



U.S. Department
of Transportation

**Pipeline and
Hazardous Materials Safety
Administration**

SENT TO COMPLIANCE REGISTRY

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12300 W. Dakota Ave., Suite 110
Lakewood, CO 80228

**NOTICE OF PROBABLE VIOLATION
and
PROPOSED COMPLIANCE ORDER**

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

March 14, 2008

Mr. Robert Rose
Idaho Pipeline Corporation
P.O. Box 35236
Sarasota, FL 34232

CPF 5-2008-5006

Dear Mr. Rose:

On March 06, 2008, representatives of the Pipeline and Hazardous Materials Safety Administration (PHMSA), pursuant to Chapter 601 of 49 United States Code, inspected your Integrity Management Program (IMP) in Boise, Idaho.

As a result of the inspection, it appears that you have committed probable violations of the Pipeline Safety Regulations, Title 49, Code of Federal Regulations. The items inspected and the probable violation(s) are:

- 1. 116 STAT. 2985 PUBLIC LAW 107-355—DEC. 17, 2002
Public Law 107-355
107th Congress
An Act
SEC. 15. NATIONAL PIPELINE MAPPING SYSTEM.
116 STAT. 3006 PUBLIC LAW 107-355—DEC. 17, 2002
§ 60132. National pipeline mapping system**

(a) INFORMATION TO BE PROVIDED—Not later than 6 months after the date of enactment of this section, the operator of a pipeline facility (except distribution

lines and gathering lines) shall provide to the Secretary of Transportation the following information with respect to the facility:

(1) Geospatial data appropriate for use in the National Pipeline Mapping System or data in a format that can be readily converted to geospatial data.

(2) The name and address of the person with primary operational control to be identified as its operator for purposes of this chapter.

(3) A means for a member of the public to contact the operator for additional information about the pipeline facilities it operates.

(b) UPDATES—A person providing information under sub-section (a) shall provide to the Secretary updates of the information to reflect changes in the pipeline facility owned or operated by the person and as otherwise required by the Secretary.

Idaho Pipeline Corporation (IDPC) had not submitted the geospatial data of their aviation fuel pipelines to the National Pipeline Mapping System (NPMS) by June 17, 2003.

2. **§195.452 Pipeline integrity management in high consequence areas.**

(a) Which pipelines are covered by this section? This section applies to each hazardous liquid pipeline and carbon dioxide pipeline that could affect a high consequence area, including any pipeline located in a high consequence area unless the operator effectively demonstrates by risk assessment that the pipeline could not affect the area. (Appendix C of this part provides guidance on determining if a pipeline could affect a high consequence area.) Covered pipelines are categorized as follows:

(1) Category 1 includes pipelines existing on May 29, 2001, that were owned or operated by an operator who owned or operated a total of 500 or more miles of pipeline subject to this part.

(2) Category 2 includes pipelines existing on May 29, 2001, that were owned or operated by an operator who owned or operated less than 500 miles of pipeline subject to this part.

(3) Category 3 includes pipelines constructed or converted after May 29, 2001.

IDPC neither performed their own study by utilizing their own data to determine could affect segments nor provided any compelling evidence to show that any release of their hazardous liquid pipeline could not affect the High Consequence Areas (HCA).

Proposed Compliance Order

Pursuant to 49 United States Code § 60118, the Pipeline and Hazardous Materials Safety Administration proposes to issue a Compliance Order to Idaho Pipeline Corporation. Please refer to the *Proposed Compliance Order* that is enclosed and made a part of this Notice.

Response to this Notice

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.

In your correspondence on this matter, please refer to **CPF 5-2008-5006** 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

Enclosures: *Proposed Compliance Order*
Response Options for Pipeline Operators in Compliance Proceedings

cc: PHP-60 Compliance Registry
PHP-500 H. Nguyen (#121166)

PROPOSED COMPLIANCE ORDER

Pursuant to 49 United States Code § 60118, the Pipeline and Hazardous Materials Safety Administration (PHMSA) proposes to issue to Idaho Pipeline Corporation (IDPC) a Compliance Order incorporating the following remedial requirements to ensure the compliance of Idaho Pipeline Corporation with the pipeline safety regulations:

1. In regard to Item Number 1 of the Notice pertaining to your pipeline systems, IDPC must:
 - a) Submit the geospatial data of their aviation fuel pipelines to the National Pipeline Mapping System (NPMS).
2. In regard to Item Number 2 of the Notice pertaining to your pipeline systems, IDPC must:
 - a) Initiate a study to determine any could affect segments on their pipeline system by conducting a complete analysis as required by Part 195.452, example: spill volumes must include pump volumes between time of modeled break and operator reaction time to shut down.
3. **Within 60 days of issuance of the Final Order, IDPC must complete the above items, and submit the required documentation and procedures to the Director, Western Region, Pipeline and Hazardous Materials Safety Administration, 12300 West Dakota Avenue, Suite 110, Lakewood, Colorado 80228.**
4. IDPC shall maintain documentation of the safety improvement costs associated with fulfilling this Compliance Order and submit the total to Chris Hoidal, Director, Western Region, Pipeline and Hazardous Materials Safety Administration. Costs shall be reported in two categories: 1) total cost associated with preparation/revision of plans, procedures, studies and analyses, and 2) total cost associated with replacements, additions and other changes to pipeline infrastructure.