

Rules & Regulations

PHMSA Rulemaking Implementation Process



New Rule Implementation

Statutory Authority/Laws



Regulations



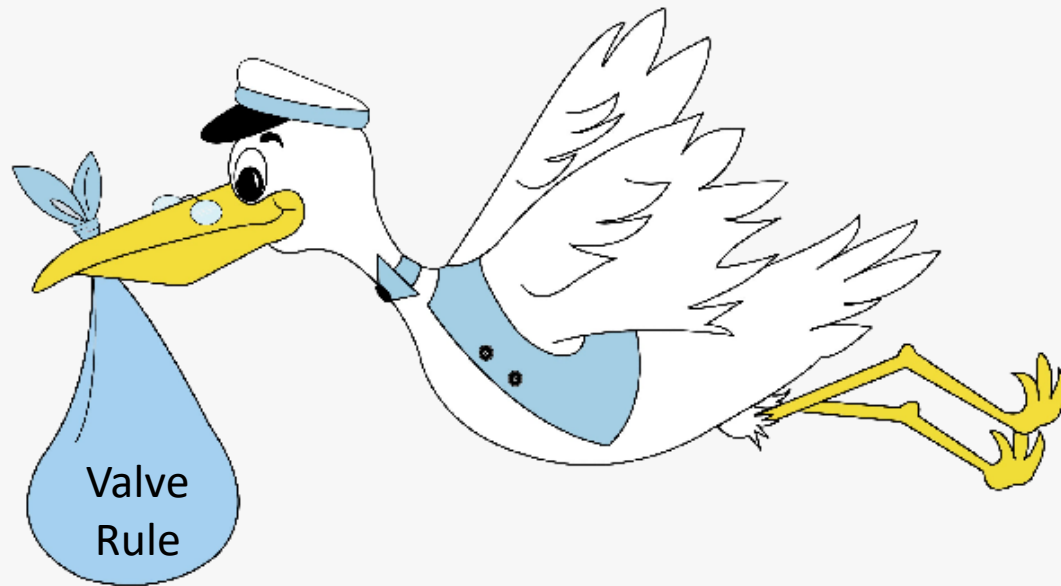
Guidance/Internal Training



Inspection/Compliance



New Rule Implementation



Where Baby Regulations Come From...



New Rule Implementation

PHMSA's ability to create a new regulation comes from Congress

- Statutory Authority over a broad topic “Pipeline Safety”
- Specific Direction to implement a rule on XX



