention programs for pipeline
11 facilities, and shall submit to the Committee on Com-
12 merce, Science, and Transportation of the Senate and the
13 Committees on Transportation and Infrastructure and
14 Energy and Commerce of the House of Representatives
15 a report on the results of such study.

16 (b) **CONTENTS.**—The Secretary shall include in the
17 report submitted under subsection (a)—

18 (1) an identification of any methods that could
19 improve existing damage prevention programs
20 through location and mapping practices or tech-
21 nologies to reduce unintended releases caused by ex-
22 cavation;

23 (2) an analysis of how increased use of global
24 positioning system digital mapping technologies, pre-
25 dictive analytic tools, public awareness initiatives

1 (including one-call initiatives), mobile devices, and
2 other advanced technologies could supplement exist-
3 ing one-call notification and damage prevention pro-
4 grams to reduce the frequency and severity of inci-
5 dents caused by excavation damage;

6 (3) an analysis of the feasibility of establishing
7 a national data repository for pipeline excavation ac-
8 cident data to improve the storage and sharing of
9 pipeline accident information;

10 (4) an identification of opportunities for stake-
11 holder engagement in preventing excavation damage;
12 and

13 (5) recommendations, which take into consider-
14 ation technical, operational, and economic feasibility,
15 regarding how to incorporate into existing damage
16 prevention programs improvements identified or ana-
17 lyzed under paragraphs (1) through (4).

18 **SEC. 8. DIRECT HIRE AUTHORITY FOR PIPELINE AND HAZ-**
19 **ARDOUS MATERIALS SAFETY ADMINISTRA-**
20 **TION.**

21 (a) DIRECT HIRE AUTHORITY.—

22 (1) AUTHORITY.—The Administrator of the
23 Pipeline and Hazardous Materials Safety Adminis-
24 tration may appoint qualified candidates to positions
25 described in paragraph (2) without regard to sec-

1 tions 3309 through 3319 of title 5, United States
2 Code.

3 (2) APPLICABILITY.—The authority under
4 paragraph (1) applies with respect to candidates for
5 any position that would likely allow increased activi-
6 ties relating to pipeline safety, as determined by the
7 Administrator.

8 (3) TERMINATION.—The authority to make ap-
9 pointments under this subsection shall not be avail-
10 able after December 31, 2019.

11 (b) REPORT.—Not later than 180 days after the date
12 of enactment of this Act, and annually thereafter through
13 calendar year 2019, the Administrator of the Pipeline and
14 Hazardous Materials Safety Administration shall submit
15 to Congress a report on—

16 (1) the use of the authority granted under this
17 section; and

18 (2) efforts of the Administration to hire women,
19 minorities, and veterans as inspectors.

20 **SEC. 9. INFORMATION-SHARING SYSTEM.**

21 (a) IN GENERAL.—Not later than 180 days after the
22 date of the enactment of this Act, the Secretary of Trans-
23 portation shall convene a working group to consider the
24 development of a voluntary information-sharing system to
25 encourage collaborative efforts to improve inspection infor-

1 mation feedback and information sharing with the purpose
2 of improving natural gas and hazardous liquid pipeline fa-
3 cility risk assessment and integrity management.

4 (b) MEMBERSHIP.—The working group convened
5 under subsection (a) shall include representatives from—

6 (1) the Pipeline and Hazardous Materials Safe-
7 ty Administration;

8 (2) industry stakeholders, including operators
9 of pipeline facilities, inspection technology vendors,
10 and pipeline inspection organizations;

11 (3) safety advocacy groups;

12 (4) research institutions;

13 (5) State public utility commissions or State of-
14 ficials responsible for pipeline safety oversight;

15 (6) State pipeline safety inspectors; and

16 (7) labor representatives.

17 (c) CONSIDERATIONS.—The working group convened
18 under subsection (a) shall consider and provide rec-
19 ommendations, if applicable, to the Secretary regarding—

20 (1) the management of proprietary or security-
21 sensitive information, specific incident response re-
22 sources, and information relating to a worst case
23 discharge;

24 (2) the need for, and the identification of, a
25 system to ensure that data gathered from field

1 verification of pipeline integrity is shared with in-line
2 inspection operators;

3 (3) actions to encourage or facilitate the ex-
4 change of pipeline inspection information and pro-
5 mote the development of advanced pipeline inspec-
6 tion technologies and risk assessment methodologies;
7 and

8 (4) regulatory, funding, and legal barriers to in-
9 formation sharing.

