

COLORADO DEPARTMENT OF REGULATORY AGENCIES

Public Utilities Commission

4 CODE OF COLORADO REGULATIONS (CCR) 723-11

PART 11

RULES REGULATING PIPELINE OPERATORS AND GAS PIPELINE SAFETY

11001. Definitions.

The following definitions apply throughout this Part 11, except where a specific rule or statute provides otherwise or where the context otherwise indicates. In the event of a conflict between these definitions and a statutory definition, the statutory definition shall apply.

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- (i) “Gas” means ~~any material specified in these rules, including~~ natural gas, flammable gas, and any gas that is toxic or corrosive gas, or petroleum gas.

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- (ii) “Pipeline” or “pipeline system” means all parts of those physical intrastate facilities through which gas moves in transportation, including, but not limited to, pipes, valves, and other appurtenances attached to pipes, compressor units, metering stations, regulator stations, delivery stations, holders, and fabricated assemblies that start downstream beyond the farthest most point of oil and gas production. Flowlines that are regulated by the ~~COGCC~~ECMC and used for oil and gas production are not included in the definition.

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- (pp) “Pipeline safety program” (PSP) means the Commission’s pipeline safety program operated in accordance with the Commission’s 49 U.S.C. § 60105 (a) certification and 60106 (a) agreement. ~~certified pipeline safety program.~~

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- (uu) “Program certification obligations and agreements” means the pipeline safety program obligations required under 49 U.S.C. § 60105 (a) and the pipeline safety agreements required under 49 U.S.C. § 60106 (b).

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- (aaa) “Service line” means a distribution line that transports gas from a common source of supply to an individual customer, to two adjacent or adjoining residential or small commercial customers, or to multiple residential or small commercial customers served through a meter header or manifold. A service line ends at the outlet of the customer meter or at the connection to a customer’s piping, whichever is further downstream, or at the connection to customer piping if there is no meter.

(bbb) “Service regulator” means the device on a service line that controls the pressure of gas delivered from a higher pressure to the pressure provided to the customer. A service regulator may serve one customer or multiple customers through a meter header or manifold.

(cccaa) “Single structure, above-ground MMO/LPG system” or “SSAG System” means any MMO or LPG system that is:

- (I) a low-pressure gas distribution system;
- (II) is comprised wholly of above-ground piping/appurtenances; and
- (III) is contained wholly within or on a single continuous structure such as an apartment building, hotel, mall, etc.

(dddbb) “Small operator” means any gas distribution system operator that operates less than 1000 natural gas distribution services in the state of Colorado.

(eeeee) “Threshold MMO/LPG system” means any MMO or LPG pipeline system serving less than 20 customers.

(ffddd) “Transportation of gas” means the gathering, transmission, or distribution, of gas by pipeline, ~~or the storage of gas~~ within the State of Colorado that is not subject to the jurisdiction of the Federal Energy Regulatory Commission under the Natural Gas Act.

(gggee) “UNCC/Colorado 811” means the Utility Notification Center of Colorado.

(hhhff) “U.S.C.” means the United States Code.

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11008. Incorporation by Reference.

- (a) The Commission incorporates by reference the federal standards for reporting safety-related conditions associated with the transportation of natural gas and other gas by pipeline published in 49 C.F.R. § 191.23 (reporting safety-related conditions) and § 191.25 (filing safety-related condition reports); effective ~~May 16, 2022~~June 13, 2022. This incorporation by reference does not include later amendments to, or editions of, 49 C.F.R. Part 191.
- (b) The Commission incorporates by reference the federal safety standards for the transportation of natural gas and other gas by pipeline published in 49 C.F.R. Part 192 effective ~~October 5, 2022~~August 1, 2023. This incorporation by reference does not include later amendments to, or editions of, 49 C.F.R. Part 192.
- (c) The Commission incorporates by reference the federal safety standards for liquefied natural gas facilities that are published in 49 C.F.R. Part 193 effective May 16, 2022. This incorporation by reference does not include later amendments to, or editions of, 49 C.F.R. Part 193.
- (d) The Commission incorporates by reference the drug and alcohol testing regulations and procedures of PHMSA published in 49 C.F.R. Parts 40 and 199 effective ~~May 16, 2022~~May 2, 2023. This incorporation by reference does not include later amendments to, or editions of, 49 C.F.R. Parts 40 and 199.

