



U. S. Department
of Transportation

400 Seventh Street S.W.
Washington DC 20590

06 - 0215

PIPELINE AND HAZARDOUS MATERIALS SAFETY ADMINISTRATION

2006 Hazardous Liquid Certification Document

for

Minnesota Department of Public Safety

Please follow the directions listed below:

1. Review the entire document for completeness.
2. Review and have an authorized signatory sign the following pages:
 1. Page 3, Main Application
 2. Last Page, Attachment 9
3. Mail the entire document, including this cover page to the following:

**Ms. Gwendolyn M. Hill
Pipeline and Hazardous Materials Safety Administration, PHP-50
U.S. Department of Transportation
400 Seventh Street, S.W. Room 2103
Washington, D.C. 20590**

FedSTAR Information

Electronic Submission Date: 2/24/2006 9:54:01 AM



Pipeline and Hazardous Materials Safety Administration
400 Seventh Street S.W.
Washington DC 20590

HAZARDOUS LIQUID PIPELINE SAFETY PROGRAM CERTIFICATION FOR CALENDAR YEAR 2006

This certificate (including attachments) is submitted by the Minnesota Department of Public Safety (the state agency) to the Secretary of Transportation (the Secretary) under Section 60105 of Title 49, United States Code.

Pursuant to Section 60105(a) of this Title, the state agency hereby certifies to the Secretary that:

1. Except as set forth in Attachment 1, under the Constitution and laws of Minnesota it has regulatory jurisdiction over the safety standards and practices of all intrastate pipeline transportation within Minnesota as summarized on Attachment 1.
2. It has adopted, as of the date of this certification, each federal safety standard established under this Title that is applicable to the intrastate pipeline transportation under its jurisdiction as set forth in paragraph 1, or, with respect to each such federal safety standard established within 120 days before the date of the certification, is taking steps pursuant to state law to adopt such standard. (The adoption by a state agency of a safety standard that is additional to or more stringent than the applicable federal standard is compatible with the federal standards [see Section 60102(a)(1) of this Title] does not prohibit that state agency from certifying to the actions described in this paragraph.)
3. It is enforcing each standard referred to in paragraph 2.
4. It is encouraging and promoting programs designed to prevent damage to pipeline facilities as a consequence of demolition, excavation, tunneling, or construction activity.
5. It has authority to require each person who engages in the transportation of Hazardous Liquid or who owns or operates pipeline facilities subject to its jurisdiction as set forth in paragraph 1, to establish and maintain records, to make reports, and to provide information, and that this authority is substantially the same as the authority provided under Section 60117 of this Title.
6. It has authority to require each person who engages in the transportation of Hazardous Liquid or who owns or operates intrastate pipeline transportation facilities, subject to its jurisdiction as set forth in paragraph 1, to file with it for approval a plan for inspection and maintenance substantially as described under Section 60108(a) and (b) of this Title.
7. The laws of Minnesota provide for the enforcement of the safety standards referred to in paragraph 2 by injunctive and monetary sanctions substantially the same as those provided under Sections 60120 and 60122(a)(1) and (b)-(f) of this Title.

R E C E I V E D

JUN 28 2006

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The state agency furthermore agrees to cooperate fully in a system of federal monitoring of the state program to assure the program is being carried out in compliance with this certification. The terms "intrastate pipeline transportation", "pipeline facilities", "transportation of Hazardous Liquid", and "state", are used in certification as defined in this Title. This certification is subject to termination by the Secretary in accordance with Section 60105(f) of this Title if the Secretary Under Section 60105(f), the Secretary, on reasonable notice and after opportunity for hearing, may reject the certification or take such other action as deemed appropriate to achieve adequate enforcement including assertion of federal jurisdiction.

In witness whereof, the hand and seal of the Minnesota Department of Public Safety is hereby affixed on 2/24/06.

