

## **NOTICE OF AMENDMENT**

### **CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

July 22, 2010

Mr. Perry Richards  
Vice President  
Questar Gas Management  
1050 17<sup>th</sup> Street  
Denver, CO 80265

**CPF 5-2010-5018M**

Dear Mr. Richards:

From March 29 to April 2, 2010, a representative of the Pipeline and Hazardous Materials Safety Administration (PHMSA), pursuant to Chapter 601 of 49 United States Code, inspected Questar Gas Management's (Questar) procedures for operations and maintenance near Granger, Wyoming.

On the basis of the inspection, PHMSA identified the following inadequacies found within Questar's Operation and Maintenance (O&M) procedures, as described below:

**1. §195.440 Public Awareness.**

**(d) The operator's program must specifically include provisions to educate the public, appropriate government organizations, and persons engaged in excavation related activities on:**

**(2) Possible hazards associated with unintended releases from a hazardous liquid or carbon dioxide pipeline facility;**

Under 49 C.F.R §195.440, an operator must develop and implement a written continuing public education program that includes the requirements of §195.440(d) (2). Questar's O&M Procedure Manual did not include an adequate provision to educate the public, appropriate government organizations, and other people engaged in excavation on the possible hazards associated with unintended releases from a hazardous liquid pipeline facility. At the time of the inspection, Questar's O&M Procedure Manual only recited the verbatim language from the Public Awareness regulation, 49 C.F.R Part §195.440. Questar's O&M Procedure Manual is inadequate because they did not clearly describe how their personnel will implement the requirement of section §195.440(d) (2) of Subpart M.

**2. §195.440 Public Awareness.**

**(d) The operator's program must specifically include provisions to educate the public, appropriate government organizations, and persons engaged in excavation related activities on:**

**(4) Steps that should be taken for public safety in the event of a hazardous liquid or carbon dioxide pipeline release; and**

Under 49 C.F.R §195.440, an operator must develop and implement a written continuing public education program that includes the requirements of §195.440(d) (4). Questar's O&M Procedure Manual did not include a provision to educate the public, appropriate government organizations, and other people engaged in excavation to the steps that should be taken for public safety in the event of a hazardous liquid release. At the time of the inspection, Questar's O&M Procedure Manual only recited the verbatim language from the Public Awareness regulation, 49 C.F.R Part §195.440. Questar's O&M Procedure Manual is inadequate because they did not clearly describe how their personnel will implement the requirement of section §195.440(d) (4) of Subpart M.

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 inadequacies identified herein have been addressed in your amended procedures, this enforcement action will be closed.

In correspondence concerning this matter, please refer to **CPF 5-2010-5018M** and, for each document you submit, please provide a copy in electronic format whenever possible.

Sincerely,

Chris Hoidal  
Director, Western Region  
Pipeline and Hazardous Materials Safety Administration

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

cc: PHP-60 Compliance Registry  
PHP-500 J. Kenerson (#129704)