

Figure: 16 TAC §14.2015(k)

**Table 5. LNG Penalty Worksheet**

	<b>LNG Rule/Statute</b>	<b>General Description</b>	<b>Typical Minimum Penalty Amount/Range</b>	<b>Penalty Tally</b>
1	Tex. Nat. Res. Code, Chap. 116	Any violation of Chapter 116, Texas Natural Resources Code	\$1,000-2,500	\$
2	16 TAC §14.2016	License renewals lapse, 1-2 months	\$500	\$
3	16 TAC §14.2016	License renewals lapse, 3-4 months	\$750	\$
4	16 TAC §14.2016	License renewals lapse, 5-6 months	\$1,000	\$
5	16 TAC §14.2016	License renewals lapse, >6 months	\$1,000-2,500	\$
6	16 TAC §14.2019	Certification requirements	\$500-1,500	\$
7	16 TAC §14.2020	Employee transfer	\$100	\$
8	16 TAC §14.2025	Designation of outlet/operations supervisor	\$500	\$
9	16 TAC §14.2031	Insurance requirements	\$1,000	\$
10	16 TAC §14.2034	Self-insurance requirements	\$1,000	\$
11	16 TAC §14.2037	Components of LNG stationary installations not specifically covered	\$1,000-1,500	\$
12	16 TAC §14.2040	Stationary installation notification requirements: LNG Form 2019 -- 1-5 occurrences	\$100	\$
13	16 TAC §14.2040	Stationary installation notification requirements: LNG Form 2019 -- 6-10 occurrences	\$200	\$
14	16 TAC §14.2040	Stationary installation notification requirements: LNG Form 2019 -- >10 occurrences	\$500	\$
15	16 TAC §14.2040	Stationary installation notification requirements: LNG Form 2500	\$1,000	\$
16	16 TAC §14.2043	Temporary installations	\$250	\$
17	16 TAC §14.2046	Filings for school bus, mass transit and special transit vehicles	\$100-500	\$
18	16 TAC §14.2049	Accident report	\$1000	\$
19	16 TAC §14.2101	Uniform protection requirements	\$1,00-750	\$
20	16 TAC §14.2104	Uniform safety requirements	\$100-750	\$
21	16 TAC §14.2107	Stationary LNG storage containers	\$1000	\$
22	16 TAC §14.2110	LNG container installation distance requirements	\$750-1,500	\$
23	16 TAC §14.2113	Maintenance tanks	\$250-1,000	\$
24	16 TAC §14.2116	Transfer of LNG	\$250	\$
25	16 TAC §14.2119	Transport vehicle loading and unloading facilities and procedures	\$500-1,500	\$
26	16 TAC §14.2122	Transfer systems	\$250-1,000	\$
27	16 TAC §14.2125	Hoses and arms	\$250-750	\$
28	16 TAC §14.2128	Communications and lighting	\$500-750	\$
29	16 TAC §14.2131	Fire protection	\$750-1,500	\$
30	16 TAC §14.2134	Container purging procedures	\$250-1,000	\$
31	16 TAC §14.2137	Employee safety and training	\$500-1,500	\$
32	16 TAC §14.2140	Inspection and maintenance	\$250-1,000	\$
33	16 TAC §14.2304	General facility design	\$1,000	\$
34	16 TAC §14.2307	Indoors fueling	\$500-1,000	\$

	<b>LNG Rule/Statute</b>	<b>General Description</b>	<b>Typical Minimum Penalty Amount/Range</b>	<b>Penalty Tally</b>
35	16 TAC §14.2307	Indoor fueling stations notice requirements: LNG Form 2500	\$1,000	\$
36	16 TAC §14.2310	Emergency refueling	\$1,000	\$
37	16 TAC §14.2313	Fuel dispensing systems	\$250-1,000	\$
38	16 TAC §14.2319	Automatic fuel dispenser safety requirements	\$250-1,000	\$
39	16 TAC §14.2322	Protection of automatic and other dispensers	\$750	\$
40	16 TAC §14.2325	LNG transport unloading at fuel facilities	\$500-1,500	\$
41	16 TAC §14.2328	Training, written instructions and procedures	\$100-1,000	\$
42	16 TAC §14.2401	General provisions for piping systems and components	\$1,000	\$
43	16 TAC §14.2404	Piping materials	\$250-1,000	\$
44	16 TAC §14.2407	Fittings used in piping	\$250-1,000	\$
45	16 TAC §14.2410	Valves	\$250-1,000	\$
46	16 TAC §14.2413	Installation of piping	\$250-1,000	\$
47	16 TAC §14.2416	Installation of valves	\$250-1,000	\$
48	16 TAC §14.2419	Welding at piping installations	\$1,000	\$
49	16 TAC §14.2422	Pipe marking and identification	\$100-500	\$
50	16 TAC §14.2425	Pipe supports	\$250	\$
51	16 TAC §14.2428	Inspection and testing of piping	\$1,000	\$
52	16 TAC §14.2431	Welded pipe tests	\$1,000	\$
53	16 TAC §14.2434	Purging of piping systems	\$250-750	\$
54	16 TAC §14.2437	Pressure and relief valves in piping	\$1,000	\$
55	16 TAC §14.2440	Corrosion control	\$750-1,500	\$
56	16 TAC §14.2501	Liquid level gauging	\$1,000	\$
57	16 TAC §14.2504	Pressure gauges	\$250-500	\$
58	16 TAC §14.2507	Vacuum gauges	\$250-500	\$
59	16 TAC §14.2510	Emergency failsafe	\$1,000	\$
60	16 TAC §14.2513	Electrical equipment	\$100-500	\$
61	16 TAC §14.2516	Electrical grounding and bonding	\$100-500	\$
62	16 TAC §14.2604	Systems component qualification	\$500	\$
63	16 TAC §14.2607	Vehicle fuel containers	\$100-1,000	\$
64	16 TAC §14.2610	Installation of vehicle fuel containers	\$100-750	\$
65	16 TAC §14.2613	Engine fuel delivery equipment	\$250-1,000	\$
66	16 TAC §14.2616	Installation of venting systems and monitoring sensors	\$250-750	\$
67	16 TAC §14.2619	Installation of piping	\$250-500	\$
68	16 TAC §14.2622	Installation of valves	\$250-500	\$
69	16 TAC §14.2625	Installation of pressure gauges	\$100-500	\$
70	16 TAC §14.2628	Installation of pressure regulators	\$500-1,000	\$
71	16 TAC §14.2631	Wiring	\$100	\$
72	16 TAC §14.2634	Vehicle fueling connection	\$500	\$
73	16 TAC §14.2637	Signs and labeling	\$100	\$
74	16 TAC §14.2640	System testing	\$1,000	\$
75	16 TAC §14.2643	Maintenance and repair	\$250-1,000	\$
76	16 TAC §14.2701	DOT requirements	\$1,000	\$
77	16 TAC §14.2704	Registration and transfer of LNG transports	\$500-1,500	\$