Minnesota Department of Public Safety

Signature Chad R. Kenow

Title ADMINISTRATOR

Date 2/24/06

CERTIFICATION/AGREEMENT ATTACHMENTS (HAZARDOUS LIQUID)

OMB Control No. 2137-0584

INSTRUCTIONS:

These attachments request information either for the entire calendar year (CY 2005: January 1 through December 31, 2005) or as of (or on) December 31, 2005. Please report actual as opposed to estimated numbers on the attachments. Be careful to provide complete and accurate information since the OPS Regional Director (or State Liaison) will be validating the attachments during the state's next annual evaluation.

- **Attachment 1: State Jurisdiction and Agent Status Over Hazardous Liquid Facilities.** Requires the state to indicate those pipeline operator types over which the state agency has jurisdiction under existing law. If the state does not have jurisdiction over an operator type, indicate why not in the column designated No, using the one alpha code (A through F) which best describes the reason. (Please note that F has been added for use where the state is currently not an interstate agent.) If the state agency has jurisdiction over an operator type, place an X in the column designated Yes and provide information on the number of operators, the number and percent of operators inspected, the number of inspection units, and the number and percent of inspection units inspected. If the jurisdiction over a type of operator is under a Section 60106 Agreement, indicate X/60106 in the column designated Yes. [If the same operator/inspection unit is visited more than once during the year, count only once under number of operators inspected/number of inspection units inspected on Attachment I. The multiple visits would, however, be reflected under total inspection person-days in Attachment 2.]
- **Attachment 2: Total State Field Inspection Activity.** Requires the state to indicate by operator type the number of inspection person-days spent during CY 2005 on inspections; investigating incidents; design, testing, and construction; and on-site operator training. High impact inspections can be reported under standard inspection activities. Attachment 2 should include drug and alcohol inspections. Counting In Office Inspection Time - An inspector may choose to review pipeline company procedure manuals or records away from the company facility in order to effectively use onsite inspection time. The amount of time spent reviewing procedures and records may be counted as part of the inspection process. It is important that an inspector only record time for activities that normally would be completed as part of an onsite inspection. For example, an inspector may attribute the three hours he or she spent reviewing a pipeline operator's procedure manual and records prior to an on site inspection towards the total inspection time. Each supervisor must carefully review the reported time to ensure the time attributed is consistent with the activity completed and is carefully delineated from normal office duties.
- **Attachment 3: Hazardous Liquid Facility Subject to State Safety Jurisdiction.** Requires the business name and address of each person subject to the pipeline safety jurisdiction of the state agency as of December 31, 2005. Also indicate the operator type (e.g., intrastate transmission) consistent with the listing in Attachment I and include the number of inspection units in each operator's system.
- **Attachment 4: Hazardous Liquid Pipeline Incidents.** Requires a list of incidents investigated by or reported to the state agency that involved personal injury requiring hospitalization, a fatality, property damage exceeding \$50,000, and other incidents otherwise considered significant by the state agency. Please also make an effort to clearly identify the cause of the incident using the one most appropriate alpha code footnoted in the attachment. We summarize this information for Congress by classifying the cause into one of five categories: (A) corrosion; (B) damage by outside forces; (C) construction defect or material failure; (D) other related cause (such as equipment operating malfunction, failure of mechanical joints, operator error, internal combustion) or undetermined cause; or (E) those incidents which were the result of suicide attempts. Please provide a summary or a report of incident investigations.

- **Attachment 5: State Compliance Actions.** Requires a summary of state pipeline inspection and compliance actions. [In the Number of Compliance Actions Taken column, keep in mind one compliance action can cover multiple probable violations. (In prior years, the term enforcement action was used; we are now using the term compliance action.)]

- **Attachment 6: State Record Maintenance and Reporting.** Requires a list of records and reports maintained and required by the state agency.

