



Public Service Commission

State of North Dakota

COMMISSIONERS

Julie Fedorchak
Randy Christmann
Brian P. Kalk

Executive Secretary
Darrell Nitschke

600 East Boulevard, Dept. 408
Bismarck, North Dakota 58505-0480
Web: www.psc.nd.gov
E-mail: ndpsc@nd.gov
Phone: 701-328-2400
ND Toll Free: 1-877-245-6685
Fax: 701-328-2410
TDD: 800-366-6888 or 711

May 15, 2015

Mr. Zach Barrett
Director, State Programs
Pipeline and Hazardous Materials Safety Administration
3700 S MacArthur Blvd, Suite B
Oklahoma City, OK 73179-7612

Dear Mr. Barrett:

This is in response to Mr. Jeffrey D. Wiese's April 24, 2015 letter to Commissioner Julie Fedorchak requesting affirmations from the State for participating in a pipeline safety program with PHMSA.

- 1) The North Dakota Public Service Commission affirms that it has regulatory jurisdiction, under North Dakota Century Code section 49-02-01.2, over the safety standards and practices of all intrastate pipeline transportation of gas, liquefied natural gas, and hazardous liquids.
- 2) The North Dakota Public Service Commission affirms that it has adopted each Federal safety standard under 49 CFR Parts 190, 191, 192, 195, and 199 in effect as of November 6, 2014.
- 3) The North Dakota Public Service Commission affirms that it is taking steps to adopt into State law each Federal safety standard that becomes effective after November 6, 2014 that is applicable to intrastate transportation of natural and other gas pipeline facilities under the State's safety jurisdiction.

Sincerely,

Patrick Fahn, Director
Compliance & Competitive Markets Division