

June 30, 2022

Sean Mayo
WA Utilities and Transportation Commission
P.O. Box 47250
Olympia, WA 98504-7250

Certified Mail 7017 3040 0000 2720 7213

RE: Probable violation Public Awareness Audit

Enclosed letter from WUTC indicates probable violations from recent audit. Corrections were made and documents were updated and reviewed with the WUTC auditor. While annual review was completed, but was not documented in files.

Call me or Marvin Price if you have any questions.

Thanks,



Brett Krumwiede
Plant Manager

Enclosure



STATE OF WASHINGTON
UTILITIES AND TRANSPORTATION COMMISSION

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Sent via email

June 2, 2022

Brett Krumwiede
Plant Manager
Lamb Weston/BSW
1203 Basin St.
Warden, WA 98857

RE: 2022 Natural Gas Public Awareness Plan Inspection – Lamb Weston/BSW – (Insp. No. 8435)

Dear Mr. Krumwiede:

Staff from the Washington Utilities and Transportation Commission (staff) conducted a Public Awareness Plan inspection of Lamb Weston/BSW (Lamb Weston) on May 18, 2022. This inspection included a records inspection and review of public awareness procedures. Our inspection indicates one probable violation as noted in the enclosed report.

Your response needed

Please review the attached report and respond in writing by July 7, 2022. Your response should include how and when you plan to bring the probable violations into full compliance.

What happens after you respond to this letter?

The attached report presents staff's decision on probable violations and does not constitute a finding of violation by the commission at this time.

After you respond in writing to this letter, there are several possible actions the commission, in its discretion, may take with respect to this matter. For example, the commission may:

- Issue an administrative penalty under [RCW 81.04.405](#); or
- Issue a complaint under [RCW 81.88.040](#), seeking monetary penalties, changes in the company's practices, or other relief authorized by law, and justified by the circumstances. Any pipeline company that violates any pipeline safety provision of any commission order, or any rule in this chapter including those rules adopted by reference, or chapter [81.88 RCW](#) is subject to a civil penalty not to exceed \$218,647 for each violation for each day that the violation persists. The maximum civil penalty for a related series of violations is \$2,186,465; or
- Consider the matter resolved without further commission action.

UTILITIES AND TRANSPORTATION COMMISSION
2022 Natural Gas Pipeline Safety Inspection
Lamb Weston/BSW

The following probable violation of Title 49 CFR Part 192 was noted as a result of the 2022 inspection of Lamb Weston/BSW. The inspection included a records inspection and review of public awareness procedures.

PROBABLE VIOLATIONS

1. **49 CFR §192.616(c) Public Awareness.**

The operator must follow the general program recommendations, including baseline and supplemental requirements of API RP 1162, unless the operator provides justification in its program or procedural manual as to why compliance with all or certain provisions of the recommended practice is not practicable and not necessary for safety.

API RP 1162 Section 8.3

The operator should complete an annual audit or review of whether the program has been developed and implemented according to the guidelines in this RP. The purpose of the audit is to answer the following two questions:

- *Has the Public Awareness Program been developed and written to address the objectives, elements and baseline schedule as described Section 2 and the remainder of this RP?*
- *Has the Public Awareness Program been implemented and documented according to the written program?*

Finding(s):

Lamb Weston did not have records to show that an audit or review of the public awareness program was completed annually. Lamb Weston has a procedure in Section 5.16 of their Operations & Maintenance Manual to complete the self-assessment of the program annually, but no documentation was available at the time of the inspection.

API RP 1162 Section 8.3 describes the annual review process, the questions that should be answered and the three acceptable methodologies for completing the annual audit. Lamb Weston should refer to this section to develop a process and maintain records that meet this requirement.