

Minutes of Meeting
Occupational Safety and Health Committee

Chemical Manufacturers Association
Terrace Conference Room
2501 M Street, N.W.
Washington, D.C. 20037

Tuesday
July 14, 1981
8:30 - 2:20

Attendees

Tom Evans
(Chairman)
Joseph Caporossi
John Dougherty, M.D.
Harry Eschenbach
Warren Ferguson for
Jon Plaut
Don Hillman, M.D.
Richard Hoots, Jr.
Pat McNulty
Myrl Miller
Charles Richards
Jerry Robertson
Charles Ryan, M.D.
Arthur Sheldon
John Wheeler
Dave Willette for
Ned Walters

Monsanto Company
American Cyanamid Co.
Celanese Corporation
W. R. Grace & Company
Allied Corporation
Diamond Shamrock Corp.
ICI Americas Inc.
Rohm and Haas Company
IMC Corporation
Gulf Oil Chemicals
Exxon Chemical Company
Sun Company
M & T Chemicals Inc.
Amoco Chemicals Corp.
E. I. du Pont de Nemours & Co.

CMA Staff Present

Chris Cathcart
Milton Freifeld
Pat Joyce
Chris Nolde

Guests

Robert Brant	ICI Americas Inc.
Henry Ward	Stauffer Chemical Company

The meeting was convened at 8:30 AM by Chairman
Tom Evans.

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1. Minutes of the Meeting of April 22, 1981

Minutes were approved as distributed.

2. Nominating Committee - Vice Chairman

Mr. Evans appointed himself, Jonathan Plaut, and Milton Freifeld as a committee to nominate a vice chairman at the next OSHC meeting. In the future, vice chairmen of standing committees will be appointed by the CMA Executive Committee with Board approval.

3. Task Group Organization

3.1 CMA/NIOSH Symposium Task Group - The task group was disbanded following fulfillment of its mission. A book containing copies of papers presented at the Symposium last March, was sent to attendees. Additional copies will be made available at cost, to others.

3.2 NIOSH Control Technology Study - The Committee approved the following charter for this task group.

"Review and evaluate the technical basis OSHA and its contractors use to characterize industry's control technology. Assist NIOSH and its contractors by providing comments on studies initiated to document and characterize industries' methodologies."

Mr. J. M. Schroy of Monsanto is the Task Group Leader.
Sunset: June 1, 1983

3.3 Health Standards - The Committee agreed this task group should be formed and that it should include workgroups on Reproductive Hazards, OSHA Cancer Policy, Access to Employee Records, Respirator Fit Testing, and Laboratory Safety.

The advocate and Task Group Chairman is Mr. H. Eschenbach.
Sunset: June 1, 1983

3.4 Process Safety Analysis - The Committee agreed to form the above task group and asked Messrs. Caporossi and Walters to draft appropriate charters.

3.5 Committee Member Assignments - Committee members accepted assignments as advocates for task groups or in a liaison capacity as follows:

<u>Task Group</u>	<u>Advocate/Back-up</u>
Safety Standards	Richards
Safety Statistics	Richards
Health Standards	Eschenbach
a) Reprod. Hazards	Wheeler
b) Cancer Policy	Hillman
c) Respirator Fit	Dougherty
d) Access to Records	Ryan
e) Lab Safety	Eschenbach
OSHA Reform	Plaut/Walters
NIOSH Control Technology	Walters/McNulty
Liaison w/ Tech. Associations	Miller
ANSI Z 129.1 Revision	Sheldon
Informing Physicians - Occupational Medicine	Ryan/Dougherty
Worker Education	McNulty
Ergonomics	Robertson
Future Issues	Hoots
Process Safety Analysis	Caporossi/Walters
<u>Liaison</u>	
Special Programs Advisory Committee	Miller
National Occupational Health Survey - II	Robertson
International Liaison Group	Sheldon
Public Risk Assessment Committee	Wheeler

4. Legislative Update

Senator Hawkins has postponed OSHA oversight hearings to September 23-24; Congressman Gaydos is continuing the labeling

hearings today and Congressman Gore has scheduled oversight hearings on the National Toxicology Program for July 15-16, at which he plans to inquire into the attempted firing of OSHA's Dr. Peter Infante.

5. Supreme Court Cotton Dust Decision

The implications of this decision for our industry were reviewed.

6. Council on Economic Priorities (CEP) Report

Representatives of the eight major companies named in the CEP report met and decided against a formal response in order to minimize CEP's media exposure. Nevertheless, they did agree that a draft rebuttal to the report should be prepared for possible future use in responding to allegations on the Hill.