10 (d) PUBLICATION.—The Secretary shall publish the
11 recommendations provided under subsection (c) on a pub-
12 licly available website.

13 **SEC. 10. NATIONWIDE INTEGRATED PIPELINE SAFETY REG-**
14 **ULATORY DATABASE.**

15 (a) REPORT.—Not later than 18 months after the
16 date of the enactment of this Act, the Secretary of Trans-
17 portation shall submit a report to Congress on the feasi-
18 bility of establishing a national integrated pipeline safety
19 regulatory inspection database to improve communication
20 and collaboration between the Pipeline and Hazardous
21 Materials Safety Administration and State pipeline regu-
22 lators.

23 (b) CONTENTS.—The report submitted under sub-
24 section (a) shall include—

1 (1) a description of any efforts underway to test
2 a secure information-sharing system for the purpose
3 described in subsection (a);

4 (2) a description of any progress in establishing
5 common standards for maintaining, collecting, and
6 presenting pipeline safety regulatory inspection data,
7 and a methodology for the sharing of such data;

8 (3) a description of any inadequacies or gaps in
9 data relating to Federal inspections, enforcement ac-
10 tions, geospatial information, or any other relevant
11 pipeline safety regulatory information;

12 (4) a description of the potential safety benefits
13 of a national integrated pipeline safety regulatory in-
14 spection database; and

15 (5) recommendations for how to implement a
16 secure information-sharing system that protects pro-
17 prietary and security-sensitive information and data
18 for the purpose described in subsection (a).

19 (c) CONSULTATION.—In preparing the report under
20 subsection (a), the Secretary shall consult with stake-
21 holders, including each State authority operating under a
22 certification to regulate intrastate pipelines under section
23 60105 of title 49, United States Code.

1 **SEC. 11. UNDERGROUND GAS STORAGE FACILITIES.**

2 (a) DEFINED TERM.—Section 60101(a) is amend-
3 ed—

4 (1) in paragraph (21), by striking the period at
5 the end and inserting a semicolon;

6 (2) in paragraph (22), by striking the period at
7 the end and inserting a semicolon;

8 (3) in paragraph (24), by striking “and” at the
9 end;

10 (4) in paragraph (25), by striking the period at
11 the end and inserting “; and” ; and

12 (5) by adding at the end the following:

13 “(26) ‘underground gas storage facility’ means
14 a gas pipeline facility that stores gas in an under-
15 ground facility, including—

16 “(A) a depleted hydrocarbon reservoir;

17 “(B) an aquifer reservoir; or

18 “(C) a solution-mined salt cavern res-
19 ervoir.”.

20 (b) STANDARDS FOR UNDERGROUND GAS STORAGE
21 FACILITIES.—Chapter 601 is amended by inserting after
22 section 60103 the following:

23 **“§ 60103a. Standards for underground gas storage fa-
24 cilities**

25 “(a) MINIMUM SAFETY STANDARDS.—Not later than
26 2 years after the date of the enactment of this section,

1 the Secretary of Transportation, in consultation with the
2 heads of other relevant Federal agencies, shall issue min-
3 imum safety standards, incorporating, to the extent prac-
4 ticable, consensus standards for the operation and integ-
5 rity management of, and environmental protection with re-
6 spect to, underground gas storage facilities.

7 “(b) CONSIDERATIONS.—In developing safety stand-
8 ards under subsection (a), the Secretary shall—

9 “(1) consider the economic impacts of the
10 standards on consumers, including individual gas
11 customers, and minimize such impacts to the extent
12 practicable; and

13 “(2) consider existing consensus standards.

14 “(c) FEDERAL-STATE COOPERATION.—The Sec-
15 retary may authorize a State authority (including a mu-
16 nicipality) to participate in the oversight of underground
17 gas storage facilities in the same manner as provided in
18 sections 60105 and 60106.

19 “(d) RULES OF CONSTRUCTION.—

20 “(1) IN GENERAL.—Nothing in this section
21 may be construed to affect any Federal regulation
22 relating to gas pipeline facilities that is in effect on
23 the day before the date of enactment of this section.

