

Chemical Manufacturers Association
Minutes of Open Meeting
OCCUPATIONAL SAFETY AND HEALTH COMMITTEE

Howard Johnsons

May 15, 1980

Arlington, Virginia

Members Present

Tom Evans
Linda Casey
Emil Christofano
Robert Clyne, M.D. (part-time)
Harry Eschenbach
Richard Hoots, Jr.
Donald Hillman, M.D.
Carl De Martino
Arthur Sheldon
Jack Snyder (part time)
Mayo Smith

Monsanto Company
Ashland Oil, Inc.
Hercules Inc.
American Cyanamid Co.
W.R. Grace & Company
ICI Americas
Diamond Shamrock Corp.
E.I. duPont de Nemours
M&T Chemicals Inc.
Merck & Co., Inc.
Air Products & Chemicals

Jay Young
Chris Nolde
Patrick Joyce
Gordon Strickland
David Zoll
Milton Freifeld

CMA
CMA
CMA
CMA
CMA
CMA

Members Absent

Frank Ubel, M.D.
John Venable, M.D.
Howard Kusnetz
Richard O'Connell, M.D.

Minnesota Mining & Manufacturing Co.
Dow Chemical USA
Shell Oil Company
Olin Corporation

Action

1) Discuss OSHC views on Embryofetotoxins and similar guidance papers with senior CMA staff and Executive Committee. Obtain clarification on Committee charter.

2) Establish task group on Reproductive Hazards in the Workplace.

1.0 Minutes of Last Meeting, 3/13/80.

The captioned minutes were approved as distributed.

CMA 060556

2.0 Legislation

2.1 Schweiker Bill (S2153)

Mr. Nolde briefly reviewed the provisions of the bill and the CMA statement of May 2 on it. Companies were urged to write their Congressmen supporting this proposed measure. The vote on this matter is expected to be very close and additional pressure from constituents may make the difference.

Dr. Smith said that after talking to Senator Schweiker and other legislators, he was fairly optimistic about passage of the bill.

2.2 Beard's Bill (H.R. 5482) - Workers' Compensation

Mr. Freifeld reviewed the contents of the bill and the CMA statement on it which is expected to be ready within a week.

3.0 Labeling

In reporting on the activities of the Intercommittee Task Group on Hazards Communications, Mr. Sheldon said that OSHA intends to issue a regulation on this matter in June (Note: the latest estimate is August) but EPA's schedule is less firm. He also indicated that there was increasing international activity regarding labeling and that the CMA International Advisory Group has this topic on their agenda.

3.1 Revision on ANSI Z129.1

Messrs. Joyce and Zoll explained that the captioned document was still under legal advisement as part of the strategy in dealing with the agencies as well as for legal reasons.

4.0 Embryofetotoxins Draft

Mr. Strickland reported that the Executive Committee at its May 13th meeting approved the use of the rearranged Embryo-fetotoxin draft, provided the control section was modified, as a basis for responding to proposed guidelines on Employment Discrimination and Reproductive Hazards promulgated jointly by Equal Employment Opportunity Commission and Department of Labor's Office of Federal Contract Compliance Programs. The change suggested in the control section is to avoid the appearance of setting up a required sequence of applying engineering controls first, then administrative and work practice controls. Instead, the best combination of control measures for a given situation should be used. All the elements of the document as approved by the OSHC were retained but rearranged as recommended by the Chemical Regulation Advisory Committee. Mr. Strickland reiterated to the Executive Committee the OSHC's desire to have the entire paper published.

CMA 060557

Mr. Hoots said he intended to present this Committee's views to the Executive Committee and indeed stood by during the first few hours of their meeting on May 13. However, since discussion of this topic was delayed until much later in the day he was unable to remain until that time.

The Executive Committee is also planning to develop guidelines for the preparation of papers like the one on Embryo-fetotoxins, Mr. Strickland said.

Dr. Clyne, in strong and emotional terms express disappointment that CMA was not yet prepared to publish the Embryofetotoxin paper. He noted that there was plenty of lead time to obtain necessary approvals but slow CMA procedures prevented timely publication of this information. Thus much good effort was wiped out, he said.

Mr. De Martino noted that this was the second case within the last two years in which the Executive Committee has rejected an OSHC recommendation on its work product. The first one involved discontinuance of chemical safety and data sheets because of potential liability for CMA from chronic hazards warnings. Unless appropriate changes occur in CMA, Mr. De Martino believes, it will be difficult to have knowledgeable, responsible people from member companies assigned to such task groups.

