
TITLE 312 NATURAL RESOURCES COMMISSION

Emergency Rule
LSA Document #11-443(E)

DIGEST

Temporarily adds noncode provisions to govern the regulation of carbon dioxide transmission pipelines under P.L.150-2011 (SEA 251-2011). Effective August 15, 2011.

SECTION 1. This document assists in implementation of [IC 14-39](#).

SECTION 2. In addition to the definitions contained in [IC 14-8](#), [IC 14-39](#), and [312 IAC 1](#), the following definitions apply to this document:

- (1) "Certificate of authority" means a certificate of authority, under [IC 14-39](#), to operate a carbon dioxide transmission pipeline in Indiana.
- (2) "Division" refers to the division of oil and gas established under [IC 14-9-4-1](#)(15).
- (3) "Division director" refers to the director of the division.

SECTION 3. The division shall:

- (1) Develop forms reasonably required for use by a carbon dioxide transmission pipeline company in applying for a certificate of authority.
- (2) Ensure an application for a certificate of authority satisfies the requirements of [IC 14-39-1-4](#).
- (3) Exercise necessary caution to avoid public disclosure of trade secrets or confidential and proprietary information designated under [IC 14-39-1-5](#)(a).
- (4) Ensure public notice and public participation requirements of [IC 14-39](#) are met with respect to any application for a certificate of authority, including the conduct of a public information meeting under [IC 14-39-1-4](#)(d).
- (5) Ensure that not later than ninety (90) days after the completion of a public information meeting held under [IC 14-39-1-4](#)(d), the department shall notify the applicant in writing of an agency action under [IC 14-39-1-4](#)(e).

SECTION 4. Subject to [IC 14-10-2-3](#), the division director shall issue any order appropriate to the department's implementation of [IC 14-39](#) and this document.

SECTION 5. This document takes effect August 15, 2011.

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Filed with Publisher: August 2, 2011, 11:47 a.m.

Posted: 08/10/2011 by Legislative Services Agency

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