24 “(2) LIMITATIONS.—Nothing in this section
25 may be construed to authorize the Secretary—

1 “(A) to prescribe the location of an under-
2 ground gas storage facility; or

3 “(B) to require the Secretary’s permission
4 to construct an underground gas storage facil-
5 ity.”.

6 (c) USER FEES.—Section 60301 is amended—

7 (1) in subsection (b), by inserting “an under-
8 ground gas storage facility,” before “or a hazardous
9 liquid pipeline facility”;

10 (2) in subsection (d)(1)—

11 (A) in subparagraph (A), by striking “;
12 and” and inserting a semicolon; and

13 (B) by adding at the end the following:

14 “(C) related to an underground gas storage fa-
15 cility may be used only for an activity related to un-
16 derground gas storage safety under section 60103a;
17 and”;

18 (3) by adding at the end the following:

19 “(f) UNDERGROUND GAS STORAGE FACILITY AC-
20 COUNT.—

21 “(1) ACCOUNT.—There is established, in the
22 fund established in the Treasury of the United
23 States pursuant to this section, an underground gas
24 storage facility safety account.

1 “(2) DEPOSIT OF FEES.—A fee collected under
2 subsection (a) from a person operating an under-
3 ground gas storage facility shall be deposited in the
4 account established under paragraph (1).”.

5 (d) CLERICAL AMENDMENT.—The table of sections
6 for chapter 601 is amended by inserting after the item
7 relating to section 60103 the following:

 “60103a. Standards for underground gas storage facilities.”.

8 **SEC. 12. REQUIREMENTS FOR CERTAIN HAZARDOUS LIQ-**
9 **UID PIPELINE FACILITIES.**

10 Section 60109 is amended by adding at the end the
11 following:

12 “(g) HAZARDOUS LIQUID PIPELINE FACILITIES.—

13 “(1) INTEGRITY ASSESSMENTS.—Notwith-
14 standing any pipeline integrity management program
15 or integrity assessment schedule otherwise required
16 by the Secretary, each operator of a pipeline facility
17 to which this subsection applies shall ensure that
18 pipeline integrity assessments—

19 “(A) using internal inspection technology
20 are completed not less often than once every 12
21 months; and

22 “(B) using pipeline route surveys, depth of
23 cover surveys, pressure tests, external corrosion
24 direct assessment, or other technology that the
25 operator demonstrates can further the under-

1 standing of the condition of the pipeline facility
2 are completed on a schedule based on the risk
3 that the pipeline facility poses to the high con-
4 sequence area in which the pipeline facility is
5 located.

6 “(2) APPLICATION.—This subsection shall
7 apply to any underwater hazardous liquid pipeline
8 facility located in a high consequence area—

9 “(A) that is not an offshore pipeline facil-
10 ity; and

11 “(B) any portion of which is located at
12 depths greater than 150 feet under the surface
13 of the water.

14 “(3) HIGH CONSEQUENCE AREA DEFINED.—
15 For purposes of this subsection, the term ‘high con-
16 sequence area’ has the meaning given that term in
17 section 195.450 of title 49, Code of Federal Regula-
18 tions.

19 “(4) INSPECTION AND ENFORCEMENT.—The
20 Secretary shall conduct inspections under section
21 60117(c) to determine whether each operator of a
22 pipeline facility to which this subsection applies is
23 complying with this section.”.

1 **SEC. 13. RESPONSE PLANS.**

2 The Administrator of the Pipeline and Hazardous
3 Materials Safety Administration shall require, and each
4 operator of a pipeline facility shall ensure, that any re-
5 sponse plan under part 194 of title 49, Code of Federal
6 Regulations, includes procedures and a list of resources
7 for responding, to the extent practicable, to a worst case
8 discharge of oil and to a substantial threat of such a dis-
9 charge, including when such discharge may impact navi-
10 gable waters or adjoining shorelines that may be covered
11 in whole or in part by ice.

12 **SEC. 14. UNUSUALLY SENSITIVE AREAS.**

13 Section 60109(b)(2) is amended by striking “have
14 been identified as” and inserting “that are part of the
15 Great Lakes or have been identified as coastal beaches,”.

