

STATE OF NEW YORK  
PUBLIC SERVICE COMMISSION

CASE 13-G-0105 - In the Matter of the Rules and Regulations of the Public Service Commission, Contained in 16 NYCRR - Proposed Amendments to Chapter I, Rules of Procedure, Subchapter A, General, Part 10, Referenced Material to ensure conformance with Title 49, Code of Federal Regulations, Part 195 Transportation of Hazardous Liquids by Pipeline and with Title 49, Code of Federal Regulations, Part 193 Liquefied Natural Gas Facilities.

NOTICE OF PROPOSED CONSENSUS RULEMAKING

(Issued April 30, 2013)

NOTICE is hereby given that the Commission is proposing to amend the rules relating to pipeline facilities contained in 16 NYCRR Chapter I, Rules of Procedure, Subchapter A, General, Part 10, Reference Material. The proposed changes to Part 10 would bring Part 10 up to date with most recent changes to Federal Regulations contained in Title 49, Code of Federal Regulations, Part 195 Transportation of Hazardous Liquids by Pipeline and with Title 49, Code of Federal Regulations, Part 193 Liquefied Natural Gas Facilities by updating the revision dates of the referenced Federal Regulations.

The proposed changes to Part 10 will bring Title 16 NYCRR Part 258, Transportation of Liquid Petroleum, and Part 259, Liquefied Natural Gas, into conformance with Title 49, Code of Federal Regulations, Part 195 Transportation of Hazardous Liquids by Pipeline and with Title 49, Code of Federal Regulations, Part 193 Liquefied Natural Gas Facilities, respectively.

Any person wishing to comment should submit them by e-filing through the Department's Document Matter and Management

System (DMM)<sup>1</sup> or by e-mail to the Secretary at [secretary@dps.ny.gov](mailto:secretary@dps.ny.gov). Those unable to submit electronically may mail or deliver their comments to the Honorable Jeffrey C. Cohen, Acting Secretary, Three Empire State Plaza, Albany, New York 12223-1350, not later than July 1, 2013.

(SIGNED)

JEFFREY C. COHEN  
Acting Secretary

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<sup>1</sup> Why Register with DMM,  
[http://www.dps.ny.gov/DMM\\_Registration.html](http://www.dps.ny.gov/DMM_Registration.html)

How to Register with DMM,  
<http://www.dps.ny.gov/e-file/registration.html>

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PROPOSED RESOLUTION BY THE COMMISSION

Statutory Authority  
Public Service Law, Sections 63-ff and 66

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At a Session of the Public Service Commission held in the City of \_\_\_\_\_ on \_\_\_\_\_, the Commission, by vote of its members present

RESOLVED:

1. That the provisions of Section 202(1) of the State Administrative Procedure Act and Section 101-a (2) of the Executive Law having been complied with, Title 16 of the Official Compilation of Codes, Rules and Regulations of the State of New York is amended, effective upon publication of a Notice of Adoption in the State Register, by revising Chapter I, Rules of Procedure, Subchapter A, General, Part 10, Referenced Material, Section 10.2 to read as follows (underscoring indicates new material, brackets indicate deletions):

SUBCHAPTER A, General

PART 10  
REFERENCED MATERIAL

§10.2 Federal Regulations.

(5) 49 CFR part 193, Liquefied Natural Gas Facilities: Federal Safety Standards (Revised as of October 1, 20[04]12).

(6) 49 CFR part 195, Transportation of Hazardous Liquids by Pipeline (Revised as of October 1, 20[06]12).