



# U.S. ENVIRONMENTAL PROTECTION AGENCY

## Risk Management Program Inspection Findings and Alleged Violations Summary Region 10

**REASON FOR INSPECTION:** This inspection is for the purpose of determining compliance with Section 112(r)(7) accidental release prevention requirements of the Clean Air Act, as amended 1990. The scope of this inspection may include, but is not limited to: reviewing and obtaining copies of documents and records; interviews and taking of statements; reviewing of chemical storage, handling, processing, and use; taking samples and photographs; and any other inspection activities necessary to determine compliance with the Act.

FACILITY NAME: Sorrento Lactalis, Inc.	<input checked="" type="checkbox"/> PRIVATE # EMPLOYEES: 695	<input type="checkbox"/> GOVERNMENTAL/MUNICIPAL POPULATION SERVED: <a href="#">Click here</a>
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FACILITY LOCATION: 4912 E. Franklin Road, Nampa, Idaho 83653	INSPECTION START DATE: 8/12/2021	INSPECTION START TIME: <a href="#">Click or tap here to enter text.</a>
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MAILING ADDRESS: 4912 E. Franklin Road, Nampa, Idaho 83653	INSPECTION END DATE: 9/30/2021	INSPECTION END TIME: <a href="#">Click or tap here to enter text.</a>
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RESPONSIBLE OFFICIAL, TITLE, PHONE NUMBER: Kelly Johnston, Site Director, 208-467-4424	EPA FACILITY ID# 1000 0017 2706
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FACILITY REPRESENTATIVE(S), TITLE(S), PHONE NUMBER(S): Wendy York, Safety & Environmental Manager, 208-463-6647	INSPECTOR NAME(S), TITLE(S), PHONE NUMBER(S) Bob Hales, SEE Grantee RMP Inspector, 206-553-4090 Javier Morales, RMP Coordinator, 206-553-1255
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	INSPECTOR SIGNATURE	DATE
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### INSPECTION FINDINGS

IS FACILITY SUBJECT TO RMP REGULATION (40 CFR 68)?	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO
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DID FACILITY SUBMIT AN RMP AS PROVIDED IN 68.150 TO 68.185?	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO
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DATE RMP FILED WITH EPA March 13, 2017:	DATE OF LATEST RMP UPDATE: October 30, 2020
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1) PROCESS/NAICS CODE: <a href="#">Click or tap here to enter text.</a>	PROGRAM LEVEL: <input type="checkbox"/> 1 <input type="checkbox"/> 2 <input checked="" type="checkbox"/> 3
REGULATED SUBSTANCE: anhydrous ammonia	MAX. QUANTITY IN PROCESS (lbs.): 54,000

### DESCRIPTION OF ALLEGED VIOLATIONS

CAA Section 112(r) and its implementing regulations in 40 C.F.R. Part 68 require an owner or operator of a stationary source that has more than a threshold quantity of a regulated substance (listed in § 68.130) in a process, to develop a Risk Management Plan (RMP) and Risk Management Program.

EPA representatives conducted an offsite compliance document review at the Sorrento Lactalis, Inc. facility on August 21, 2021. Based upon this compliance document review the Sorrento Lactalis, Inc. facility is in violation of the following risk management program elements:

- Process Hazard Analysis (PHA):** The owner or operator shall establish a system to promptly address the team's findings and recommendations; assure that the recommendations are resolved in a timely manner and that the resolution is documented; document what actions are to be taken; complete actions as soon as possible; develop a written schedule of when these actions are to be completed; communicate the actions to operating, maintenance and other employees whose work assignments are in the process and who may be affected by the recommendations or actions as required by 40 C.F.R. § 68.67(e). The 2011 and 2016 PHA did not have a method for tracking the recommendations and the completion dates of each recommendation.
- Compliance Audits:** The owner or operator shall promptly determine and document an appropriate response to each of the findings of the compliance audit, and document that deficiencies have been corrected as required by 40 C.F.R. § 68.79(d). The 2017 and 2020 compliance audits had no documentation indicating the deficiencies had been corrected.

DESCRIPTION OF ALLEGED VIOLATIONS (Cont'd)

3. Training: Refresher training shall be provided at least every three years, and more often if necessary, to each employee involved in operating a process to assure that the employee understands and adheres to the current operating procedures of the process. The owner or operator, in consultation with the employees involved in operating the process, shall determine the appropriate frequency of refresher training as required by 40 C.F.R. § 68.71(b). No refresher training documentation was provided for the operator, Nathan Parker.

DID FACILITY CORRECTLY ASSIGN PROGRAM LEVELS TO PROCESSES?

YES

NO

ATTACHED CHECKLIST(S):

PROGRAM LEVEL 1

PROGRAM LEVEL 2

PROGRAM LEVEL 3

OTHER ATTACHMENTS: