

Enforcement Orders Signed March 26, 2019

GUD 10802

Harvest Midstream

System Name: Three River to Corpus Christi
System ID No.: 964644

System Name: System of Co ID 8398
System ID No.: 963897

Violation Code: 199-105-802

The operator did not conduct the prescribed post-accident testing for the presence of a prohibited drug.

Requirement: 49 CFR 199.105 (b)

Violation Notes

Evaluation ID	Violation State	Previous Evaluation ID	Location	Note
20182243	Uncorrected		Three Rivers to Corpus Christi Crude Incident 1809	<p>The operator could not provide contractor post accident drug testing documentation for the drug testing conducted on the contractor operating the outlet valve from the separator to the flare stack following incident 1809.</p> <p>The operator could not verify that post-accident drug testing was performed, as soon as possible but no later than 32 hours after an accident or incident for each employee/contractor whose performance either contributed to the accident or could not be completely discounted as a contributing factor to the accident.</p>

Violation Code: 199-225-801

The operator did not conduct the prescribed post-accident testing for the presence of alcohol.

Requirement: 49 CFR 199.225(a)

Violation Notes

<u>Evaluation ID</u>	<u>Violation State</u>	<u>Previous Evaluation ID</u>	<u>Location</u>	<u>Note</u>
20182243	Uncorrected		Three Rivers To Corpus Christi Crude Incident 1809	The operator could not verify that post-accident alcohol testing was performed following incident 1809: 1. As soon as practicable following the accident or incident for each surviving covered employee if that employee's performance of a covered function either

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				contributed to the accident or could not be completely discounted as a contributing factor to the accident. 2. Within two hours following the accident or incident, otherwise, the operator shall prepare and maintain on file a record stating the reasons the test was not promptly administered. If a post-accident test is not administered within eight hours following the accident, the operator shall cease attempts to administer an alcohol test and shall state in the record the reasons for not administering the test.

Violation Code: 195-507-505

Operator could not provide qualification records for an individual while performing "the given covered task."

Requirement: 49CFR 195.507(b)

Violation Notes

<u>Evaluation ID</u>	<u>Violation State</u>	<u>Previous Evaluation ID</u>	<u>Location</u>	<u>Note</u>
20182243	Uncorrected		Three Rivers to Corpus Christi crude	The operator could not provide contractor operator qualification documentation for contract personnel operating the separator and specifically the separator outlet flare valve following incident 1809.

Violation Code: 195-402-527

The operation and maintenance manual did not include procedures for operating, maintaining, and repairing the pipeline system as required by Subpart F and H of Part 195.

Requirement: 49 CFR 195.402(c)(3)

Violation Notes

<u>Evaluation ID</u>	<u>Violation State</u>	<u>Previous Evaluation ID</u>	<u>Location</u>	<u>Note</u>
20183289	Uncorrected		SYSTEM ID 964644 THREE RIVER TO CORPUS CHRISTI CRUDE	The root cause of Double Eagle incident 1809 in San Patricio County was determined to be inadequate procedures related to operation of the separator, specifically the operation of the outlet flare stack valve, that was opened too quickly, resulting in burning condensate leaving the separator flare stack and starting a grass fire. To date the operator has not provided an updated procedure for the safe operation of the separator.

Penalty collected: \$8,000.00