

**AMENDMENT TO THE AMENDMENT IN THE  
NATURE OF A SUBSTITUTE TO H.R. 6494  
OFFERED BY M . \_\_\_\_\_**

At the end of the bill, add the following:

**1 SEC. 60102. PURPOSE AND GENERAL AUTHORITY.**

2 (a) WORKER AND PUBLIC SAFETY.—Section 60102  
3 of title 49, United States Code, is amended by adding at  
4 the end the following:

5 “(u) WORKER AND PUBLIC SAFETY.—

6 “(1) IN GENERAL.—The Secretary shall estab-  
7 lish zones, referred to in this section as a ‘Worker  
8 and Public Safety Zones’, at the location of any  
9 pipeline construction or pipeline repair operation for  
10 the purpose of providing notice of the distance the  
11 general public shall maintain from pipeline workers  
12 and the activities of such workers.

13 “(2) REQUIREMENTS.—In establishing Worker  
14 and Public Safety Zones described in paragraph (1),  
15 the Secretary shall—

16 “(A) establish such Zones around any  
17 pipeline construction and pipeline repair oper-  
18 ations that exists during pipeline construction  
19 or repairs and within which only owner-operator

1 authorized personnel, including contractors and  
2 subcontractors, shall be permitted;

3 “(B) ensure that such Zones—

4 “(i) exist at all times during pipeline  
5 construction or pipeline repairs;

6 “(ii) do not exist after pipeline con-  
7 struction or pipeline repairs are completed;

8 “(iii) do not apply to local distribution  
9 systems and intrastate transmission pipe-  
10 lines; and

11 “(iv) post a notice that includes the  
12 safety purpose of such a Zone at the loca-  
13 tion of pipeline construction and repairs;  
14 and

15 “(C) establish a reasonable standard of  
16 safe distance from pipeline construction and re-  
17 pairs workers and the activities of such workers  
18 for the notice under subparagraph (B)(iv).

19 “(3) CIVIL PENALTY.—

20 “(A) IN GENERAL.—Any unauthorized in-  
21 dividual entering a Worker and Public Safety  
22 Zone established pursuant to this subsection  
23 shall be liable to the United States for a civil  
24 penalty for each violation.

1           “(B) AMOUNT.—The Secretary shall deter-  
2           mine the amount of such penalty using the con-  
3           siderations under section 60122(b).

4           “(4) RULE OF CONSTRUCTION.—Nothing in  
5           this subsection shall be construed to amend, alter or  
6           effect—

7                       “(A) the authorities of the Secretary under  
8                       this chapter or parts 192 or 195 of title 49,  
9                       Code of Federal Regulations; or

10                      “(B) a landowner’s rights.”.

11           (b) REGULATION REQUIRED.—Not later than 1 year  
12           after the date of enactment of this Act, the Secretary of  
13           Transportation shall issue a final rule establishing a pro-  
14           cedure and requirements for carrying out section  
15           60102(u) of title 49, United States Code.