16 **SEC. 15. EMERGENCY ORDER AUTHORITY.**

17 Section 60117 of title 49, United States Code, is
18 amended by adding at the end the following:

19 “(o) EMERGENCY ORDER AUTHORITY.—

20 “(1) IN GENERAL.—If the Secretary determines
21 that a violation of a provision of this chapter, or a
22 regulation issued pursuant to this chapter, or an un-
23 safe condition or practice, or a combination of un-
24 safe conditions and practices, constitutes or is caus-
25 ing an imminent hazard, the Secretary may impose
26 emergency restrictions, prohibitions, and safety

1 measures by issuing an emergency order described in
2 paragraph (3) without prior notice or an opportunity
3 for a hearing, but only to the extent necessary to
4 abate the imminent hazard.

5 “(2) CONSIDERATIONS.—Before issuing an
6 emergency order under paragraph (1), the Secretary
7 shall consider, after consultation with appropriate
8 Federal agencies, State agencies, or other entities,
9 the following, as appropriate:

10 “(A) The impact of the emergency order
11 on public health and safety.

12 “(B) The impact, if any, of the emergency
13 order on the national or regional economy or
14 national security.

15 “(C) The impact of the emergency order
16 on owners and operators of pipeline facilities.

17 “(3) WRITTEN ORDER.—An emergency order
18 issued by the Secretary pursuant to paragraph (1)
19 with respect to an imminent hazard shall contain a
20 written description of—

21 “(A) the violation, condition, or practice
22 that constitutes or is causing the imminent haz-
23 ard;

24 “(B) the entities subject to the order;

1 “(C) the restrictions, prohibitions, or safe-
2 ty measures imposed;

3 “(D) the standards and procedures for ob-
4 taining relief from the order;

5 “(E) how the order is tailored to abate the
6 imminent hazard and the reasons the authori-
7 ties under section 60112 and 60117(1) are in-
8 sufficient to do so; and

9 “(F) how the considerations were taken
10 into account pursuant to subsection (2).

11 “(4) OPPORTUNITY FOR REVIEW.—Upon re-
12 ceipt of a petition for review from an entity subject
13 to, and adversely affected by, an emergency order
14 issued under this subsection, the Secretary shall pro-
15 vide an opportunity for a review of the order under
16 section 554 of title 5 to determine whether the order
17 should remain in effect, be modified, or be termi-
18 nated.

19 “(5) EXPIRATION OF EFFECTIVENESS
20 ORDER.—If a petition for review of an emergency
21 order is filed under paragraph (4) and an agency de-
22 cision with respect to the petition is not issued on
23 or before the last day of the 30-day period beginning
24 on the date on which the petition is filed, the order
25 shall cease to be effective on such day, unless the

1 Secretary determines in writing on or before the last
2 day of such period that the imminent hazard still ex-
3 ists.

4 “(6) JUDICIAL REVIEW OF ORDERS.—After
5 completion of the review process described in para-
6 graph (4) or the issuance of a written determination
7 by the Secretary pursuant to paragraph (5), an enti-
8 ty subject to, and adversely affected by, an emer-
9 gency order issued under this subsection may seek
10 judicial review of the order in a district court of the
11 United States and shall be given expedited consider-
12 ation.

13 “(7) REGULATIONS.—

14 “(A) TEMPORARY REGULATIONS.—Not
15 later than 60 days after the date of enactment
16 of the Pipeline Safety Act of 2016, the Sec-
17 retary shall issue such temporary regulations as
18 are necessary to carry out this subsection. The
19 temporary regulations shall expire on the date
20 of issuance of the final regulations required
21 under subparagraph (B).

22 “(B) FINAL REGULATIONS.—Not later
23 than 270 days after such date of enactment,
24 the Secretary shall issue such regulations as are
25 necessary to carry out this subsection. Such

1 regulations shall ensure that the review process
2 described in paragraph (4) is consistent with
3 the review process developed under section
4 109.19 of title 49, Code of Federal Regulations,
5 to the greatest extent practicable and not incon-
6 sistent with this section.

7 “(8) IMMINENT HAZARD DEFINED.—In this
8 subsection, the term ‘imminent hazard’ means the
9 existence of a condition relating to a gas or haz-
10 ardous liquid pipeline facility that presents—

11 “(A) a substantial likelihood that death,
12 serious illness, or severe personal injury may
13 occur; or

14 “(B) a substantial endangerment to health,
15 property, or the environment.

16 “(9) LIMITATION AND SAVINGS CLAUSE.—An
17 emergency order issued under this subsection may
18 not be construed to—

19 “(A) alter, amend, or limit the Secretary’s
20 obligations under, or the applicability of, section
21 553 of title 5; or

22 “(B) provide the authority to amend the
23 Code of Federal Regulations.”.

