

August 8, 2019

Mr. Robert Rose  
President  
Idaho Pipeline Corporation  
P.O. Box 15653  
Boise, Idaho 83715

**Re: CPF No. 5-2018-6016M**

Dear Mr. Rose:

Enclosed please find the Order Directing Amendment issued in the above-referenced case. It makes findings of inadequate procedures and requires that Idaho Pipeline Corporation amend certain operations, maintenance, and emergencies procedures. When the amendment of procedures is completed, as determined by the Director, Western Region, this enforcement action will be closed. Service of the Order Directing Amendment by certified mail is effective upon the date of mailing, as provided under 49 C.F.R. § 190.5.

Thank you for your cooperation in this matter.

Sincerely,

Alan K. Mayberry  
Associate Administrator  
for Pipeline Safety

Enclosure

cc: Mr. Dustin Hubbard, Director, Western Office, Office of Pipeline Safety, PHMSA

CERTIFIED MAIL - RETURN RECEIPT REQUESTED



2. Amend its O&M procedures for the inspection of in-service breakout tanks in accordance with 49 C.F.R. § 195.432(a). At a minimum, IDPC's procedures should include all steps, based on its system, which would be followed to perform routine in-service inspections of breakout tanks.
3. Establish adequate written procedures for analyzing the causes of pipeline accidents, in accordance with § 195.402(c)(5).
4. Establish adequate written procedures for establishing and maintaining liaison with fire, police, and other appropriate public officials to learn the responsibility and resources of each government organization that may respond to a hazardous liquid pipeline emergency and acquaint the officials with IDPC's ability in responding to a hazardous liquid pipeline emergency and means of communication, in accordance with § 195.402(c)(12).
5. Amend its O&M procedures for periodically reviewing the work done by its personnel to determine the effectiveness of the procedures used in normal O&M, and take corrective action where deficiencies are found, in accordance with § 195.402(c)(13). Rather than paraphrasing code requirements, IDPC procedures should set forth the steps or processes in which it will achieve compliance specifically for its system. For example, who would perform the review, how often, the method of evaluating the procedure for effectiveness, and documentation of review.
6. Amend its emergency procedures to include steps or a process for receiving, identifying, and classifying notices of events which need immediate response by IDPC or notice to fire, police, or other appropriate public officials and communicating this information to appropriate IDPC personnel for corrective action, in accordance with § 195.402(e)(1).
7. Amend its emergency procedures to include steps or a process for prompt and effective response to a notice of each type of emergency, including fire or explosion occurring near or directly involving a pipeline facility, accidental release of hazardous liquid from a pipeline facility, operation failure causing a hazardous condition, and natural disaster affecting pipeline facilities, in accordance with § 195.402(e)(2).
8. Establish adequate written emergency procedures for having personnel, equipment, instruments, tools and material available, as needed, at the scene of an emergency, in accordance with § 195.402(e)(3).
9. Establish adequate written emergency procedures for the process of taking necessary action, such as emergency shutdown or pressure reduction, to minimize the volume of hazardous liquid that is released from any section of IDPC's pipeline in the event of a failure, in accordance with § 195.402(e)(4).

