

Figure: 16 TAC §13.15(k)

Table 5. CNG Penalty Worksheet

	CNG Rule/Statute	General Description	Typical Minimum Penalty Amount/Range	Penalty Tally
1	Tex. Nat. Res. Code, Chapter 116	Any violation of Chapter 116, Texas Natural Resources Code	\$1,000-2,500	\$
2	16 TAC §13.22	Odorization	\$1,000-2,500	\$
3	16 TAC §13.24	Filing required for school and transit vehicles	\$100-500	\$
4	16 TAC §13.25(c)	Filings for stationary installations Form 1501: 1-5 occurrences	\$100	\$
5	16 TAC §13.25(c)	Filings for stationary installations Form 1501: 6-10 occurrences	\$200	\$
6	16 TAC §13.25(c)	Filings for stationary installations Form 1501: >10 occurrences	\$500	\$
7	16 TAC §13.25(b)	Filings for stationary installations Form 1500	\$1,000	\$
8	16 TAC §13.34	Vehicle fuel connection	\$500	\$
9	16 TAC §13.36	CNG incident/accident report	\$1,000	\$
10	16 TAC §13.38	Removal from CNG service	\$1,000-2,500	\$
11	16 TAC §13.39	Filing unapproved cylinders	\$500-1,500	\$
12	16 TAC §13.40	Manufacturer's nameplates and ASME markings	\$1,000	\$
13	16 TAC §13.61(d)	Performing CNG activities without proper license	\$500	\$
14	16 TAC §13.61(g)	Copies of licenses and/or certifications	\$100	\$
15	16 TAC §13.61(l)	Performing container manufacturing activities without proper registration	\$500	\$
16	16 TAC §13.61(n)	License and manufacturer registration renewal lapse 1-2 months	\$500	\$
17	16 TAC §13.61(n)	License and manufacturer registration renewal lapse 3-4 months	\$750	\$
18	16 TAC §13.61(n)	License and manufacturer registration renewal lapse 5-6 months	\$1,000	\$
19	16 TAC §13.61(n)	License and manufacturer registration renewal lapse more than 6 months	\$1,000-2,500	\$
20	16 TAC §13.62	Insurance requirements	\$1,000	\$
21	16 TAC §13.67	Change in ownership	\$250	\$
22	16 TAC §13.69	Registration and transfer of transports	\$500-1,500	\$
23	16 TAC §13.70(a)	Performing CNG activities without proper certifications	\$500	\$
24	16 TAC §13.70(f)	Trainees	\$500-1,000	\$
25	16 TAC §13.70(g)	General installers and repairman exemption	\$500-1,000	\$
26	16 TAC §13.70(h)	Requirements for certificate holder renewal	\$250	\$
27	16 TAC §13.72	Designation and responsibilities of company representatives and operations supervisor	\$500	\$
28	16 TAC §13.73	Employee transfers	\$100	\$
29	16 TAC §13.75	Franchise tax certification and assumed name certificate	\$500	\$
30	16 TAC §13.93	General requirements	\$100-750	\$
31	16 TAC §13.106	Maintenance	\$250-1,000	\$
32	16 TAC §13.107	Dispenser accuracy	\$250	\$
33	16 TAC §13.133	Installation of fuel supply cylinders	\$250-1,500	\$

	CNG Rule/Statute	General Description	Typical Minimum Penalty Amount/Range	Penalty Tally
34	16 TAC §13.142	Maintenance and repair	\$250-1,000	\$
35	16 TAC §13.143	Venting of CNG to atmosphere	\$250-750	\$
36	16 TAC §13.187	Installation of pressure relief valves	\$100-500	\$
37	16 TAC §13.190	Piping and hose	\$250-1,000	\$
38	16 TAC §13.201	NFPA 52 adopted by reference unless otherwise listed	\$250-2,500	\$
39	16 TAC §13.203	Sections in NFPA 52 not adopted by reference or adopted with changes or additional requirements	\$250-2,500	\$
40	16 TAC §13.301	NFPA 55 adopted by reference unless otherwise listed	\$250-2,500	\$
41	16 TAC §13.303	Sections in NFPA 55 not adopted by reference or adopted with changes or additional requirements	\$250-2,500	\$
42	Subtotal of typical penalty amounts from Table 1 (lines 1-41, inclusive)			\$
43	Reduction for settlement before hearing: up to 50% of line 42 amt.		_____ %	\$
44	Subtotal: amount shown on line 42 less applicable settlement reduction on line 43			\$
Penalty enhancement amounts for threatened or actual safety hazard from Table 2				
45	Death or personal injury		\$5,000-20,000	\$
46	Taking facility out of service		\$1,000-5,000	\$
47	Gas ignition or release requiring emergency response		\$1,000-15,000	\$
48	Damage to CNG installation or vehicle		\$1,000-5,000	\$
49	Property damage exceeding \$5,000		\$1,000-15,000	\$
50	Rerouting of traffic or evacuation of premises		\$1,000-5,000	\$
Penalty enhancement for severity of violation from Table 2				
51	Time out of compliance		\$100-\$2,000/mo.	\$
52	Subtotal: amount shown on line 44 plus all amounts on lines 45-51, inclusive			\$
Penalty enhancements for culpability of person charged from Table 2				
53	Reckless conduct of person charged		Up to double line 52	\$
54	Intentional conduct of person charged		Up to triple line 52	\$
Penalty enhancements for number of prior violations within past seven years from Table 3				
55	One		\$1,000	\$
56	Two		\$2,000	\$
57	Three		\$3,000	\$
58	Four		\$4,000	\$
59	Five or more		\$5,000	\$
Penalty enhancements for amount of penalties within past seven years from Table 4				
60	Less than \$10,000		\$1,000	\$
61	Between \$10,000 and \$25,000		\$2,500	\$
62	Between \$25,000 and \$50,000		\$5,000	\$
63	Between \$50,000 and \$100,000		\$10,000	\$
64	Over \$100,000		10% of total amt.	\$
65	Subtotal: Line 52 amt. plus amt. on line 53 and/or 54 plus the amt. shown on any line from 55-64, inclusive			\$
66	Reduction for demonstrated good faith of person charged			\$
67	TOTAL PENALTY AMOUNT: amount on line 65 less any amount shown on line 66			\$