1 **SEC. 16. PIPELINE SAFETY INFORMATION GRANTS TO COM-**
2 **MUNITIES.**

3 (a) AUDIT.—Not later than 1 year after the date of
4 enactment of this Act, the Inspector General of the De-
5 partment of Transportation shall submit to Congress a re-
6 port containing—

7 (1) an audit of recipients of a grant under sec-
8 tion 60130 of title 49, United States Code, with re-
9 spect to such grants; and

10 (2) a review of compliance with such section by
11 such grant recipients and the Secretary of Transpor-
12 tation.

13 (b) PUBLIC PARTICIPATION LIMITATION.—Section
14 60130(a)(4) is amended by inserting “on technical pipe-
15 line safety issues” after “public participation”.

16 **SEC. 17. TRANSPARENCY IN INTERAGENCY REVIEW.**

17 Section 60102(b) is amended by redesignating para-
18 graph (7) as paragraph (8) and inserting after paragraph
19 (6) the following:

20 “(7) TRANSPARENCY IN INTERAGENCY RE-
21 VIEW.—For any standard that is proposed or issued
22 by rule under this chapter, and which is reviewed by
23 the Office of Management and Budget and subse-
24 quently noticed in the Federal Register, the Sec-
25 retary shall—

1 “(A) make available to the public the fac-
2 tors considered under paragraph (2) and the re-
3 sults of the risk assessment conducted in ac-
4 cordance with paragraph (3), as applicable;

5 “(B) identify for the public, in a complete,
6 clear, and simple manner, the substantive
7 changes between the draft submitted to the Of-
8 fice of Management and Budget for review and
9 the proposed or final rule subsequently noticed;
10 and

11 “(C) identify for the public the changes de-
12 scribed in subparagraph (B) that were made at
13 the suggestion or the recommendation of the
14 Office of Management and Budget.”.

15 **SEC. 18. CORROSION CONTROL REVIEW.**

16 (a) **IN GENERAL.**—Not later than 18 months after
17 the date of enactment of this Act, the Comptroller General
18 of the United States shall submit to Congress a report
19 on corrosion control for gas and hazardous liquid pipeline
20 facilities.

21 (b) **REQUIREMENTS.**—The Comptroller General shall
22 include in the report under subsection (a)—

23 (1) an analysis of corrosion control require-
24 ments for gas and hazardous liquid pipeline facili-
25 ties;

- 1 (2) a review of—
- 2 (A) common causes of corrosion, including
- 3 interior and exterior moisture buildup and the
- 4 impacts of moisture buildup under insulation;
- 5 (B) corrosion control techniques;
- 6 (C) best practices relating to pipeline facil-
- 7 ity design, installation, operation, and mainte-
- 8 nance, including training to recognize or pre-
- 9 vent corrosion; and
- 10 (D) the cost and benefits, including safety
- 11 benefits, associated with the use of such tech-
- 12 niques and best practices;
- 13 (3) an evaluation of the effectiveness of corro-
- 14 sion control techniques, including pipeline coatings
- 15 and cathodic protection; and
- 16 (4) recommendations on ways to improve corro-
- 17 sion control and reduce the incidence of corrosion-re-
- 18 lated pipeline failures.

19 **SEC. 19. AUTHORIZATION OF APPROPRIATIONS.**

20 (a) **GAS AND HAZARDOUS LIQUID.**—Section

21 60125(a) is amended—

22 (1) in paragraph (1), by striking “there is au-

23 thorized to be appropriated to the Department of

24 Transportation for each of fiscal years 2012 through

25 2015, from fees collected under section 60301,

1 \$90,679,000, of which \$4,746,000 is for carrying
2 out such section 12 and \$36,194,000 is for making
3 grants.” and inserting the following: “there are au-
4 thorized to be appropriated to the Department of
5 Transportation from fees collected under section
6 60301—

7 “(A) \$128,000,000 for fiscal year 2017, of
8 which \$9,000,000 shall be expended for car-
9 rying out such section 12 and \$41,885,000
10 shall be expended for making grants;

11 “(B) \$131,000,000 for fiscal year 2018, of
12 which \$9,000,000 shall be expended for car-
13 rying out such section 12 and \$44,885,000
14 shall be expended for making grants;

