

TABLE 6.—PROBABILITY OF FAILURE INDICATORS
[in each haz. location]

Indicator	Failure history (time-dependent defects) ²
H ¹	>Three spills in last 10 years.
L	≤Three spills in last 10 years.

H=High L=Low.

¹ Pipeline segments with greater than three product spills in the last 10 years should be reviewed for failure causes as described in subnote². The pipeline operator should make an appropriate investigation and reach a decision based on sound engineering judgment, and be able to demonstrate the basis of the decision.

² Time-Dependent Defects are defects that result in spills due to corrosion, gouges, or problems developed during manufacture, construction or operation, etc.

[Amdt. 195–65, 63 FR 59480, Nov. 4, 1998; 64 FR 6815, Feb. 11, 1999]

PARTS 196–197—[RESERVED]

PART 198—REGULATIONS FOR GRANTS TO AID STATE PIPELINE SAFETY PROGRAMS

Subpart A—General

Sec.

198.1 Scope.

198.3 Definitions.

Subpart B—Grant Allocation

198.11 Grant authority.

198.13 Grant allocation formula.

Subpart C—Adoption of One-Call Damage Prevention Program

198.31 Scope.

198.33 [Reserved]

198.35 Grants conditioned on adoption of one-call damage prevention program.

198.37 State one-call damage prevention program.

198.39 Qualifications for operation of one-call notification system.

AUTHORITY: 49 U.S.C. 60105, 60106, 60114; and 49 CFR 1.53.

SOURCE: 55 FR 38691, Sept. 20, 1990, unless otherwise noted.

Subpart A—General

§ 198.1 Scope.

This part prescribes regulations governing grants-in-aid for State pipeline safety compliance programs.

§ 198.3 Definitions.

As used in this part:

Adopt means establish under State law by statute, regulation, license, cer-

tification, order, or any combination of these legal means.

Excavation activity means an excavation activity defined in § 192.614(a) of this chapter, other than a specific activity the State determines would not be expected to cause physical damage to underground facilities.

Excavator means any person intending to engage in an excavation activity.

One-call notification system means a communication system that qualifies under this part and the one-call damage prevention program of the State concerned in which an operational center receives notices from excavators of intended excavation activities and transmits the notices to operators of underground pipeline facilities and other underground facilities that participate in the system.

Person means any individual, firm, joint venture, partnership, corporation, association, state, municipality, cooperative association, or joint stock association, and including any trustee, receiver, assignee, or personal representative thereof.

Underground pipeline facilities means buried pipeline facilities used in the transportation of gas or hazardous liquid subject to the pipeline safety laws (49 U.S.C. 60101 *et seq.*).

Secretary means the Secretary of Transportation or any person to whom the Secretary of Transportation has delegated authority in the matter concerned.

Seeking to adopt means actively and effectively proceeding toward adoption.

State means each of the several States, the District of Columbia, and the Commonwealth of Puerto Rico.

[55 FR 38691, Sept. 20, 1990, as amended by Amdt. 198–2, 61 FR 18518, Apr. 26, 1996]

Subpart B—Grant Allocation

SOURCE: Amdt. 198–1, 58 FR 10988, Feb. 23, 1993, unless otherwise noted.

§ 198.11 Grant authority.

The pipeline safety laws (49 U.S.C. 60101 *et seq.*) authorize the Administrator to pay out funds appropriated or