- **Attachment 7: State Employees Directly Involved in the Hazardous Liquid Pipeline Safety Program.** Asks for a list by name and title of each inspector and supervisor directly involved in the Hazardous Liquid pipeline safety program. Be sure to include the percentage of time each inspector and supervisor has been involved in the Hazardous Liquid pipeline safety program during 2005. If an employee has not been in the Hazardous Liquid pipeline safety program the full year of 2005, please note the number of months working on the program. Indicate a Qualification Category for each of the state's inspectors (see Attachment 7a). The categories are shown in descending order of education and experience. Please enter the number of the highest description applicable to each inspector. For each inspector and supervisor, indicate the month and year he/she last attended required training courses at the Transportation Safety Institute in Oklahoma City. Finally, provide in summary form the number of all staff (inspectors, supervisors, and clerical) working on the Hazardous Liquid pipeline safety program and the person-years devoted to Hazardous Liquid pipeline safety. Person-years should be reported in hundreds (e.g., 3.25).

- **Attachment 8: State Compliance with Federal Requirements.** Requires the state to indicate whether it is in compliance with applicable federal requirements. If a particular requirement is not applicable to the state (e.g., offshore inspections), indicate NA in the column designated Y/N/NA. If a regulation has been adopted, indicate the date adopted (e.g., 05/01/04) in the appropriate column. If the regulation is applicable but has not been adopted, indicate N in the Y/N/NA column and explain why not in the appropriate column (e.g., requires legislative action). [Indicate civil penalty levels in effect in the state as of December 31, 2005. Note that at the end of Attachment 8 we are requesting each state to indicate the frequency its legislature meets in general session. This information will be taken into account when determining if applicable federal regulations have been adopted within 24 months of the effective date or two general sessions of the state legislature.]

- **Attachment 9: Certification Regarding Drug-Free Workplace Requirements.** Requires each state to certify that it will maintain a drug-free workplace as a precondition to receiving a federal grant. The certification requires signature by an authorized official.

DEFINITIONS:

- **Inspection Unit.** An inspection unit is all or part of an operator's pipeline facilities that are under the control of an administrative unit that provides sufficient communication and controls to ensure uniform design, construction, operation, and maintenance procedures for the facilities. (See Glossary of Terms in Guidelines for States Participating in the Pipeline Safety Program for application of the inspection unit concept to transmission and hazardous liquid pipeline systems, distribution systems, liquified natural gas systems, municipality, master meter system, regulated gathering pipeline systems, and propane-air systems/petroleum gas systems.)
- **Inspection Person-Day.** An inspection person-day is all or part of a day spent by a state agency representative including travel in an onsite examination or evaluation of an operator or his system to determine if the operator is in compliance with federal or state pipeline safety regulations, in an onsite investigation of a pipeline incident, or in job-site training of an operator. Time expended on such activities should be reported as one inspection person-day for each day devoted to safety issues, regardless of the number of operators visited during that day.
- **Probable Violation.** A probable violation is a non-compliance with any section or, where a section is divided into subsections (a), (b), (c), etc., any subsection of federal or state pipeline regulations. Each numbered section should be counted separately. Multiple non-compliances of a numbered section discovered on the same inspection should be counted as one probable violation with multiple pieces of evidence.
- **Compliance Action.** A compliance action is an action or series of sequential actions taken to enforce federal or state pipeline regulations. One compliance action can cover multiple probable violations. A compliance action may take the form of a letter warning of future penalties for continued violation, an administratively imposed monetary sanction or order directing compliance with the regulations, an order directing corrective action under hazardous conditions, a show-cause order, a criminal sanction, a court injunction, or a similar formal action.

Attachment 1 - Stats on Operators

STATE JURISDICTION AND AGENT STATUS OVER HAZARDOUS LIQUID FACILITIES AS OF DECEMBER 31, 2005

Operator Type	State Agency Jurisdiction /Agent Status		No. of Operators	Operators Inspected		No. of Inspection Units	Units Inspected	
	No ²	Yes		#	%		#	%
Petroleum Products								
Intrastate Trunklines		X	4	4	100.0%	4	4	100.0%
Gathering Lines in Non-rural Areas		X	0	0	N/A	0	0	N/A
Offshore Facilities (State Waters)		X	0	0	N/A	0	0	N/A
Interstate		X	8	8	100.0%	19	18	94.7%
Anhydrous Ammonia								
Anhydrous Ammonia		X	0	0	N/A	0	0	N/A
Carbon Dioxide								
Carbon Dioxide		X	0	0	N/A	0	0	N/A
Total			12	12	100.0%	23	22	95.7%

²No Codes: A - None in state; B - State does not want jurisdiction; C - State intends to seek jurisdiction; D - State has taken action to obtain jurisdiction; E - State expects to obtain jurisdiction by the end of next calendar year; F - State is currently not an interstate agent.

