FRICTION MATERIALS STANDARDS INSTITUTE, INC., E-210 ROUTE #4, PARAMUS, N.J. 07652

December 18, 1979

TO: BOARD OF DIRECTORS
HEALTH AND ENVIRONMENTAL AFFAIRS COMMITTEE

I am enclosing copies of two documents that may be of interest to the Board of Directors and the Committee.

WAGNER ELECTRIC CORPORATION SUBMISSION TO DOCKET OTS-61005

Mr. Bob Tuegel of Wagner Electric Corporation has sent me a copy of Wagner's submission to the Docket for EPA's Office of Toxic Substances Control Advance Notice of Proposed Rulemaking (ANPRM). There were various exhibits with the Wagner submission to the Docket which have been a matter of record in the past. I did not feel it necessary to enclose copies of those exhibits. The Wagner submission covers several points which we have made in the past. It is interesting, of course, that the Wagner submission is from a manufacturer who is not a friction materials manufacturer. Most of the arguments used in the Wagner submission are applicable, of course, to individual friction material manufactuers.

ASBESTOS HEALTH HAZARDS COMPENSATION ACT

Prior to the Committee meeting on October 23, 1979 and the Board of Directors meeting on December 4, 1979 I had written to Senator Hart in an attempt to get a copy of the draft act for Federal Asbestos Health Hazards Compensation Awards. Senator Hart, in his letter of November 14, 1975, indicated that he had been working on legislation and that it was still in the drafting stage and not yet ready for production or circulation. Subsequent to that I received a copy of the draft as it stood as of November 28, 1979.

For all intents and purposes the Fenwick Bill which had been discussed earlier in 1979 is dead. This was the Bill creating a fund by assessment on certain classes of asbestos products manufacturers. There was serious objection to the Fenwick Bill content from most of the Membership.

The Hart Bill, however, operates within the State Workmen's Compensation framework. Its assessment on "responsible parties" would be based on determination by hearing officers.

As this is strictly draft legislation and has not been formally proposed or submitted, comments would be inappropriate at this time. It is suggested that this draft be routed to someone within your company who would be in a position to review and comment on such legislation if it is reported out by the Senate Committee in the future.

The foregoing is sent along as a matter of information.

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Encs.

E. W. Drislane
Executive Director

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