Dr. Fulwiler talked about the paucity of professional work products coming from the OSHC. This often involves recognizing a need to inform member companies about some issue which may not yet have been picked up by government agencies. Strong support for this view was expressed by members of the Committee and by the audience. Put another way, the prevailing sentiment was that the Committee should avoid being confined to the mode of only responding to proposed regulation or legislation. That is, the Committee thought its charter included being proactive, not only reactive, regarding industry-wide problems. Also it was felt educational and informational activities should be an important aspect of the Committee's program. Hence, it was not entirely clear what the Committee was expected to do.

The Committee felt strongly that it should request an opportunity to have its representatives present its views to the Executive Committee. (Note: It has since been agreed that a first step should be for Committee representatives to meet with Senior Staff, including Dr. G.V. Cox and Mr. R.A. Roland).

5.0 Epidemiology Guideline Draft

Dr. Hillman reported that the draft on "Guidelines For Occupational Health Surveillance & Epidemiologic Studies" has been reviewed and edited many times and is ready for publication, from the Committee's view. However, the document is being held in abeyance until clarification is received on how CMA would like to handle such guidance papers.

6.0 Proposed New Task Groups

6.1 Task Group on Training Private Physicians

In a written report, Dr. Venable stated that he had discussed the subject of occupational medicine training of family practice physicians at length with Marcus Key M.D. University of Texas, School of Public Health; Herschel Griffin, M.D. University of Pittsburgh and Don Hoops, Ph.D., American Occupational Medical Association (AOMA). Following these talks Dr. Venable felt that any attempt to initiate an educational program at this time would best be done through the Council on Education of the AOMA or the American Medical Association. Hence he sees no need to establish a task group for this purpose unless the Committee decides otherwise.

6.2 Task Group on Reproductive Hazards in the Workplace

Mr. John Wheeler said he had agreed to lead a task group whose primary objective would be to respond to the proposed guidelines on Employment Discrimination and Reproductive Hazards, published jointly by EEOC/DOL in the February 1, 1980 Federal Register. Other members tentatively include Mrs. Gloria Portela-Cubria (Note: She has since been replaced on the Committee by Mr. John Wheeler) as advocate, Mr. Carl Umland of Exxon and Drs. Quint Hull of Union Carbide Corp., McCarville of Monsanto, Fulwiler of Proctor and Gamble and Karrh of Dupont. The Committee also tentatively accepted the following draft charter for the task group. The charter is subject to later revision following review by the task group.

Proposed Charter for task group on Reproductive Hazards in the Workplace

Respond to regulatory and legislative initiatives on reproductive hazards resulting from workplace exposures.

Establish and maintain contacts with appropriate agency personnel to anticipate their future actions and to present our industry's view.

Recommend means of disseminating relevant information to member companies and our industry (e.g. Symposia and Workshops).

Mr. Freifeld said he heard the deadline for responding to the EEOC/DOL proposal was postponed from June 2 to June 30. (Note: it has since been confirmed that the agencies have postponed the deadline to July 2). A suggestion made from the floor was that an early draft of the CMA response be distributed to

member companies to serve as guidance for their individual responses.

6.3 Task Group on New Projects

The Committee decided to hold this matter in abeyance until the OSHC charter has been further clarified.

6.4 Task Group on Genetic Screening

Like the above item this matter was also tabled.

7.0 Publications

7.1 Chemical Abstract Services' Proposal on Safety Data Sheets

They have decided to drop their proposal, said Dr. Young, hence there is no need to consider the matter now.

7.2 Guidelines for Safety Data Sheet (SDS) Preparation

At an earlier meeting it was suggested that it might be useful to prepare guidelines for use by member companies in developing their own SDS's. Such guidance may be especially appropriate since CMA no longer publishes SDS's. This will be addressed after resolution of the general question about how guidelines will be handled in the future.

8.0 Joint Symposium With NIOSH

Mr. Evans said that the Symposium on Control of Workplace Hazards in the Chemical Manufacturing Industry has now been set for March 11 and 12, 1981, in Philadelphia. A tentative program has been prepared but is still undergoing development in continuing meetings with NIOSH. Our plans call for distributing reprints of the papers to be presented.

9.0 Liaison With Chemical Regulation Advisory Committee

CRAC recently established a task group to deal with Section 8(c) of the Toxic Substances Control Act (TSC). Section 8 is titled Reporting and Retention of Information and Subpart (c) deals with significant adverse reaction to health or the environment. CRAC requested that an OSHC member act as liaison for this activity and Mr. Plaut agreed to serve in that capacity.