Attachment 1 Notes

- 1) Gathering, offshore and Carbon dioxide facilities or pipelines are jurisdictional, but do not exist.
- 2) The interstate Anhydrous Ammonia line is included in the interstate line item and is not separated from the other interstate lines in the interstate program plan. No intrastate lines of this type exist, but we would have jurisdiction.

Attachment 2 - State Inspection Activity

TOTAL STATE FIELD INSPECTION ACTIVITY AS OF DECEMBER 31, 2005

Operator Type	Operation and Maintenance			Investigating Incident	Design, Testing, and Construction	On-Site Operator Training	Total Inspection Person- Days
	Standard	Specialized	Followup				
Petroleum Products							
Intrastate Trunklines	10.01	1	0	0	1	2.217	14.227
Gathering Lines in Non-rural Areas	0	0	0	0	0	0	0
Offshore Facilities (State Waters)	0	0	0	0	0	0	0
Interstate	69.62	1.84	1	5	24.7	16.412	118.572
Anhydrous Ammonia							
Anhydrous Ammonia	0	0	0	0	0	0	0
Carbon Dioxide							
Carbon Dioxide	0	0	0	0	0	0	0
Total	79.63	2.84	1	5	25.7	18.629	132.799

Attachment 2 Notes

Standard = 410, 415, 420 time sheet work code inspection types.

Specialized = 430, 431, 464 time sheet work code inspection types.

Follow-up = 440 time sheet work code inspection types.

Investigating Incidents = 460 time sheet work code inspection types.

Design, Testing and Construction = 450 time sheet work code inspection types.

On-site Operator Training = 470 time sheet work code inspection types. The operator training inspection person days that were not specifically charged to an operator or operator group type were proportionally allocated based upon the ratio of the number of inspection units in each group type to the total number of inspection units.

Attachment 3 - List of Operators

HAZARDOUS LIQUID FACILITIES SUBJECT TO STATE SAFETY JURISDICTION AS OF DECEMBER 31, 2005

Operator Business Name Emergency Contact/Telephone Address	Petroleum Products (Operator type & Inspection Units)				Anhydrous Ammonia (Operator type & Inspection Units)	Carbon Dioxide (Operator type & Inspection Units)
	Intrastate Trunklines	Gathering Lines in Non-rural Areas	Off-shore Facilities (State Waters)	Interstate	Anhydrous Ammonia	Carbon Dioxide
	BP Pipelines North America 28100 Torch Parkway; Warrenville, IL. 60555-3938	0	0	0	1	0
Dome Pipeline Corporation 2959 Sierra Court SW; Iowa City, IA. 52240	0	0	0	2	0	0
Enbridge Energy Company, Inc. 119 North 25th Street East; Superior, WI. 54880	0	0	0	3	0	0
Enbridge Pipelines (North Dakota) 2625 Railway Avenue; Minot, ND. 58703	0	0	0	1	0	0
Enterprise Products Partners 2727 North Loop West; PO Box 4324 Houston, TX. 77008	1	0	0	1	1	0
Koch - Koch Pipeline Co. LP PO Box 64596; St. Paul, MN. 55164-0596	1	0	0	4	0	0
Magellan Pipeline Company, LP 2728 Patton Road; Roseville, MN. 55113	0	0	0	5	0	0
Marathon Ashland Petroleum Co. 300 3rd Street; PO Box 9 St. Paul Park, MN. 55701	1	0	0	0	0	0
Northern States Power - Wescott 10326 South Robert Trail; Inver Grove Heights, MN. 55077	1	0	0	0	0	0
Valero-Kaneb Pipe Line 2288 W. County Road C; Roseville, MN. 55113	0	0	0	1	0	0

Attachment 3 Notes

- 1) Enterprise purchased Ferrellgas Inc in late 2005, determination of intra or inter state status has not been finalized.
- 2) Marathon Ashland purchased a parallel interstate pipeline to their original intrastate line in late 2005. The determination of intra or interstate for each line has not been finalized.

Attachment 4 - Accidents

SIGNIFICANT⁵ HAZARDOUS LIQUID INCIDENTS JANUARY 1, THROUGH DECEMBER 31, 2005

Date of Incident	Location - City/County/etc.	Injuries #	Fatalities #	Property Damage	Cause Code ²
8/15/2005	2780 117th Street E. Inver Grove Hieghts, MN	0	0	60283	B
Name of Operator: Enterprise Products Partners					
<u>Cause Reported by Operator (Describe)³:</u>					
Tank painters were using a aerial lift to paint breakout tanks when they accidentally broke off a 1/2-inch needle valve and nipple. This resulted in the uncontrolled release of LPG resulting in an emergency shut down of the facilities. Approximately 500 Bbls were lost to atmosphere. (MNOPS Case 5851)					

² Cause Codes: A - Corrosion; B - Damage by outside forces (operator or other); C - Construction defect or material failure; D - Other and/or undetermined; E - Suicide.

³ Please attach a summary or report of the state agency's investigation of each of the above incidents.

⁴ Interstate agents should use the 191.3 Incident definition for listing incidents investigated on interstate facilities.

⁵ Significant: Investigated by or reported to the state agency, involving personal injury requiring hospitalization, fatality, property damage exceeding \$50,000 and other incidents otherwise considered significant which involved jurisdictional facilities.

Attachment 5 - Stats on Compliance Actions

STATE COMPLIANCE ACTIONS -- CALENDAR YEAR (CY) 2005

Probable Violation Categories	Intrastate	Interstate	Interstate LNG
Number Carried over from previous CY (including carryover and long term)	1	10	2
Number Found During CY	1	1	0
Number submitted for DOT action [60106 Agreement agent only]	0	1	0
Number corrected during CY (including carry over from previous year)	2	9	0
Number to be corrected at end of CY (including carry over and long-term)	0	2	2
Number of Compliance Actions Taken ² (see definition)	0		
Civil Penalties			
Number assessed during CY	0		
Dollars assessed during CY	0		
Number collected during CY	0		
Dollars collected during CY	0		

² Do not double count for a related series of actions.

Attachment 5 Notes

The interstate LNG data is entered in the NG certification document, also.

Attachment 6 - List of Records Kept

HAZARDOUS LIQUID STATE RECORD MAINTENANCE AND REPORTING DURING CY 2005

Records Maintained by the State Agency

1. Operator file. Contains incident reports from telephonic notice, inspection, investigation results, and general correspondence.
2. Operation and Maintenance Plan from each Operator.
3. Computer database. Identifies vital information on each of the Operators under the jurisdiction of this office. Sorts the type and number of enforcement actions. Organizes and reports information received from pipeline safety reports and investigations for trend analysis and inspection plan projections.

Reports Required from Operators

1. Telephonic notices of Certain Accidents (195.50 and 195.52)
2. Accident reports - DOT Form 7000.1 (195.50, 195.54 and 195.58).
3. Safety-Related Condition Reports and Filings (195.55, 195.56 and 195.58).