7. CMA Semi-Annual Meeting

The Health, Safety and Chemical Regulations Division's part of the semi-annual meeting will deal with "Public Right-to-Know." The semi-annual meeting is November 2 & 3, 1981, at the Hyatt Regency in Washington, DC.

8. Task Group Reports

8.1 Safety Standards - The task group plans to use their response to the OSHA Subpart H proposal on Hazardous Materials to explain a new approach to writing standards. CMA would like to see OSHA develop work practice rules in performance language and will try to convince the Agency's managers before proceeding with formal comments. The Committee approved this plan.

The task group's draft suggestions to OSHA on targeting inspections -- as well as the thrust of the intended approach on conveyors, laboratory safety and the lead standard (respiratory protection) -- were also approved by the Committee.

8.2 Worker Education - The task group is developing a questionnaire to determine the extent of member need for information on worker education and also to learn about current practices in this field. The task group plans to write a resource document on worker education that will include data obtained from the questionnaire responses. Distribution of such a questionnaire requires CMA management approval.

8.3 OSHA Reform - OSHA apparently is doing all it can to make the administrative changes suggested by CMA and others.

In view of the Supreme Court decision on cotton dust, it may be desirable to seek a change in the law to permit risk/cost/benefit analysis in rulemaking. Consultation with the Agency and sister associations suggests that trying to bring about such a change could be a high priority project.

8.4 Reproductive Hazards - Some of our CMA nominees have been accepted for the Inter-Agency Regulatory Liaison Group Workshop on Reproductive Hazards, September 21-23, 1981, in the Washington area.

The Committee encouraged the task group to develop plans for a symposium to be held sometime in 1982 to review the state of the art of testing for reproductive effects.

8.5 Informing Family Physicians About Occupational Health - Flyers announcing the details of this program to be held in Charleston, SC, October 2&3, 1981, are currently being distributed.

8.6 Ergonomics - The task group's visit to NIOSH in Cincinnati was discussed. The task group is preparing a report on the subjects discussed at the NIOSH meeting.

8.7 ANSI Z 129.1 Revision - A revised draft is almost ready to be circulated for approval by OSHC, the Hazards Communications Special Committee, and the Executive Committee if necessary. The HCSC has made its presentation to OSHA on CMA's recommendations for a Hazards Communications Federal Standard. A copy will be distributed to all members of the OSH Committee.

8.8 Liaison with Technical Societies - While we have CMA representation on many key committees, people are still needed for the following: NFPA #13, Automatic Sprinklers; #45, Chemistry Laboratories; #101, Life Safety Code; #30, Flammable & Combustible Liquid Code. Also, CMA representation is needed on ANSI Z 2, Protection of Heads, Eyes, and Respiratory Organs; Z 117, Safety Requirements for Working in Tanks and Confined Spaces.

8.9 Future Issues - A new task group chairman is needed as Mr. W. Westendorf was forced to resign due to another job assignment.

8.10 Access to Employee Records - Mr. Joyce reported on legal developments on this subject wherein OSHA has indicated an intent to seek further public comment on the rule and the advisability of "staying" the effective date. Also OSHA's counsel will probably issue interpretive bulletins on sections of the current standard.

9. National Occupational Health Survey II (NOHS II)

Many of the errors made in the first NOHS are apparently being repeated in NOHS II, which is in the first year of a planned three year study. The Committee should decide this fall whether to support continuation of NOHS II.

10. OSHA Air Contaminant Standards

Mr. Ward explained the difficulties to industry in the way the captioned standards are written and applied by the Agency. He also discussed the importance of flexibility in applying various types of controls (e.g., engineering, administrative, and protective equipment) in the workplace. The Committee will encourage OSHA to evaluate workplace safety and health performance by reviewing location statistical data.

11. Senator Pell Statement (Congressional Record of 6/8/81, S5874)

Mr. Pell's attack on our industry, like others, is based on faulty information. Mr. Evans asked the Task Groups on Health Standards and Safety Statistics to explore a possible response to inaccurate reports like Mr. Pell's.

12. Future Committee Meetings:

- September 9, in Washington, DC
- November 19 (tentative)

The meeting was adjourned at 2:20 PM.

for Gordon D. Strickland
Milton Freifeld
Associate Director
Health, Safety and
Chemical Regulations

Minutes Subject to Approval
MF:jb 072481