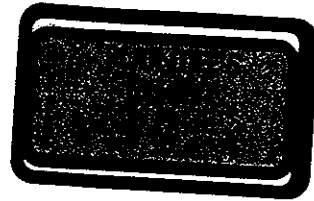


Minutes of Meeting
of
Toxic Substances Committee
THE REFRACTORIES INSTITUTE

The Brighton Hotel
Atlantic City, New Jersey

September 18, 1980



The meeting was called to order by the chairman at 2:00 P. M. with the following members present:

Neil Ault, Chairman
Subrata Banerjee
Patricia Bankenstein
Irving Dulberg
Robert B. Greer
Leonard C. Hanson
Curt Horton
David A. Knowlton
Lynn A. Morrison
David M. Myers
Jon D. Walton
George L. Winchester

Norton Company
General Refractories Co.
Dolomite Brick Corp. of America
J. H. France Refractories Co.
Babcock & Wilcox Co.
Martin Marietta Chemicals
North American Refractories Co.
BMI, Inc.
The Whitacre-Greer Fireproofing Co.
Allied Mineral Products Inc.
Harbison-Walker Refractories
Resco Products, Inc. (North State Pyro)

Also present were: H. W. Fulton, Jr., T.R.I. Counsel, and Charles G. Marvin, Vice President, T.R.I.

Mr. Paul Crouch, President of The Institute, introduced Charles Marvin to the committee.

A brief review of the minutes of the meeting held April 24, 1980 was given and these were approved without comment.

Item #1 on the agenda, TSCA Confidential Business Information Security Manual. A report was prepared by L. Hanson and D. Myers. It was explained that the agency was trying to set up guidelines to make certain that confidential material supplied by industry would remain secure. The information would be stored and released only by permission. It was believed that The Refractories Institute could not improve on or do anything about the TSCA method. All generally felt that the disciplinary action of TSCA left something to be desired mainly because a course of disciplinary action is not spelled out.

It was decided that no action be taken by The Institute and Charles Marvin will inquire if the Chemical Manufacturers Association will take any action. If they (CMA) requires assistance, we will try to help.

Item #2 on the agenda, A Proposed Statement of Policy on Exemption from TSCA Rules. A report by Patricia Bankenstein and Curt Horton was given and in general it was felt that a problem could arise over the responsibility for payments of tests performed to determine the toxic nature of materials. There are three (3) methods of testing:

1. Individual testing
2. Joint testing

or the testing has been performed.) In the latter case, reimbursement for testing may be authorized by the Agency.

It was believed that too many aspects of this statement of policy were objectionable. In fact, the subcommittee did not know where to start to list their objections. Since it was deemed very important that objections be listed, Chairman Ault referred the issue back to subcommittee for reappraisal. A letter is to be forwarded to The Institute by October 1st. The Refractories Institute will send a final letter to TSCA by October 25th.

Item #3, Records and Reports of Allegations, (July 11, 1980, Federal Register) Proposed Rules was considered with a letter from C. E. Shaw distributed to the committee. Comments on allegations are to be submitted by October 9th and hearings are currently in progress in several areas. It was believed that the CMA comments were very complete, but further comments from committee were requested. Exception was taken to the numerical estimates and their derivation. Chairman Ault requested that comments from The Institute be included with the CMA outline possibly serving as a guide. The CMA outline will be used as a guide for a letter from The Institute to TSCA. The committee would draft suggested comments for submission by The Institute. It was also stressed that it is important for the member companies to write directly to TSCA giving their individual comments. Charles Marvin will write on behalf of The Refractories Institute.

Item #4, TSCA Premanufacture Comments. These were reviewed and it was determined that no action is required by The Institute. It was requested that Mr. Marvin write member companies and make them aware the fact that any change in process may require a report to TSCA or EPA.

Item #5, Labeling Update. It was reported that a labeling conference will be held in Arlington, Virginia on October 30 and 31. A recent meeting of the labeling subcommittee reported on the types of labels required. A proposal will be forthcoming from EPA and OSHA in the very near future and labels will be required on hazardous and carcinogenic materials. Strong consideration is being given to requiring labeling where as little as 1/10 of one percent by weight of a carcinogenic material is involved. Exports may not require labeling.

Item #6, OSHA Carcinogen List. A candidate list was distributed with little or no comment.

Item #7, Toxic Integration Information Series. Chairman Ault read a summary and announced that no action is to be taken.

Item #8, New Business. The status of chromium oxide was briefly considered and any consideration was held in abeyance for future action when there are specific regulatory proposals to be considered.

No further business. The meeting adjourned at 5:15 P. M.

Respectfully submitted,

Irving Dulberg
Toxic Substances Committee