Congress may direct PHMSA to regulate an issue

OR

Congress may create a “self-executing” mandate



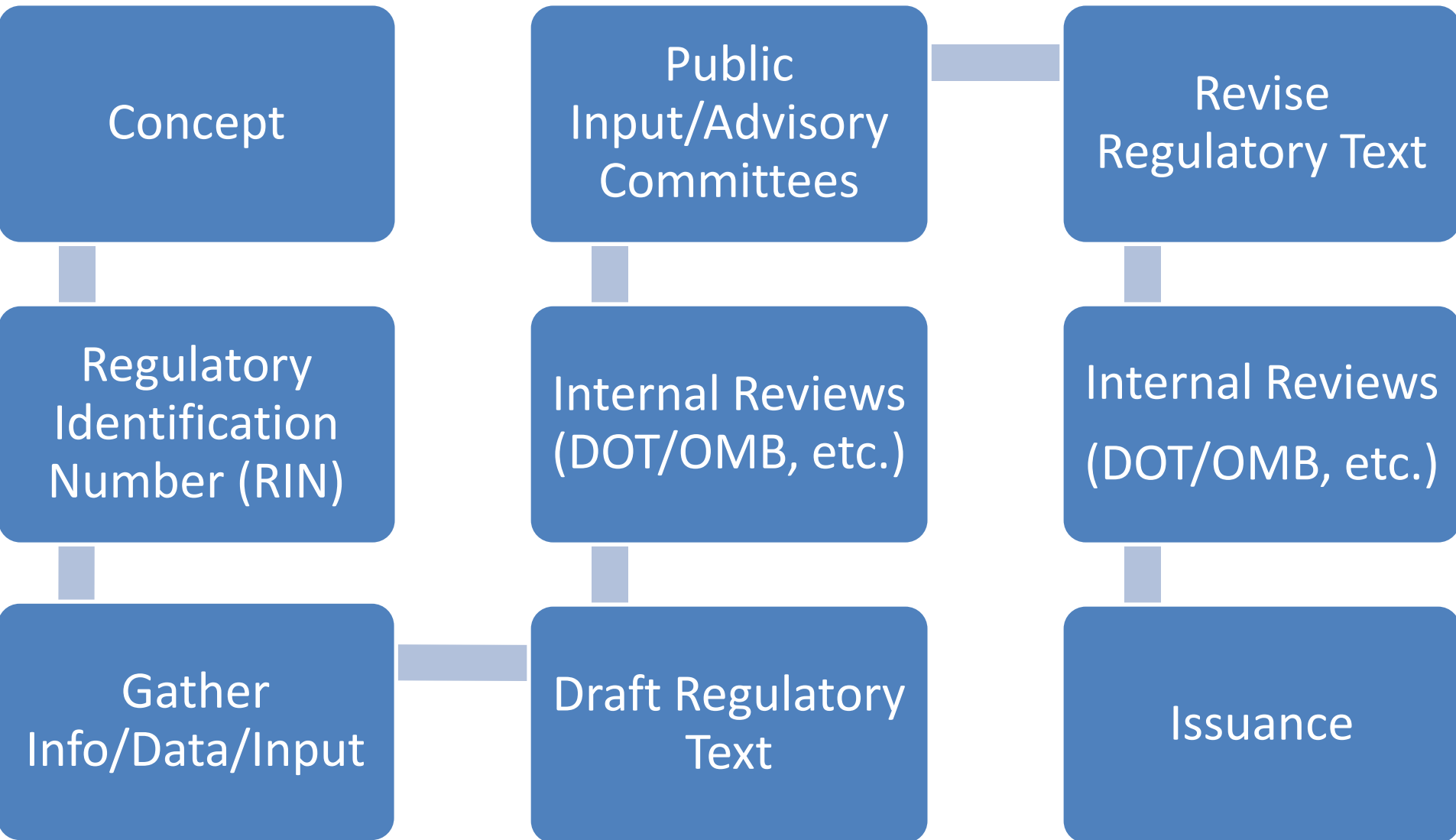
New Rule Implementation

PHMSA may initiate a new rulemaking based on:

- A Congressional directive
- To codify a self-executing Congressional mandate
- Broad safety authority to address a safety issue, update regulations, incorporate new technology or understanding, etc.
- A petition for rulemaking
- A recommendation from NTSB, NAPSR, GAO, OIG, etc.



New Rule Implementation



New Rule Implementation



Guidance/FAQs



New Rule Implementation

For Significant New Rulemaking, PHMSA creates an
Implementation Team of Federal/State inspectors

The Implementation Team:

- Receives specialized training on the rule.
- Helps create guidance and FAQs.
- Outreach to industry via trade association meetings/conferences.
- Develops inspection protocols for Fed/State use.
- Conducts initial compliance inspections.
- Adjusts inspection protocols based on lessons learned/input.
- Trains Fed/State inspectors.
- Weighs in on proposed enforcement.
- Hands off to Regions/States for routine, long term inspections.



New Rule Implementation

All rule implementation teams are managed by a new Field Operations Division led by Rod Seeley

Current members of the team are:

- Chris McLaren
- Todd Delvecchio
- Other members are being recruited.



New Rule Implementation

New Regulation Issued

Implementation Team Created & Trained

Inspection Protocols & Guidance/FAQs
Developed

Team Inspections => Adjust Protocols/Guidance

Hand off to Regions



New Rule Implementation

Linda's recommendation:

If you are asked if you want to volunteer for a new rule implementation inspection – SAY YES!

Rod's request:

If you have thoughts/input on a new rule implementation, please reach out to Rod through your trade association, or other affiliation group, if possible. Aggregated comments/input are more actionable.



Thank You!



HAPPY

Holidays