

**BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF SOUTH DAKOTA**

**IN THE MATTER OF THE ADOPTION OF)
RULES REGARDING PIPELINE SAFETY)
)**

**ORDER APPROVING
COMMENT PERIOD
RM09-001**

On March 9, 2009, the Commission received a request to open a rulemaking docket and receive public comment from Commission Pipeline Safety Staff. Staff requested that the Commission allow a 30 day formal comment period for operators and a 10 day staff reply opportunity prior to the scheduling of a hearing mid-summer 2009.

The Commission finds that it has jurisdiction over this matter pursuant to SDCL 49-34B-19.

At its duly noticed March 24, 2009 meeting, the Commission considered whether to approve a 30 day formal comment period for operators and a 10 day staff reply opportunity prior to the scheduling of a hearing mid-summer 2009. The Commission voted unanimously to approve a 30 day formal comment period for operators and a 10 day staff reply opportunity prior to the scheduling of a hearing mid-summer 2009. It is therefore

ORDERED, that a 30 day formal comment period for operators and a 10 day staff reply opportunity prior to the scheduling of a hearing mid-summer 2009 is hereby approved. The 30 day formal comment period shall begin to run from the date this Order is received by the operators and the 10 day staff reply opportunity will begin to run from the date comments are received by staff.

Dated at Pierre, South Dakota, this 31st day March, 2009.

CERTIFICATE OF SERVICE
The undersigned hereby certifies that this document has been served today upon all parties of record in this docket, as listed on the docket service list, electronically.
By: <u> Arlene Kelbo </u>
Date: <u> 4/1/09 </u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

 Dustin M. Johnson
DUSTIN M. JOHNSON, Chairman

 Steve Kolbeck
STEVE KOLBECK, Commissioner

 Gary Hanson
GARY HANSON, Commissioner