

NOTICE OF AMENDMENT

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

February 9, 1995

Mr. H. Rickey Wells
Vice President of Operations
KN Interstate Gas Transmission Company
12055 West 2nd Place
Lakewood, Colorado 80228

CPF No. 35109M

Dear Mr. Wells:

On December 22, 1994, a representative of the Central Region, Office of Pipeline Safety (OPS), pursuant to Chapter 601 of 49 United States Code, conducted an inspection of KN Interstate Gas Transmission Company's (KN Energy's) Drug Testing Program.

As a result of the review, and the requirements of §199.7(a) to maintain and follow a written anti-drug plan that conforms to the requirements of Part 199 and the DOT Procedures at 49 Code of Federal Regulations (CFR), Part 40, the following inadequacies were noted in your written procedures:

1. §199.7 Anti-drug Plan.

§199.7 requires that the written anti-drug plan contain the methods and procedures for compliance with all the requirements set out in 49 C.F.R. Parts 199 and 40.

- a. KN Energy's anti-drug plan is deficient in that it does not give a definition of a "Covered Employee" as defined in Part §199.3.
- b. KN Energy's anti-drug plan requires that the age of the employee who had a positive test should be part of the

5- year record. §199.23(a)(2) does not require the age of the employee. This requirement was revised, effective January 1, 1994.

- c. KN Energy's anti-drug plan requires the cutoff level for the initial screening test for marijuana metabolites to be 100 ng/ml. The cutoff level for the initial screening test should be 50 ng/ml, as specified in §40.29(e)(1), as amended effective September 21, 1994.

When it is found that an operator's procedures are inadequate, 49 C.F.R. §190.237 provides that the operator, after notice and opportunity for hearing may be required to amend its plans and procedures. This letter serves to provide you with notice of the inadequate procedures and the response options as prescribed under §190.237. The operator is allowed thirty (30) days after receipt of such notice to submit written comments or request a hearing. After considering the material presented, the Office of Pipeline Safety is required to notify the operator of the required amendment or withdraw the notice proposing the amendment. If you do not desire to contest the notice, please provide the revised procedures within sixty (60) days of receipt of this notice.

Sincerely,

Ivan A. Huntoon
Director, Central Region
Office of Pipeline Safety