15 “(C) \$134,000,000 for fiscal year 2019, of
16 which \$9,000,000 shall be expended for car-
17 rying out such section 12 and \$47,885,000
18 shall be expended for making grants;

19 “(D) \$137,325,000 for fiscal year 2020, of
20 which \$9,000,000 shall be expended for car-
21 rying out such section 12 and \$51,100,000
22 shall be expended for making grants; and

23 “(E) \$140,733,000 for fiscal year 2021, of
24 which \$9,000,000 shall be expended for car-

1 rying out such section 12 and \$54,550,000
2 shall be expended for making grants.”; and

3 (2) in paragraph (2), by striking “there is au-
4 thorized to be appropriated for each of fiscal years
5 2012 through 2015 from the Oil Spill Liability
6 Trust Fund to carry out the provisions of this chap-
7 ter related to hazardous liquid and section 12 of the
8 Pipeline Safety Improvement Act of 2002 (49
9 U.S.C. 60101 note; Public Law 107–355),
10 \$18,573,000, of which \$2,174,000 is for carrying
11 out such section 12 and \$4,558,000 is for making
12 grants.” and inserting the following: “there are au-
13 thorized to be appropriated from the Oil Spill Liabil-
14 ity Trust Fund to carry out the provisions of this
15 chapter related to hazardous liquid and section 12 of
16 the Pipeline Safety Improvement Act of 2002 (49
17 U.S.C. 60101 note; Public Law 107–355)—

18 “(A) \$22,123,000 for fiscal year 2017, of
19 which \$3,000,000 shall be expended for car-
20 rying out such section 12 and \$8,067,000 shall
21 be expended for making grants;

22 “(B) \$23,000,000 for fiscal year 2018, of
23 which \$3,000,000 shall be expended for car-
24 rying out such section 12 and \$8,067,000 shall
25 be expended for making grants;

1 “(C) \$23,000,000 for fiscal year 2019, of
2 which \$3,000,000 shall be expended for car-
3 rying out such section 12 and \$8,067,000 shall
4 be expended for making grants;

5 “(D) \$23,300,000 for fiscal year 2020, of
6 which \$3,000,000 shall be expended for car-
7 rying out such section 12 and \$8,067,000 shall
8 be expended for making grants; and

9 “(E) \$23,600,000 for fiscal year 2021, of
10 which \$3,000,000 shall be expended for car-
11 rying out such section 12 and \$8,067,000 shall
12 be expended for making grants.”.

13 (b) OPERATIONAL EXPENSES.—There are authorized
14 to be appropriated to the Secretary for the necessary oper-
15 ational expenses of the Pipeline and Hazardous Materials
16 Safety Administration the following amounts:

17 (1) \$22,000,000 for fiscal year 2017.

18 (2) \$22,000,000 for fiscal year 2018.

19 (3) \$23,000,000 for fiscal year 2019.

20 (4) \$23,000,000 for fiscal year 2020.

21 (5) \$24,000,000 for fiscal year 2021.

22 (c) ONE-CALL NOTIFICATION PROGRAMS.—

23 (1) IN GENERAL.—Section 6107(a) is amended
24 to read as follows:

1 **“§ 6107. Funding**

2 “Of the amounts provided under section 60125(a)(1),
3 \$1,058,000 shall be expended in each of fiscal years 2017
4 through 2021 to provide grants to States under section
5 6106.”.

6 (2) CLERICAL AMENDMENT.—The analysis for
7 chapter 61 is amended by striking the item relating
8 to section 6107 and inserting the following:

“6107. Funding.”.

9 (d) PIPELINE SAFETY INFORMATION GRANTS TO
10 COMMUNITIES.—Section 60130(c) is amended to read as
11 follows:

12 “(c) FUNDING.—Of the amounts made available
13 under section 19(b) of the Pipeline Safety Act of 2016,
14 \$1,500,000 shall be expended in each of fiscal years 2017
15 through 2021 to carry out this section. Such amounts
16 shall not be derived from user fees collected under section
17 60301.”.

18 (e) PIPELINE INTEGRITY PROGRAM.—Section 12(f)
19 of the Pipeline Safety Improvement Act of 2002 (49
20 U.S.C. 60101 note) is amended by striking “2012 through
21 2015” and inserting “2017 through 2021”.