October 7, 2021

The Honorable Frank Pallone, Jr.
Chairman
Committee on Energy and Commerce
United States House of Representatives
Washington, D.C. 20515

The Honorable Cathy McMorris Rodgers
Ranking Member
Committee on Energy and Commerce
United States House of Representatives
Washington, D.C. 20515

The Honorable Diana DeGette
Chair
Subcommittee on Oversight
and Investigations
United States House of Representatives
Washington, D.C. 20515

The Honorable H. Morgan Griffith
Ranking Member
Subcommittee on Oversight
and Investigations
United States House of Representatives
Washington, D.C. 20515

RE: Request for Backlog Reduction Schedule

To Committee Leadership,

Thank you for the opportunity to engage with you in the hearing titled, “Protecting Communities from Industrial Accidents: Revitalizing the Chemical Safety Board.” We appreciate your support for the critical mission of this agency.

At the request of the Subcommittee Chair for Oversight and Investigations, we are providing our current planning regarding completion of our investigations and reduction of our backlog (see Attachment 1: CSB Chemical Incident Investigation - Summary and Schedule of Open Investigations dated 07 OCT 2021).

Per my statements in the hearing, the next four investigations set for completion and board approval by the end of Quarter 2 FY 2022 are:

- Sunoco – Nederland, TX (8/16/2016)
- Loy-Lange Box Company, St. Louis, MO (4/3/2017)
- Didion Milling – Cambria, WI (5/31/2017)
- Bio-Lab – Conyers, GA (9/14/2020)

The CSB’s plan to address the 18 open investigations in an accelerated manner, while maintaining product integrity, will require our adopting an aggressive and agile approach.

Concurrently, the CSB will continue to refine the process model moving forward that accommodates a range of investigative products and timelines to effectively serve our community and meet our full mandate. We have already started to apply this new model, which resulted in our completing two investigations in Quarter 4, after a test run in Quarter 3.
This accelerated plan produces the completion of incident reports through transparent virtual and/or hybrid board meetings for as many as four investigations each quarter for FY22 and FY23.

- All current investigations would be on track to complete within this two-year timeframe.
- The attached plan is based on our assessment as of today, and assumes flexibility in the timeframe for completing investigations, as dynamic re-assessments are required based on numerous external and internal factors. For example: The order of completion may change based on factors outside of our control (e.g., unsafe structure, site contamination), or if we identify a high-priority incident that is ready or release and warrants an accelerated placement in the queue.
- The plan allows for deployments to continue at the FY 2021 rate and assumes that funds for new Mission Product team members will be appropriated, with staff onboarded and trained.

With older investigations prioritized, all open incidents occurring prior to CY 2020 would be completed in FY 2022.

- The new process model would permit board members to review and vote on currently issued recommendations simultaneously.
- To ensure transparency and CSB’s accountability to the timeline, we will be setting firm dates for virtual board meetings at the start of each fiscal year.

Sincerely,

[Signature]

Dr. Katherine A. Lemos
Chairman and CEO
U.S. Chemical Safety and Hazard Investigation Board
1750 Pennsylvania Ave. NW, Suite 910
Washington, DC 20006

Enclosure: Attachment 1: CSB Chemical Incident Investigation - Summary and Schedule of Open Investigations dated 07 OCT 2021
CSB Chemical Incident Investigation - Summary and Schedule of Open Investigations

Date: 07 OCT 2021*

<table>
<thead>
<tr>
<th>Incident Date</th>
<th>Investigation</th>
<th>Incident Location</th>
<th>Anticipated Board Meeting Timeframe</th>
</tr>
</thead>
<tbody>
<tr>
<td>8/12/2016</td>
<td>Sunoco</td>
<td>Nederland, TX</td>
<td>FY22 Q1-Q2</td>
</tr>
<tr>
<td>4/3/2017</td>
<td>Loy-Lange Box Company</td>
<td>St. Louis, MO</td>
<td>FY22 Q2</td>
</tr>
<tr>
<td>5/31/2017</td>
<td>Didion Milling</td>
<td>Cambria, WI</td>
<td>FY22 Q2</td>
</tr>
<tr>
<td>9/14/2020</td>
<td>Bio-Lab Conyers</td>
<td>Conyers, GA</td>
<td>FY22 Q2</td>
</tr>
<tr>
<td>4/26/2018</td>
<td>Husky Energy Refinery</td>
<td>Superior, WI</td>
<td>FY22 Q2-Q3</td>
</tr>
<tr>
<td>5/19/2018</td>
<td>Kuraray EVAL</td>
<td>Pasadena, TX</td>
<td>FY22 Q3</td>
</tr>
<tr>
<td>1/24/2020</td>
<td>Watson Manufacturing and Grinding</td>
<td>Houston, TX</td>
<td>FY22 Q3</td>
</tr>
<tr>
<td>6/21/2019</td>
<td>Philadelphia Energy Solutions (PES)</td>
<td>Philadelphia, PA</td>
<td>FY22 Q3-Q4</td>
</tr>
<tr>
<td>3/17/2019</td>
<td>Intercontinental Terminals Company (ITC)</td>
<td>Deer Park, TX</td>
<td>FY22 Q4</td>
</tr>
<tr>
<td>11/27/2019</td>
<td>TPC Group</td>
<td>Port Neches, TX</td>
<td>FY22 Q4</td>
</tr>
<tr>
<td>4/2/2019</td>
<td>KMCO</td>
<td>Crosby, TX</td>
<td>FY22 Q4 - FY23 Q1</td>
</tr>
<tr>
<td>8/27/2020</td>
<td>Bio-Lab Lake Charles</td>
<td>Lake Charles, LA</td>
<td>FY23 Q1</td>
</tr>
<tr>
<td>1/29/2020</td>
<td>Wendland 1H Well</td>
<td>Burleson County, TX</td>
<td>FY23 Q1</td>
</tr>
<tr>
<td>11/13/2020</td>
<td>Wacker Polysilicon North America</td>
<td>Charleston, TN</td>
<td>FY23 Q1</td>
</tr>
<tr>
<td>12/9/2020</td>
<td>Optima-Belle LLC</td>
<td>Belle, WV</td>
<td>FY23 Q2</td>
</tr>
<tr>
<td>1/28/2021</td>
<td>Foundation Food Group</td>
<td>Gainesville, GA</td>
<td>FY23 Q2</td>
</tr>
<tr>
<td>4/8/2021</td>
<td>Yenkin-Majestic</td>
<td>Columbus, OH</td>
<td>FY23 Q2</td>
</tr>
<tr>
<td>7/27/2021</td>
<td>LyondellBasell</td>
<td>LaPorte, TX</td>
<td>FY23 Q3</td>
</tr>
</tbody>
</table>

*Estimated schedule for completion is subject to change based on external factors and investigation complexity.