Attachment 7 - Staffing and TSI Training

STATE EMPLOYEES DIRECTLY INVOLVED IN THE HAZARDOUS LIQUID PIPELINE SAFETY PROGRAM DURING CY 2005

Name/Title	% Time	# Months	Qual. Cat.	MM/YYYY Last Attended TSI Required Course											
				254	256	257	258	284	288	291	292	293	294	299	305
Supervisor															
Kenow, Charles Adminsitator	20	12	III	03/2001	02/1998	12/1997	09/1996							07/2004	
McGrath, Michael Chief Engineer	24	12	II	06/2001	03/2000	06/2000	09/1995							07/2004	01/2004
Inspector															
Ardner, Brad Engineering Specialist	26	12	I	02/1998	08/1997	07/1998	05/1997				08/2005	12/2003		08/2002	12/2003
Haugrose, Boyd Engineering Specialist	17	12	II	02/2003	05/2002	05/2004	09/1995		11/2003	08/2005				01/2003	01/2004
Lemmerman, Darren Senior Engineering Specialist	5	12	I	03/2002	04/2000	09/2002	07/1994			12/2004		12/2002		11/2002	11/2003
Livshutz, Vica Engineering Specialist	8	12	I	06/2001	05/2003	05/2004	06/1998							05/2005	12/2003
McGrath, Mike Senior Engineer	17	12	III	06/2001	03/2000	06/2000	09/1995							07/2004	01/2004
Pierzina, Brian Senior Engineer	12	12	I	09/1999	03/2002	06/2000	09/2000			10/2005	04/2004	06/2003		10/2002	12/2003
Sweney, Steve Senior Engineering Specialist	23	12	I	03/2002	04/2000	05/2004	09/1999			12/2004		12/2001		10/2002	12/2003
Wiest, Ron Principal Engineer	43	12	I	02/1997	04/2000	07/1998	07/1994							11/2002	12/2003

Attachment 7 Staff Training continued from the previous page...

Name/Title	% Time	# Months	Qual. Cat.	MM/YYYY Last Attended TSI Elective Course											
				250	251	252	253	255	275	295	296	297			
Supervisor															
Kenow, Charles Adminstrator	20	12	III	12/1995	02/1999				04/2003						
McGrath, Michael Chief Engineer	24	12	II	12/1995	05/1990	05/1990	01/1991	04/1997							
Rosendahl, Jerry Director	20	12													
Sullivan, Corrine Office Supervisor	20	12													
Inspector															
Ardner, Brad Engineering Specialist	26	12	I	12/1997	02/1999	04/1999	01/2000	04/1998							
Haugrose, Boyd Engineering Specialist	17	12	II	01/2002	02/1994	05/1994	01/1994	09/1994		07/2002	07/2002				
Lemmerman, Darren Senior Engineering Specialist	5	12	I	01/2000	03/1993	05/1993	01/1993	04/1992		07/2002	07/2002				
Livshutz, Vica Engineering Specialist	8	12	I	08/2001	02/1998	05/1991	01/1991	02/1991							
McGrath, Mike Senior Engineer	17	12	III	12/1995	05/1991	05/1990	01/1991	04/1997							
Pierzina, Brian Senior Engineer	12	12	I	08/2001	02/1998	05/1991	01/1999	02/1991		07/2002	07/2002				
Sweney, Steve Senior Engineering Specialist	23	12	I	01/2000	02/1994	09/1994	01/2001	03/1995		07/2002	07/2002				
Wiest, Ron Principal Engineer	43	12	I	08/2003	05/1989	04/1995	01/2001	02/1989							
Clerical															
Bowman, Heather Clerical Support	20	3													

Attachment 7 Staff Training continued from the previous page...

Dumroese, Lynn Clerical Support	20	1												
Hernandez-Pierce, Kristine Management Analyst 4	10	5												
Mangan, Sean Research Analyst	20	12												
Scheider, Judith Clerical Support	20	4												
Sundt, Kitty Clerical Support	20	12												
Voyer, Andrew Clerical Support	20	12												

Summary

<u>Employee Type</u>	<u>No. of Staff</u>	<u>Person-Years</u>
Supervisor	4	0.84
Inspector	8	1.51
Clerical	7	0.77
Total	19	3.12

