



U. S. Chemical Safety and Hazard Investigation Board

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Board Action Report

Notation No.: 196

Voting Period: Urgent Notation Item (June 20-27, 2002)

Subject: Department of Defense (Recommendations 98-001-I-NV-R15 and R16) from the Sierra Chemical Company Investigation (98-001-I-NV)

Whereas,

1. The Board is authorized by 42 USC § 7412 (r)(6)(C)(i) to investigate and report to the public in writing the facts, conditions, and circumstances and the cause or probable cause of "any accidental release resulting in a fatality, serious injury or substantial property damages";
2. The Board is further authorized by 42 USC § 7412 (r)(6)(C)(ii) to issue periodic reports to the Congress, Federal, State and local agencies, including the Environmental Protection Agency and the Occupational Safety and Health Administration, concerned with the safety of chemical production, processing, handling and storage, and other interested persons recommending measures to reduce the likelihood or the consequences of accidental releases;
3. The Board has issued such recommendations to the **Department of Defense** arising out of an incident that occurred at Mustang, Nevada, on January 7, 1998; and
4. The Board seeks to ensure its recommendations are tracked and adopted in order to promote the prevention of any similar occurrence.

Therefore, pursuant to its authority under 42 U.S.C. § 7412 (r)(6)(C)(ii) the Board hereby votes to adopt the attached Recommendation Response Evaluation and designate recommendations **98-001-I-NV-R15 and R16** with the statuses of **Open -Unacceptable Response**.

Approval Date: 6/25/02

	<u>Approve</u>	<u>Disapprove</u>	<u>Not Participating</u>	<u>Withhold</u>
Isadore Rosenthal	x			
Gerald Poje	x			
Andrea Taylor	x			