



U.S. Department
of Transportation
**Research and
Special Programs
Administration**

400 Seventh Street, S.W.
Washington, D.C. 20590

DEC 31 2002

Mr. Myron B. Hoover
General Manager
Jayhawk Pipeline, L.L.C.
1391 Iron Horse Road
P.O. Box 1404
McPherson, KS 67460

Re: CPF No. 3-2002-5009M

Dear Mr. Hoover:

Enclosed is the Order Directing Amendment issued by the Associate Administrator for Pipeline Safety in the above-referenced case. It makes a finding of inadequate procedures and requires that you amend your integrity management program procedures. When the terms of the Order are completed, as determined by the Director, Central Region, OPS, this enforcement action will be closed. Your receipt of the Order Directing Amendment constitutes service of that document under 49 C.F.R. § 190.5.

Sincerely,

for Gwendolyn M. Hill
Pipeline Compliance Registry
Office of Pipeline Safety

Enclosure

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

DEPARTMENT OF TRANSPORTATION
RESEARCH AND SPECIAL PROGRAMS ADMINISTRATION
OFFICE OF PIPELINE SAFETY
WASHINGTON, DC 20590

In the Matter of)	
)	
Jayhawk Pipeline, L.L.C.,)	CPF No. 3-2002-5009M
)	
Respondent.)	
)	

ORDER DIRECTING AMENDMENT

On January 23-24, 2002, pursuant to 49 U.S.C. § 60117, representatives of the Central and Eastern Regions, Office of Pipeline Safety (OPS), inspected Jayhawk Pipeline L.L.C.'s (Respondent's) integrity management program at Respondent's facility in McPherson, Kansas. As a result of the inspection, the Central Regional Director, OPS, issued to Respondent, by letter dated May 22, 2002, a Notice of Amendment (NOA). The NOA alleged inadequacies in Respondent's integrity management program and proposed to require amendment of Respondent's procedures to comply with the requirements of 49 C.F.R. § 195.452(b).

Respondent responded to the NOA by letter dated June 11, 2002. Respondent did not contest the NOA and did not request a hearing, consequently Respondent waived its right to one. However, Respondent submitted amended integrity management program procedures to address the inadequacies cited in the NOA. The Central Region reviewed the amended procedures. In its Response letter, Respondent explained in detail the process it now uses to identify pipeline segments that could affect high consequence areas. However, the revised procedures Respondent submitted are summary in nature and do not adequately delineate this detailed process. Respondent's procedures need to fully incorporate the detailed models described in the Response letter.

Accordingly, I find that Respondent's integrity management program procedures are inadequate to ensure safe operation of its pipeline system. Pursuant to 49 U.S.C. § 60108(a) and 49 C.F.R. § 190.237, Respondent is ordered to make the following changes to its integrity management program procedures:

1. Amend its procedures to provide adequate technical justification for determining the extent of the buffer zone used to identify pipeline segments that could affect high consequence areas by including a systematic, technically sound land flow analysis incorporating factors, such as topological gradients, that could stretch the spill pool footprint beyond that associated with uniform distribution.

2. Amend its procedures to provide adequate technical justification for determining the extent of the buffer zone used to identify pipeline segments that could affect high consequence areas to account for longer range paths, such as minor streams and waterways, that can transport releases of commodity to a high consequence area.
3. Submit the amended procedures within 30 days following receipt of this Order Directing Amendment. Submit all procedures and technical justifications demonstrating compliance with this Order to the Director, Central Region, Office of Pipeline Safety, 901 Locust Street, Suite 462, Kansas City, MO 64106-2641.

The Director, Central Region, OPS, may grant an extension of time to comply with any of the required items upon a request by the Respondent demonstrating good cause for an extension.

Failure to comply with this Order Directing Amendment may result in the assessment of civil penalties of up to \$25,000 per violation per day, or in the referral of the case for judicial enforcement. The terms and conditions of this Order are effective upon receipt.



Stacey Gerard

49 Associate Administrator
for Pipeline Safety

DEC 31 2002

Date Issued