



The Commonwealth of Massachusetts

DEPARTMENT OF PUBLIC UTILITIES

August 26, 1987

D.P.U. 87-163

Investigation by the Department on its own motion regarding proposed regulations pertaining to the storage, transportation and distribution of gas.

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Notice of Proposed Regulations

The Department of Public Utilities ("Department") regulations, 220 CMR, Parts 100 through 107, establish standards for the construction, operation and maintenance of facilities used for the storage, transportation and distribution of gas. 220 CMR 100.00 states that the regulations set forth in the following parts apply to "[e]very gas corporation and municipal gas department engaged in the distribution of gas within the Commonwealth of Massachusetts".

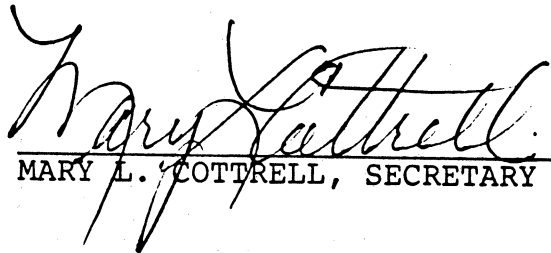
In the past several years changes have occurred in the gas industry and the manner in which the gas industry is regulated at the federal level. See, e.g., Gas Transportation, D.P.U. 85-178 (1987); FERC Order 436. The potential for open access pipeline transportation and possible bypass of the local distribution network means that consumers or other entities may construct and/or operate gas storage, transportation and distribution systems. Accordingly, the Department believes that it may be appropriate to clarify the existing regulations to ensure that the existing regulations apply to anyone engaged in

the construction, transportation or distribution of gas.

The Department, therefore, proposes to amend 220 CMR 100, by deleting the present provisions and replacing it with those contained in Appendix A, attached.

A public hearing on the proposal will be held at the Department's offices, 100 Cambridge Street, Boston, Massachusetts 02202, on Tuesday, September 22, 1987, at 10:00 a.m. Oral comments may be made at that time. The Department will accept written comments, submitted to the Secretary of the Department at the above address through October 5, 1987.

By Order of the Department,


MARY L. COTTRELL, SECRETARY

Appendix A

Proposed Regulations

220 CMR 100.00: MASSACHUSETTS GAS DISTRIBUTION CODE

101.01: Purpose

220 CMR, Parts 101 through 107 are rules and regulations of the Department of Public Utilities that are designed to ensure safe operating practices for persons engaged in the storage, transportation and distribution of gas.

101.02: Applicability

Notwithstanding any language to the contrary, the provisions of Parts 101 through 107 shall apply to any person engaged in the storage, transportation or distribution of gas and, unless the context so requires, shall not be limited to gas corporations, gas companies or municipal gas departments.

S-527

Notice of a public hearing from the DPU to
be held on September 22, 1987 at 10:00 a.m.
at 100 Cambridge St., Boston Re: proposed
regulations pertaining to the storage, trans-
portation & distribution of gas.

In City Council,

September 14, 1987

Placed on File
Copy to the City Manager