Attachment 7 Notes

- 1) Course PL00307 CBT course is not on the list to enter Ardner, Burmeister, Donovan, Haugrose and Wiest.
- 2) Course PL00297 CBT course is not on the list to enter Pierzina and Wiest.
- 2) Elisabeth Kallberg completed course PL00304 on 01/2004, which is not on the list to enter.
- 3) Boyd Haugrose completed course PL00294 for HL IMP in Denver on 01/2003 according to our records and have solicited TSI and Bruce Hansen to rectify their transcript.
- 4) 40 % of Dan Munthe's salary is from the One-Call Grant or other sources not involving the base federal pipeline safety grants.
- 5) There are support staff for various services that are prorated to offices within the Department of Public Safety and included with indirect costs. They were not entered individually, but will be summarized in this note: Department Administrative Support Services - Shannon Brewin= 3% of 12 months salary, Office of Communications, Kristine Chapin= 6% of 12 months salary, General Repair Worker-Brian Halverson= 6% of 12 months salary.
- 6) 48% of Kristine Hernandez-Pierce's salary for a 5 month period was from the One-Call Grant or other non-Pipeline Safety Grant funding.

Attachment 8 - Compliance with Federal Regulations

STATE COMPLIANCE WITH FEDERAL REQUIREMENTS AS OF DECEMBER 31, 2005

No.	Effective Date	Impact	Adoption Date	Adoption Status
1 Maximum Penalties Substantially Same as DOT (\$100,000/\$1,000,000); Indicate actual amount in note.			08/1989	Adopted but different Dollar amounts
Note² This is a 10,000, per day, per violation, per M.S. 299J subd 1 - subject to maximum of \$500,000.				
2 Part 195 Amendments				
01-72 Pre 2001 [All applicable amendments prior to and including 2001]			10/2000	Adopted
Note² State laws automatically adopt the amendments of the Federal Standards.				
73	1/28/2002	Controlling corrosion on liquid and carbon dioxide pipelines	01/2002	Adopted
Note² State laws automatically adopt the amendments of the Federal Standards.				
74	2/13/2002	Pipeline integrity management in high consequence areas - repair criteria	02/2002	Adopted
Note² State laws automatically adopt the amendments of the Federal Standards.				
75	1/1/2002	Revisions to hazardous liquid pipeline accident reporting	01/2002	Adopted
Note² State laws automatically adopt the amendments of the Federal Standards.				
76	2/15/2002	Pipeline integrity management in high consequence areas - operators with fewer than 500 miles	02/2002	Adopted
Note² State laws automatically adopt the amendments of the Federal Standards.				
76A	2/15/2002	Correction to final rule on integrity management in HCAs	02/2002	Adopted
Note² State laws automatically adopt the amendments of the Federal Standards.				
77	9/4/2003	Procedure for Producer-Operated outer continental shelf Hazardous Liquid Pipelines that cross directly into State Waters	09/2003	Adopted
Note² State laws automatically adopt the amendments of the Federal Standards.				
78	10/14/2003	Various changes to liquid pipeline Safety standards from NAPS recommendations	10/2003	Adopted
Note² State laws automatically adopt the amendments of the Federal Standards.				
80	2/5/2004	New Annual reporting requirement for operators	02/2004	Adopted

Attachment 8 Compliance with Fed. continued from the previous page...

Note² State laws automatically adopt the amendments of the Federal Standards.

81	7/14/2003	Corrections from periodic update to pipeline safety regulations and subsequent corrections	07/2003	Adopted
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Note² State laws automatically adopt the amendments of the Federal Standards.

82	9/9/2004	Performance of periodic underwater inspections	09/2004	Adopted
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Note² State laws automatically adopt the amendments of the Federal Standards.

83	6/20/2005	API RP 1162 Public awareness campaign	06/2005	Adopted
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Note² State laws automatically adopt the amendments of the Federal Standards.

84	7/15/2005	PSIA Statuory changes to operator qualification program	07/2005	Adopted
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Note² State laws automatically adopt the amendments of the Federal Standards.

85	11/25/2005	Adoption of NACE Standard as direct assesment standard	11/2005	Adopted
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Note² State laws automatically adopt the amendments of the Federal Standards.

3 Part 199 - Drug Testing			12/1988	Adopted
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Note² State laws automatically adopt the amendments of the Federal Standards.

4 Part 199 Amendments

01-19	Pre 2001	[All applicable amendments prior to and including 2001]	07/1998	Adopted
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Note² State laws automatically adopt the amendments of the Federal Standards.

