

Nebraska
Administrative
Code Title 155
Chapter One



NEBRASKA ADMINISTRATIVE CODE

Title 155- STATE FIRE MARSHAL

CHAPTER 1 -REGULATIONS PURSUANT TO THE NEBRASKA NATURAL GAS PIPELINE SAFETY ACT OF 1969

001. Federal regulations adopted by reference are Title 49 of the Code of Federal Regulations, Parts, 191, 192, 193, 196 and 199, revised as of March 1, 2024

001.01. Copies of the federal regulations are on file at the office of the Nebraska State Fire Marshal, 246 South 14th Street Suite 1, Lincoln, NE or at the office of the Secretary of State, Division of Rules and Regulations in the Nebraska State Capitol.

002. At the earliest practicable moment following discovery, but no later than one hour after confirmed discovery of any reportable incidents, as defined in Code of Federal Regulation 191.3; and any explosion or unintended ignition of natural gas before or after the meter, an operator will notify the State Fire Marshal Pipeline Safety Division.

002.01 Any occurrence listed in 002, The operator will perform a bar hole leak survey over the affected facility to and include the surrounding properties to ensure the facility has not been compromised and released gas. This survey will be documented, and records kept for three years. If gas is detected, documentation indicating the surveyed area and location of gas shall also be kept for three years.

003. At the earliest practicable moment, but no later than an hour after confirmed discovery, an operator will notify the State Fire Marshal pipeline Safety Division of reportable occurrences that happens on regulated pipeline as defined in section 003.01-003.04 These occurrences include:

003.01 An occurrence that results in a natural gas release due to over-pressure that exceeds the allowances of 192.201A, excavation damage, outside force damage, or natural force damage. Natural force damage includes but is not limited to; earth movement; earthquakes; lightning; flooding; high winds; tornado; or similar natural causes.

003.02 An occurrence that has or will interrupt natural gas service to 50 or more customers. This does not include scheduled or planned maintenance.

003.03 An occurrence related to a natural gas release that results in the evacuation of:

003.03A Four or more one- or two-family dwellings; or

003.03B One or more multifamily dwellings; or

003.03C Any evacuation of a business, public building, or public gathering.

003.04 An occurrence that is significant in the judgment of the operator that could affect the daily operations of the pipeline, safety of the public or operator personnel, even though it does not meet the criteria of 003.01-003.03

004. Each report required by Title 49 of the Code of Federal Regulations; Part 191 adopted herein will be submitted in duplicate to the Nebraska State Fire Marshal Pipeline Safety Division.

005 Each operator will provide the following documents to the Nebraska State Fire Marshal Pipeline Safety Division in an acceptable digital format, unless the operator can show cause to provide these documents in another format as follows:

005.01 The following procedures, plans and programs shall be submitted annually:
Operations and Maintenance Procedures, Emergency Plans, Damage Prevention.

005.02 Operation maps for distribution and transmission systems will be submitted as requested by the Fire Marshal and shall not be considered or treated as a public record, as defined in NEB.REV.STAT § 84-712.01(1)

006 Each operator will submit the construction notice form, provided by the pipeline safety section, to the gas pipeline safety section by electronic notice or written notice at least 10 business days before the commencement of the construction project. Construction notices for each project not started by year-end or in progress at year-end will be resubmitted to the pipeline safety section for the subsequent year. Electronic notices will be electronically mailed to the address listed on the form posted on the Nebraska State Fire Marshal Pipeline web site. Written notices will be mailed to the Fire Marshal Agency Lincoln, NE office, attention: pipeline safety section. Any construction notice form submitted to the Fire Marshal shall not be considered or treated as public record, as defined in NEB.REV.STAT§84-712.01(1)

Definition:

006.01 "Construction project" means the construction of either of the following:

006.01A Any jurisdictional transmission, or distribution main installations, including new, replacement, or relocation projects, in which the total piping installed during the project is more than 400 feet for small operators; or 1,000 feet for large operators:

006.01A1 "Small gas operator" means an operator who engages in the transportation or distribution of gas or both in a system having fewer than 5,000 service lines.

006.01B Any installation, removal, replacement, or relocation of town border stations and regulator stations.

006.01C Any installation, replacement, or relocation affecting the operation of an LNG facility.

006.01D Any installation, replacement, or relocation of gathering lines.

007 If a gas operator cannot provide digital copies of the documents required in Paragraph 006 of this chapter, the gas operator will make a written request to the Nebraska State Fire Marshal Pipeline Safety Section for approval of alternate submission methods.

008 Within seven (7) calendar days after a gas operator changes ownership of a natural gas system or a gas operator makes changes in operational or maintenance providership, the gas operator will give notice to the Nebraska State Fire Marshal Pipeline Safety Section.

009 Above Ground Facilities

009.01 Any relief vent will be installed with a minimum clearance of 3 feet from any opening in a structure to prevent gas in structures or unless an effective alternative has been documented and justified.

009.02 Any relief vent will be installed with a minimum clearance of 3 feet from ignition source to prevent accidental ignition or unless an effective alternative has been documented and justified.

009.03 If the operator determines that the meter set requires additional support the Residential and Commercial meter sets will be supported with a post or bracket attached to structure to prevent settling or movement from natural force.

LEGAL CITATION: Title 155, Chapter 1- Nebraska State Fire Marshal

STATUTORY CITATION: Neb. Rev. Stat. 81-542 to 81-550 (2009)