



**OFFICE OF THE STATE FIRE MARSHAL
Pipeline Safety Advisory Committee (PSAC)
Meeting Minutes**

Tuesday, October 13, 2020
01:00 pm to 4:00 pm (Pacific Standard Time)
Pipeline Safety Division
3780 Kilroy Airport Way #500, Long Beach, CA 90806

PLEASE NOTE: IN LIGHT OF THE UNPRECEDENTED CORONAVIRUS EMERGENCY AND THE GOVERNOR'S EXECUTIVE ORDERS N-25-20, N-29-20, AND N-33-20, THE COMMITTEE MODIFIED ITS NORMAL MEETING PROCEDURES. THIS MEETING WAS HELD VIA TELECONFERENCE TO COMPLY WITH SOCIAL DISTANCING REQUIREMENTS.

MEMBERS PRESENT

Jim Hosler, OSFM - Pipeline Safety Division (Chairperson)
Alan Elliott, Shell Pipeline Company
Ron Morones, Kinder Morgan Energy Partners
Robert Distaso, Orange County Fire Authority
Errin Briggs, County of Santa Barbara
Kevin Lynn, Public Member
Jeff Carmen, Public Member

MEMBERS NOT PRESENT

Ed Hadfield, Rincon Fire Department

OSFM STAFF

Kevin Chan, Special Assistant to the State Fire Marshal, OSFM
Jim Clemson, OSFM - Pipeline Safety Division
Julie Renteria, OSFM – Pipeline Safety Division

PUBLIC ATTENDEES

None

I. CALL TO ORDER AND INTRODUCTION

Committee Chair Jim Hosler called the meeting to order at 01:10 P.M. (PST) and attendees gave self-introductions. Roll call was taken, and it was determined that the meeting had quorum at 01:11 P.M.(PST).

II. APPROVAL OF MINUTES

The November 6, 2019 PSAC meeting minutes were reviewed. Member Allan Elliott made a motion to approve the minutes as written and Member Jeff Carman seconded the motion. The Committee took a vote and the meeting minutes were approved at 01:14 P.M.(PST). The approved minutes will be posted on the CAL FIRE-Office of the State Fire Marshal (OSFM) website at the following link: <https://osfm.fire.ca.gov/boards-committees/pipeline-safety-advisory-committee/>

III. PIPELINE SAFETY DIVISION UPDATE

Committee Chair Jim Hosler informed the Committee the Pipeline Safety Division (PSD) is on track to meeting Federally required inspection days. The PSD has completed almost 1100 inspection-days in the field. The Division has adapted the program to social distancing requirements under COVID-19 restrictions.

PSD has been able to take advantage of new remote training opportunities to ensure that state pipeline safety engineers are trained to federal standards. PSD staff are 85-90% trained to these standards. Operators have stated that PSD inspectors are thorough and professional.

Division was almost fully staffed, and that the division is in the process of hiring 4 new Pipeline Safety Engineers. Interviews will start the week of October 19th.

OSFM anticipates that the fees paid by pipeline operators in California will need to be increased. These fees were last increased in 2008 and all revenues were deposited into the California Hazardous Liquid Pipeline Safety Fund (CHLPS). The CHLPS since then run a positive balance which has been reduced in recent years following additional costs from recent OSFM hires. Therefore, OSFM is in the initial stages of determining how much of a fee increase is needed to fund the program.

In May 2019, OSFM moved the division into its new office at the Kilroy Airport Center, in Long Beach. The move is complete but OSFM is monitoring division needs and will reassess if telework allows the division to reassess its office space needs.

Currently for 2020, OSFM has issued 67 corrective actions:

10 were notices of amendments, which require an operator to modify their policies or procedures.

22 were warning letters, which outlined a problem that could cause a potential issue and need to be corrected.

27 letters of concern which highlight potential problems for the operator to correct.

8 notices of probable violations – violations of state or federal law. A total of \$41,750 in penalties have been issued.

IV. New Members

Errin Briggs' term has expired and wishes to request reappointment by the State Fire Marshal.

The terms of Allan Elliot and Robert Distaso expire in December 2020. Allan Elliott informed the committee that he will not seek reappointment.

Vacancies will be filled by nomination to the State Fire Marshal. Nomination information can be obtained by emailing OSFM at pipelinenotification@fire.ca.gov. The Pipeline Safety Division will be requesting nominations for members to represent Pipeline Operators and a Local Agency.

V. UPDATE ON THE PROPOSED RULEMAKING FOR ASSEMBLY BILL 864 (WILLIAMS, CHAPTER 592, STATUTES OF 2015) REQUIRING THE BEST AVAILABLE TECHNOLOGY ON PIPELINES NEAR ENVIRONMENTALLY AND ECOLOGICALLY SENSITIVE AREAS

Coastal Best Available Technology Regulations (CBAT) as required under AB 864 went into effect on October 1st, 2020. Regulation text was sent to all jurisdictional pipeline operators on September 28th.

Highlighted due dates include:

1. October 1, 2020 Effective date of regulation
2. May 1, 2021 Due date for Section 2103 Exemption
3. May 1, 2021 Due date for Section 2104 Deferral
4. October 1, 2021 Due date for implementation plan and risk analysis submittal
5. December 1, 2021 Due date for detailed supplemental implementation plan
6. April 1, 2023 Due date for operators to complete retrofit of existing pipeline

Full text of regulations and rulemaking documents can be found at the link below.

<https://osfm.fire.ca.gov/divisions/code-development-and-analysis/title-19-development/#panel-fbdbb765-8d9b-42c0-a798-c2b104c3de9c>

VI. PIPELINE SAFETY FEE INCREASE

OSFM anticipates that the fee increase will be effective July 1, 2021. Currently OSFM is analyzing program fees and revenues and therefore, the new fee structure is unknown. The fees were last increased in 2008 but costs have increased significantly since then. OSFM will present any fee increase to the PSAC as well as conduct public comments as part of the rule making process.

VII. OPPORTUNITY FOR MEMBERS OF THE PSAC TO COMMENT ON MATTERS OF INTEREST

No questions or comments were brought up by members or attendees.

VIII. NEXT MEETING AND LOCATION

The next Pipeline Safety Advisory Committee was not scheduled. OSFM Associate Governmental Program Analyst Jim Clemson will send out a notice to the PSAC members with details.

IX. ADJOURNMENT

Member Robert Distaso motioned to adjourn at 1:45 pm (PST) and Member Errin Briggs seconded the motion. The meeting was adjourned at 1:46 pm (PST).

END OF MINUTES