

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 86th General Assembly
3 Regular Session, 2007

A Bill

HOUSE BILL 2230

4
5 By: Representative Maloch
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For An Act To Be Entitled

8
9 AN ACT TO AMEND CERTAIN DEFINITIONS IN THE
10 ARKANSAS NATURAL GAS PIPELINE SAFETY ACT OF 1971;
11 AND FOR OTHER PURPOSES.
12

Subtitle

13
14 TO AMEND CERTAIN DEFINITIONS IN THE
15 ARKANSAS NATURAL GAS PIPELINE SAFETY ACT
16 OF 1971.
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18

19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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21 SECTION 1. Arkansas Code § 23-15-203(8) - (10), concerning definitions
22 used in the Arkansas Natural Gas Pipeline Safety Act of 1971, is amended to
23 read as follows:

24 (8)(A) "Production facilities" includes, without limitation,
25 piping or equipment used in the production, extraction, recovery, lifting,
26 stabilization, separation, or treatment of natural gas or associated storage
27 or measurement ~~from the wellhead to a meter where the gas is transferred to a~~
28 ~~eustodian other than the well operator for gathering or transport, commonly~~
29 ~~known as a "custodial transfer meter".~~

30 (B) "Production facilities" does not include pipeline
31 facilities that are subject to the commission's jurisdiction under federal
32 regulations promulgated under the Natural Gas Pipeline Safety Act of 1968,
33 Pub. L. No. 90-481;

34 (9)(A) "Production process" means the extraction of gas from the
35 geological source of supply to the surface of the earth, thence through the
36 lines and equipment used to treat, compress, and measure the gas ~~between the~~



1 wellhead and the meter where it is either sold or delivered to a custodian
2 other than the well operator for gathering and transport to a place of sale,
3 sometimes called a "custodial transfer meter".

4 (B) "Production process" does not include pipeline
5 facilities that are subject to the commission's jurisdiction under federal
6 regulations promulgated under the Natural Gas Pipeline Safety Act of 1968,
7 Pub. L. No. 90-481; and

8 (10)(A) "Transportation of gas" means the gathering,
9 transmission, or distribution of gas by pipeline or its storage in or through
10 any pipeline facilities other than interstate transmission facilities as
11 defined in this section.

12 (B) ~~It shall~~ "Transportation of gas" does not include+

13 (i) ~~Production~~ production facilities or the
14 production process; ~~or~~

15 (ii) ~~The gathering of gas in those rural locations~~
16 ~~which lie outside the limits of any incorporated or unincorporated city,~~
17 ~~town, village, or any other designated residential or commercial area such as~~
18 ~~a subdivision, a business or shopping center, a community development, or any~~
19 ~~other nonrural area.~~

20 (C) ~~However, it shall specifically include the gathering,~~
21 ~~transmission, or distribution of natural gas containing one hundred (100) or~~
22 ~~more parts per million of hydrogen sulfide from the custodial transfer meter~~
23 ~~through any pipeline, rural or nonrural, to and through any pipeline facility~~
24 ~~that removes hydrogen sulfide, except that portion of such a pipeline or~~
25 ~~pipeline facility that is located within the fenced boundary of a petroleum~~
26 ~~refinery.~~

27
28 SECTION 2. EMERGENCY CLAUSE. It is found and determined by the
29 General Assembly of the State of Arkansas that confusion exists about where
30 natural gas production facilities end and where natural gas gathering
31 facilities begin; that under current state law the Oil and Gas Commission and
32 the Arkansas Public Service Commission may have overlapping jurisdiction over
33 those facilities; and that this act is necessary to remove any potential
34 jurisdictional conflict between those commissions. Therefore, an emergency is
35 declared to exist and this act being immediately necessary for the
36 preservation of the public peace, health, and safety shall become effective

1 on:

2 (1) The date of its approval by the Governor;

3 (2) If the bill is neither approved nor vetoed by the Governor,
4 the expiration of the period of time during which the Governor may veto the
5 bill; or

6 (3) If the bill is vetoed by the Governor and the veto is
7 overridden, the date the last house overrides the veto.

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