10. Establish adequate written emergency procedures on controlling the release of hazardous liquid at an accident scene to minimize the hazards, including possible intentional ignition in the cases of flammable highly volatile liquid, in accordance § 195.402(e)(5).
11. Establish adequate written emergency procedures on how to minimize the public exposure to injury and probability of accidental ignition, in accordance with § 195.402(e)(6).
12. Amend its emergency procedures to include steps or a process for notifying fire, police, and other appropriate public officials of hazardous liquid pipeline emergencies, and coordinating with them preplanned and actual responses during an emergency, including additional precautions necessary for an emergency involving a pipeline system transporting a highly volatile liquid, in accordance with § 195.402(e)(7).
13. Amend its emergency procedures to include steps or a process for providing a post-accident review of employee activities to determine whether the procedures were effective in each emergency and taking corrective action where deficiencies are found, in accordance with § 195.402(e)(9).
14. Amend its O&M procedures to include steps or a process for enabling personnel who perform operation and maintenance activities to recognize conditions that potentially may be safety-related conditions that are subject to the reporting requirements of § 195.55, in accordance with § 195.402(f).
15. Amend its emergency response training procedures to include steps or a process for how IDPC will conduct a training program to instruct emergency response personnel, in accordance with § 195.403(a)(1)-(5).
16. Amend its emergency response training procedures to include steps or a process on how IDPC will make appropriate changes to the emergency response training program, as necessary, to ensure that the training is effective, in accordance with § 195.403(b)(2).
17. Amend its emergency response procedures to include an explanation of how IDPC will require and verify that its supervisors maintain a thorough knowledge of the emergency response procedures for which they are responsible to ensure compliance, in accordance with § 195.403(c).
18. Amend its O&M procedures for operating, maintaining, and repairing the pipeline in accordance with § 195.402(c)(3). In particular, IDPC must establish adequate written procedures regarding protection against ignitions for above-ground breakout tanks required by § 195.405(a) and API RP 2003, which is incorporated by reference. In the alternative, IDPC must establish adequate written procedures

that explain why compliance with all or certain provisions of API RP 2003 is not necessary for the safety of a particular breakout tank.

19. Establish adequate written procedures for operating, maintaining, and repairing the pipeline in accordance with § 195.402(c)(3). Specifically, IDPC must establish written procedures regarding the review and consideration of potentially hazardous conditions, safety practices, and procedures for above ground breakout tanks found in API Pub 2026, pursuant to § 195.405(b).
20. Amend its written damage prevention program procedures in accordance with § 195.442(a). Specifically, IDPC must clearly define its Damage Prevention Program, and address the regulatory requirements listed in § 195.442.
21. Establish an adequate written Operator Qualification (OQ) program to ensure through evaluation that individuals performing covered tasks are qualified, in accordance with § 195.505(b). Specifically, IDPC must establish a process or procedures for establishing evaluation methods for initial and subsequent qualification, and pass/fail criteria for written test and/or performance evaluations.
22. Establish adequate written OQ program procedures that include provisions to allow individuals who are not qualified pursuant to Part 195, Subpart G, to perform a covered task if directed and observed by an individual who is qualified, in accordance with § 195.505(c).
23. Establish adequate written OQ program procedures that include provisions for communicating changes that affect covered tasks to individuals performing those tasks, in accordance with § 195.505(f).
24. Establish adequate written procedures for operating, maintaining, and repairing the pipeline in accordance with § 195.402(c)(3). Specifically, IDPC must amend its corrosion control procedures for maintaining current records or maps as required by § 195.589(a). IDPC must also establish procedures that require current maps/and or records to show the location of cathodically protected pipelines, cathodic protection facilities (including galvanic anodes, installed at January 28, 2002), and neighboring structures bonded to cathodic protection systems.
25. Submit the amended procedures to the Director within 30 days following receipt of this Order.

The Director may grant an extension of time to comply with any of the required items upon a written request timely submitted by the Respondent and demonstrating good cause for an extension.

Failure to comply with this Order may result in administrative assessment of civil penalties not to exceed \$213,268, as adjusted for inflation (49 C.F.R. § 190.223), for each violation for each

day the violation continues or in referral to the Attorney General for appropriate relief in a district court of the United States.

Under 49 C.F.R. § 190.243, Respondent has a right to submit a Petition for Reconsideration of this Final Order. The petition must be sent to: Associate Administrator, Office of Pipeline Safety, PHMSA, 1200 New Jersey Avenue, SE, East Building, 2<sup>nd</sup> Floor, Washington, DC 20590, with a copy sent to the Office of Chief Counsel, PHMSA, at the same address. PHMSA will accept petitions received no later than 20 days after receipt of service of this Final Order by the Respondent, provided they contain a brief statement of the issue(s) and meet all other requirements of 49 C.F.R. § 190.243. The filing of a petition automatically stays the payment of any civil penalty assessed. Unless the Associate Administrator, upon request, grants a stay, all other terms and conditions of this Final Order are effective upon service in accordance with 49 C.F.R. § 190.5.

August 8, 2019

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Alan K. Mayberry  
Associate Administrator  
for Pipeline Safety

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Date Issued