- (e) The Commission incorporates by reference the NPMS Operator Standards Manual, updated October 2017.
- (f) Any material incorporated by reference in this Part 11 may be examined at the offices of the Commission, 1560 Broadway, Suite 250, Denver, Colorado 80202, during normal business hours, Monday through Friday, except for state holidays. Incorporated standards shall be available electronically and provided in certified copies, at cost, upon request. Restrictions on the provision of physical copies due to copyright protections may apply. The Director or the Director's designee will provide information regarding how the incorporated standards may be examined at any state public depository library. The standards and regulations are also available from the agency, organization or association originally issuing the code, standard, guideline or rule as follows: Code of Federal Regulations: www.govinfo.gov/help/cfr.

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CUSTOMER-OWNED SERVICE LINES

11205. Definitions.

- (a) "Customer-owned service line" means the portion of the service line that extends downstream from the gas meter to the customer's primary residential or commercial structure that is serviced with natural gas.
- (b) "Distribution system" means the piping and associated facilities used to deliver natural gas to customers and does not include the facilities that an owner or operator owns that are classified as production, storage, gathering, or transmission facilities.
- (c) "Gas meter" means the meter that measures the transfer of gas from an owner or operator of a customer-owned service line to a customer.
- (d) "Main line" means the portion of a distribution system that serves, or is designed to serve, as a common source of gas supply for more than one service line.
- (e) "Owner or Operator" means an owner or operator of a distribution system or an investor-owned natural gas utility.
- (f) "Qualified" has the meaning set forth in 49 C.F.R. 192.803.

11206. Customer-Owned Service Lines.

- (a) In addition to the requirements outlined in 49 C.F.R. §§ 192.353 and 192.355, owners or operators must install or reinstall service regulator vents and relief vents to be at least twelve inches above ground level at the time of installation or reinstallation and located in an area that is protected from external blockage.
- (b) In addition to the requirements outlined in 49 C.F.R. § 192.481, a visual inspection of gas meters and service regulators is required by a qualified individual no less frequently than every five calendar years with intervals not to exceed sixty-three months. The documentation of each inspection shall be recorded and the owner or operator of the gas meter or service regulator shall retain the documentation for the lifetime of the gas meter or service regulator.

- (c) The process for determining whether an owner or operator or a customer has responsibility for the maintenance and repairs of a customer-owned service line installed on or after August 14, 1995, and before March 1, 2024 is based on the location of the outlet of the meter. The piping located past the outlet of the meter is the customer's responsibility for maintenance and repairs. The owner's or operator's responsibility for maintenance and repairs ends at the outlet of the meter.
- (d) In addition to the requirements outlined in 49 C.F.R. § 192.16, an owner or operator that distributes natural gas to a customer-owned service line installed by the owner or operator on or after March 1, 2024, shall provide written notice to the customer within ninety days after installation that, at a minimum, informs the customer whether the customer or the owner or operator is responsible for maintaining and repairing the customer-owned service line.
- (I) The owner or operator shall use best efforts to obtain a copy of the written notice described in paragraph (d) of this rule with the customer's signature from the customer within 90 days after installation of the customer-owned service line.
- (II) With respect to the copy of the written notice described in paragraph (d) of this rule that includes the customer's signature in accordance with subparagraph (d)(I) of this section, the owner or operator shall:
- (A) provide a copy to the customer for the customer's records;
- (B) maintain a copy for the owner's or operator's records for the duration of the lifetime of the customer-owned service line;
- (C) provide a copy to an inspector upon request; and
- (D) if the property on which the customer-owned service line is located changes ownership, the owner or operator must use best efforts to obtain a new copy of the written notice described in paragraph (d) of this rule with the new property owner's signature from the new property owner within ninety days after the change of ownership if the owner or operator is aware of the change.
- (III) If the owner or operator fails to obtain a copy of the written notice described in paragraph (d) of this rule with the customer's signature from the customer in accordance with subparagraph (d)(I) of this rule, the owner or operator must either maintain proof of efforts to obtain the customer's signature or document the customer's refusal to provide a signature.
- (e) Any work, including maintenance and repair, that is conducted past the outlet of the meter is part of the customer-owned service line and is the responsibility of the customer.
- (f) Notwithstanding any other provision of this rule11206 to the contrary, an owner or operator is responsible for all maintenance and repairs of the portion of a service line that is upstream from the gas meter.
- (g) Notwithstanding any provisions in this rule 11206 to the contrary, the Commission's gas pipeline safety rules pursuant to this section must permit any activity that is within the best practices and standards for the industry given continuous improvement and changes to technology.