20	7/14/2004	Corrections from periodic update to pipeline safety regulations	07/2004	Adopted
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Note² State laws automatically adopt the amendments of the Federal Standards.

5 State Adoption of Part 198

a.		Mandatory coverage of areas having pipeline facilities	08/1987	Adopted
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Note² M.S. 216D effective 08/01/1987.

b.		Qualification for operation of one-call system	08/1987	Adopted
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Note² M.S. 216D effective 08/01/1987

c.		Mandatory excavator notification of one call center	08/1987	Adopted
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Note² M.S. 216D effective 08/01/1987

d.		State determination whether calls to center are toll free	08/1987	Adopted
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Note² M.S. 216D effective 08/01/1987

Attachment 8 Compliance with Fed. continued from the previous page...

e.	Mandatory intrastate pipeline operator participation Note ² M.S. 216D effective 08/01/1987	08/1987	Adopted
f.	Mandatory operator response to notification Note ² M.S. 216D effective 08/01/1987	08/1987	Adopted
g.	Mandatory notifications of excavators/public Note ² M.S. 216D effective 08/01/1987	08/1987	Adopted
h.	Civil penalties/injunctive relief substantially same as DOT Note ² M.S. 216D effective 08/01/1987. Increase to 1,000 in 1998	08/1998	Adopted

² If Adoption Status is No, please provide an explanation.

State Attendance at 2005 NAPS Regional Meeting:

Attended full time (Lead rep or alternative pipeline staff)

Frequency of General Legislative Session Annually

Attachment 9 - Drug Free Workplace

CERTIFICATION REGARDING DRUG-FREE WORKPLACE REQUIREMENTS

INSTRUCTIONS FOR CERTIFICATION

1. By signing and/or submitting this application or grant agreement, the grantee is providing the certification set out below.
2. The certification set out below is a material representation of fact upon which reliance was placed when the agency determined to award the grant. If it is later determined that the grantee knowingly rendered a false certification or otherwise violates the requirements of the Drug-Free Workplace Act, the agency, in addition to any other remedies available to the Federal Government, may take action authorized under the Drug-Free Workplace Act.

CERTIFICATION REGARDING DRUG-FREE WORKPLACE REQUIREMENTS

A. The grantee certifies that it will provide a drug-free workplace by:

- (a) Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance is prohibited in the grantee's workplace and specifying the actions that will be taken against employees for violation of such prohibition;
 - (b) Establishing a drug-free awareness program to inform employees about—
 - (1) The danger of drug abuse in the workplace;
 - (2) The grantee's policy of maintaining a drug-free workplace;
 - (3) Any available drug counseling, rehabilitation, and employee assistance programs; and
 - (4) The penalties that may be imposed upon employees for drug abuse violations occurring in the workplace.
 - (c) Making it a requirement that each employee to be engaged in the performance of the grant be given a copy of the statement required by paragraph (a);
 - (d) Notifying the employee in the statement required by paragraph (a) that, as a condition of employment under the grant, the employee will—
 - (1) Abide by the terms of the statement; and
 - (2) Notify the employer of any criminal drug statute conviction for a violation occurring in the workplace no later than five days after such conviction;
 - (e) Notifying the agency within ten days after receiving notice under subparagraph (d) from an employee or otherwise receiving actual notice of such conviction;
 - (f) Taking one of the following actions within 30 days of receiving notice under subparagraph (d)(2) with respect to any employee who is so convicted—
 - (1) Taking appropriate personnel action against such an employee up to and including termination; or
 - (2) Requiring such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by a Federal, State, or local health, law enforcement, or other appropriate agency;
 - (g) Making a good faith effort to continue to maintain a drug-free workplace through implementation of paragraphs (a), (b), (c), (d), (e), and (f).
- (B) The grantee shall insert in the space provided below the site(s) for the performance of work done in connection with the specific grant.

Place of Performance (street address, city, county, state, zip code).

Charles R. Kennen

SIGNATURE

ADMINISTRATOR

TITLE

2/24/06

DATE

Minnesota Department of Public Safety
444 Cedar Street, Suite 147
St. Paul, MN 55101-5147