

Agreed Order Signed June 12, 2012

City of Alto, Docket No. GUD 9792

At City of Alto, Natural Gas Distribution System (System ID No. 310017), Alto, Cherokee County, Texas.

Rules Violated:

16 TAC §8.210(b)(1): The annual system report filed with the Commission was insufficiently filled out for the detailed information requested.

16 TAC §8.215(d)(1): The malodorant injection report did not comply with all requirements of the rule.

16 TAC §8.225(a): The operator of a natural gas pipeline system with plastic pipe installed did not file the Annual Plastic Pipe Failure Report on Form PS-80 with the Commission by March 15 for pipe failures occurring in the previous calendar year.

16 TAC §8.225(c): The operator of a natural gas pipeline system with plastic pipe installed did not file the Plastic Pipe Inventory on Form PS-81 with the Commission by March 15.

49 CFR §192.805(b): The operator did not ensure that pipeline personnel were qualified to perform covered tasks as required in the written qualification program.

49 CFR §199.113(c): Training under the operator's employee assistance program for supervisory personnel who will determine whether an employee must be tested based on reasonable cause did not include one 60 minute period of training on the specific, contemporaneous physical, behavioral, and performance indicators of probable drug use.

49 CFR §199.241: The operator did not ensure that persons designated to make determinations whether reasonable suspicion exists to require a covered employee to undergo alcohol testing under §199.225(b) did not receive at least 60 minutes of training on the physical, behavioral, speech, and performance indicators of probable alcohol misuse.

Date Violations Began: January 31, 2008

Date of Compliance: August 24, 2009

Penalty Paid: \$3,000.00