10.0 Semi-Annual Meeting

This year the semi-annual meeting of the Association will be combined with meetings of the standing committees on October 27 and 28 in Houston, Texas. OSHC is scheduled to have a closed

session the morning of October 28 and an open meeting that afternoon. Messrs. Eschenbach and Freifeld agreed to prepare the program for that meeting.

11.0 Long Range Planning Task Group Report

Mr. Howard said this task group, like the full Committee, has felt a need for a better definition of what advocacy role the Committee was expected to play and which related activities should be undertaken. The task group agreed that responding to legislative and regulatory initiatives was important but that the Committee's scope should not be circumscribed by this activity. Rather they thought that such activities as sponsoring workshops as well as safety reporting and award programs should be continued.

The task group also suggested a review of our interaction with major standards setting organizations such as The American National Standards Institute and The National Fire Protection Association. In particular the current practice of having CMA representatives on many committees of these organizations was questioned. A related point was made about closely coordinating safety and health activities with other associations.

The task group also felt that a better balance should be maintained among OSHC members representing the disciplines of safety, industrial hygiene and industrial medicine.

12.0 Membership

The following nominees were approved by the Executive Committee for membership on OSHC beginning June 1, 1980:

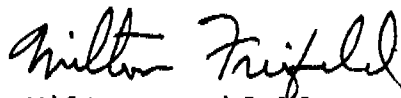
Myrle Miller	IMC Chemical Group, Inc.
Patrick McNulty	Rohm and Haas Company
Jonathan Plaut	Allied Chemical Corporation
Portela-Cubria *	Standard Oil Co. (Indiana)
Jerry Robertson	Exxon Chemical USA

Rotating off OSHC June 1, 1980 are: Linda Casey, Robert Clyne, Carl De Martino, Mayo Smith, Howard Kusnetz.

13.0 Next Meeting

This is to be a closed meeting on July 10, 1980, at CMA headquarters in Washington, D.C.

The Meeting was adjourned at 2:00 p.m.


Milton Freifeld

Minutes subject to approval
June 19, 1980

CMA 060561

*(Note: Mrs. Gloria Portela-Cubria has been replaced on the Committee by Mr. John Wheeler

Chemical Manufacturers Association
OCCUPATIONAL SAFETY AND HEALTH COMMITTEE

OPEN MEETING
Howard Johnsons Motor Lodge
Arlington, Virginia

May 15, 1980

Attendance of nonCommittee Members

Zeb G. Bell
J.H. Blacker
Lew Burnette
Elton L. Clark
Ernest M. Dixon, M.D.
William Fassuliotis
Charles W. Flickinger
R.D. Fulwiler
Richard F. Gold
Albert E. Greene
David G. Hall
Paul W. Herring
Richard O. Howard
John R. Loper
Bob Mack
Myrl Miller
Patrick J. McNulty
David L. McWherter
Carl B. Monroe
Carl H. Pfrommer
Richard F. Philpitt
Jonathan Plaut
Charles Powell
John Strausser
Jerry D. Robertson
George F. Rotter
R.E. Rutherford
Walter L. Schleyer
Bernard F. Shema
Henry P. Shotwell
Michael P. Stinton
William H. Westendorf
John Wheeler
Paul R. Wilkinson
Lloyd B. Tepper, M.D.

PPG Industries, Inc.
SCM Corp.
GAF
Rhone Poulenc Inc.
Celanese Corp.
GAF Corp.
Koppers Co., Inc.
ITC - Proctor & Gamble
Stauffer Chemical Co.
Air Products & Chemicals, Inc.
Virginia Chemicals, Inc.
Diamond Shamrock Corp.
Virginia Chemicals Inc.
FMC Corporation
Ethyl Corporation
IMC Chemical Group, Inc.
Rohm and Haas Co.
Cosden Oil & Chemical Co.
Rohm and Haas Co.
Vulcan Materials Co.
Olin Corporation
Allied Chemical
PPG
Gulf Oil Chemicals Co.
Exxon Chemical Co. USA
Armak Company
Gulf Oil Corp.
The PQ Corporation
Betz Laboratories, Inc.
Sun Chemical Corporation
Dow Corning
Monsanto Company
Standard Oil Co. (Indiana)
E.I. duPont de Nemours & Co.
Air Products & Chemicals Inc.