	<b>LNG Rule/Statute</b>	<b>General Description</b>	<b>Typical Minimum Penalty Amount/Range</b>	<b>Penalty Tally</b>
78	16 TAC §14.2705	Decals or letter of authority and fees	\$100	\$
79	16 TAC §14.2707	Testing requirements	\$1,000	\$
80	16 TAC §14.2710	Markings	\$250	\$
81	16 TAC §14.2713	Pressure gauge	\$100-500	\$
82	16 TAC §14.2716	Supports	\$1,000	\$
83	16 TAC §14.2719	Electrical equipment and lighting	\$100-500	\$
84	16 TAC §14.2722	Liquid level gauging devices	\$1,000	\$
85	16 TAC §14.2725	Exhaust system	\$100-250	\$
86	16 TAC §14.2728	Extinguishers required	\$100-250	\$
87	16 TAC §14.2731	Manifests	\$250	\$
88	16 TAC §14.2734	Transfer of LNG on public highways, streets or alleys	\$250-1,000	\$
89	16 TAC §14.2737	Parking of LNG transports and container delivery vehicles	\$250-500	\$
90	16 TAC §14.2740	Uniform protection standards	\$100-750	\$
91	16 TAC §14.2746	Delivery of inspection report to licensee	\$100	\$
92	16 TAC §14.2749	Issuance of LNG Form 2004 decal	\$500-1,500	\$
93	<b>Subtotal of typical penalty amounts from Table 1 (lines 1-92, inclusive)</b>			\$
94	<b>Reduction for settlement before hearing: up to 50% of line 92 amt.</b>			\$
95	<b>Subtotal: amount shown on line 93 less applicable settlement reduction on line 94</b>			\$
<b>Penalty enhancement amounts for threatened or actual safety hazard from Table 2</b>				
96	Death or personal injury		\$5,000-20,000	\$
97	Taking facility out of service		\$1,000-5,000	\$
98	Gas ignition or release requiring emergency response		\$1,000-15,000	\$
99	Damage to LNG installation or vehicle		\$1,000-5,000	\$
100	Property damage exceeding \$5,000		\$1,000-\$15,000	\$
101	Rerouting of traffic or evacuation of premises		\$1,000-5,000	\$
<b>Penalty enhancement for severity of violation from Table 2</b>				
102	Time out of compliance		\$100-2,000/mo.	\$
103	<b>Subtotal: amount shown on line 95 plus all amounts on lines 96 through 102, inclusive</b>			\$
<b>Penalty enhancements for culpability of person charged from Table 2</b>				
104	Reckless conduct of person charged		Up to double line 103	\$
105	Intentional conduct of person charged		Up to triple line 103	\$
<b>Penalty enhancements for number of prior violations within past seven years from Table 3</b>				
106	One		\$1,000	\$
107	Two		\$2,000	\$
108	Three		\$3,000	\$
109	Four		\$4,000	\$
110	Five or more		\$5,000	\$
<b>Penalty enhancements for amount of penalties within past seven years from Table 4</b>				
111	Less than \$10,000		\$1,000	\$
112	Between \$10,000 and \$25,000		\$2,500	\$
113	Between \$25,000 and \$50,000		\$5,000	\$
114	Between \$50,000 and \$100,000		\$10,000	\$

	<b>LNG Rule/Statute</b>	<b>General Description</b>	<b>Typical Minimum Penalty Amount/Range</b>	<b>Penalty Tally</b>
115	Over \$100,000		10% of total amt	\$
116	<b>Subtotal: Line 103 amt. plus amt. on line 104 and/or 105 plus the amt. shown on any line from 106-116, inclusive</b>			\$
117	<b>Reduction for demonstrated good faith of person charged</b>			\$
118	<b>TOTAL PENALTY AMOUNT: amount on line 116 less any amount shown on line 117</b>			\$