Gerald V. Poje, Ph.D.
Board Member

Irv Rosenthal, Ph.D.
Board Member

Andrea Kidd Taylor, Dr. P.H.
Board Member

March 20, 2002

Board Action Report

Notation No.: 159

Voting Period: Urgent Notation Item: March 13-19, 2002

Subject: Nevada Occupational Safety and Health Enforcement Section Recommendation (98-001-I-NV-R14) from the Sierra Chemical Company Report (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 **Nevada Occupational Safety and Health Enforcement Section** 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 memo "Staff Proposal for Recommendations Status" and designate Recommendation 98-001-I-NV-R14 with the status of **"closed, acceptable action."**

Approval Date: 3/14/02

	Approve	Disapprove	Not Participating	Withhold
Isadore Rosenthal	x			

Gerald Poje   x
Andrea Taylor   x