



U.S. Department  
of Transportation

**Pipeline and  
Hazardous Materials Safety  
Administration**

233 Peachtree Street Ste. 600  
Atlanta, GA 30303

## NOTICE OF AMENDMENT

### CERTIFIED MAIL - RETURN RECEIPT REQUESTED

October 13, 2015

Mr. Richard Keyser  
Sr. Vice President Operations  
Texas Gas Transmission, LLC  
Boardwalk Pipeline Partners, LP  
9 Greenway Plaza, Suite 2800  
Houston, TX 77046

**CPF 2-2015-1006M**

Dear Mr. Keyser:

On July 28-29, 2015, representatives of the Pipeline and Hazardous Materials Safety Administration (PHMSA), Office of Pipeline Safety (OPS), Southern Region inspected the Texas Gas Transmission, LLC (TGT) Operator Qualification program at your office in Owensboro, Kentucky, pursuant to Chapter 601 of 49 United States Code. TGT is a subsidiary of Boardwalk Pipeline Partners, LP (BWP).

On the basis of the inspection, PHMSA has identified apparent inadequacies within the TGT written Operator Qualification Plan as described below:

1. **§192.805 Qualification program.**

**Each operator shall have and follow a written qualification program. The program shall include provisions to:**

**... (c) Allow individuals that are not qualified pursuant to this subpart to perform a covered task if directed and observed by an individual that is qualified;**

TGT's written qualification program was inadequate because it contained span of control limits of 1:3 for some covered tasks that only 1 non-qualified individual could perform while under the direction and observation of a qualified individual.

As an example, the written program lists the following tasks with a span of control limit of 1:3.

- Task 408OP Inspect Cathodic Protection Rectifier
- Task 409OP Inspect Interference Bonds
- Task 419OP Cathodic Protection Potential Measurement

Tasks 408OP, 409OP and 419OP all require an individual to measure voltage and/or current using an electrical meter. It is not reasonable that three individuals could be doing any of these tasks at the same time while one qualified individual is directing and observing them in a manner that would allow the qualified individual to intervene if necessary.

Response to this Notice

This Notice is provided pursuant to 49 U.S.C. § 60108(a) and 49 C.F.R. § 190.237. Enclosed as part of this Notice is a document entitled *Response Options for Pipeline Operators in Compliance Proceedings*. Please refer to this document and note the response options. Be advised that all material you submit in response to this enforcement action is subject to being made publicly available. If you believe that any portion of your responsive material qualifies for confidential treatment under 5 U.S.C. 552(b), along with the complete original document you must provide a second copy of the document with the portions you believe qualify for confidential treatment redacted and an explanation of why you believe the redacted information qualifies for confidential treatment under 5 U.S.C. 552(b). If you do not respond within 30 days of receipt of this Notice, this constitutes a waiver of your right to contest the allegations in this Notice and authorizes the Associate Administrator for Pipeline Safety to find facts as alleged in this Notice without further notice to you and to issue a Final Order.

If, after opportunity for a hearing, your plans or procedures are found inadequate as alleged in this Notice, you may be ordered to amend your plans or procedures to correct the inadequacies (49 C.F.R. § 190.237). If you are not contesting this Notice, we propose that you submit your amended procedures to my office within 30 days of receipt of this Notice. This period may be extended by written request for good cause. Once the inadequacy identified herein has been addressed in your amended procedures, this enforcement action will be closed.

It is requested (not mandated) that Texas Gas Transmission maintain documentation of the safety improvement costs associated with fulfilling this Notice of Amendment (preparation/revision of plans, procedures) and submit the total to the Director, Southern Region – Office of Pipeline Safety, Pipeline and Hazardous Materials Safety Administration. In correspondence concerning this matter, please refer to **CPF 2-2015-1006M** and, for each document you submit, please provide a copy in electronic format whenever possible.

Sincerely,



Lori Hutwagner  
Acting Director, Office of Pipeline Safety  
PHMSA Southern Region

Enclosure: *Response Options for Pipeline Operators in Compliance Proceedings*