

Interoffice
Communication

TO: Distribution

TGG: JCL: ERT: MJH: AJO: RF

XF: _____

FROM: T. G. Grumbles

DATE: May 21, 1990

SUBJ: CERAMIC FIBERS/GLASWOOL FIBERS PROPOSITION 65 LISTING AS
CARCINOGENS

VISTA

The attached is a proposal by California to add ceramic and glasswool fibers to the Proposition 65 carcinogen list.

The "stigma" of being listed could be significant to the marketplace acceptability of these substances.



T. G. Grumbles

dlj

Attachment

Distribution: R. Poe, J. Fenton, Bill Carradine, Jim Hackett, Greg
Hoenes, Dave Penney

cc: W. L. McClain

VVV 000012998



ENVIRONMENTAL LEGISLATION REPORT

Editor: Mary P. Kilcoyne

ER-66

May 8, 1990

STATE LEVEL

CALIFORNIA

PROPOSITION 65

NOTICE OF INTENT TO LIST CHEMICALS

DESCRIPTION: Safe Drinking Water & Toxic Enforcement Act - The California Health & Welfare Agency intends to designate the following chemicals as known to cause cancer or reproductive toxicity:

CHEMICAL NAME

CAS NO.

C A R C I N O G E N S

Ceramic fibers	---
Chloroethane	75003
D&C Orange No. 17	3468631
D&C Red No. 9	5160021
D&C Red No. 19	81889
Glasswool fibers	---
<u>Glycidol</u>	556525
Hexachloroethane	67721
N-Methyloacrylamide	924425
Ochratoxin A	303479
1,1,2,2-Tetrachloroethane	79345
Tetranitromethane	509148
4-Vinyl-1-cyclohexene (Vinyl cyclohexene diepoxide)	106876

D E V E L O P M E N T A L T O X I C A N T S

Mercury & mercury compounds	---
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(continued)

MALE REPRODUCTIVE TOXICANTS

m-Dinitrobenzene	99650
o-Dinitrobenzene	528290
p-Dinitrobenzene	100254

STATUS: Anyone objecting to the addition of a chemical to the list of chemicals should submit comments, along with supporting documentation by **June 1, 1990**, to:

Dr. Steven A. Book
California Health & Welfare Agency
1600 Ninth Street - Room 460
Sacramento, California 95814

CITATION: *California Regulatory Notice Register*, 4/27/90, pages 691-692, attached.

Safe Drinking Water and Toxic Enforcement Act of 1986

Cite as Cal. Reg. Notice Register 90, No. 17-Z, P. 691

HEALTH AND WELFARE AGENCY SAFE DRINKING WATER AND TOXIC ENFORCEMENT ACT OF 1986

NOTICE OF INTENT TO LIST CHEMICALS

April 27, 1990

Under the Safe Drinking Water and Toxic Enforcement Act of 1986 [Health and Safety Code Section 25249.8(b)], one of the ways a chemical is known to the State to cause cancer or reproductive toxicity is if a body considered to be authoritative by the Scientific Advisory Panel has formally identified it as causing cancer or reproductive toxicity. The Health and Welfare Agency has adopted a regulation to guide this part of the implementation of the Act (Title 22, California Code of Regulations, Section 12306).

The Panel has identified the following as authoritative bodies for purposes of the Act: U.S. Environmental Protection Agency (EPA), the International Agency for Research on Cancer (IARC), the National Toxicology Program (NTP), the U.S. Food and Drug Administration (FDA), and the National Institute for Occupational Safety and Health (NIOSH).

Pursuant to 22 CCR Section 12306, the Agency intends to designate the following chemicals as known to the State to cause cancer or reproductive toxicity. Anyone objecting to the addition of a chemical to the list of chemicals known to the State to cause cancer or reproductive toxicity on the basis that there is no substantial evidence that the criteria of sufficiency identified in 22 CCR Section 12306 have been satisfied should provide comments, along with supporting documentation, to the Health and Welfare Agency no later than June 1, 1990. Comments should be directed to:

Dr. Steven A. Book
California Health and Welfare Agency
1600 Ninth Street, Room 460
Sacramento, CA 95814

Chemical name	CAS No.	Reference
Carcinogens		
Ceramic fibers	---	IARC, 1988
Chloroethane	75003	NTP, 1989a
D&C Orange No. 17	3468631	FDA, 1988a
D&C Red No. 9	5160021	FDA, 1988b, NTP, 1982
D&C Red No. 19	81889	FDA, 1988a
Glasswool fibers	---	IARC, 1988
Glycidol	556525	NTP, 1989b
Hexachloroethane	67721	NTP, 1989c; NIOSH 1988
N-Methyloacrylamide	924425	NTP, 1989d
Ochratoxin A	303479	NTP, 1989e
1,1,2,2-Tetrachloroethane	79345	NIOSH, 1988
Tetranitromethane	509148	NTP, 1989f
4-Vinyl-1-cyclohexene dioxide (Vinyl cyclohexene diepoxide)	106876	NTP, 1989g
Developmental toxicants		
Mercury and mercury compounds	----	EPA, 1984
Male reproductive toxicants		
m-Dinitrobenzene	99650	EPA, 1989
o-Dinitrobenzene	528290	EPA, 1989
p-Dinitrobenzene	100254	EPA, 1989

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References:

EPA, 1984. Mercury Health Effects Update, Health Issue Assessment, Office of Health and Environmental Assessment, U.S. Environmental Protection Agency, EPA-600/8-84-019F, 1984.

EPA, 1989. Environmental Protection Agency, 40 CFR Part 372, Community Right-to-Know Release Reporting; Addition of Certain Chemicals; Final Rule, Federal Register 54:49948-49953, 1989.

FDA, 1979. Food and Drug Administration, Cosmetic Product Warning Statements: Coal Tar Hair Dyes Containing 4-Methoxy-M-Phenylenediamine (2,4-Diaminoanisole) or 4-Methoxy-M-Phenylenediamine Sulfate, Federal Register 44:59509, October 16, 1979.

FDA, 1988a. Food and Drug Administration, Revocation of Regulations; D&C Red No. 19 and D&C Orange No. 17, Federal Register 53:26768-26770, July 15, 1988.

FDA, 1988b. Food and Drug Administration, Revocation of Regulations; D&C Red No. 8 and D&C Red No. 9, Federal Register 53:26766-26768, July 15, 1988.

IARC, 1988. Man-made Mineral Fibres and Radon, IARC Monographs on the Evaluation of Carcinogenic Risks to Humans, Volume 43, International Agency for Research on Cancer, Lyon, France, 1988.

NIOSH, 1988. NIOSH Recommendations for Occupational Safety and Health Standards 1988, Morbidity and Mortality Weekly Report, Volume 37, Supplement, August 26, 1988.

NTP, 1982. Carcinogenesis Bioassay of D&C Red No. 9 in F344 Rats and B6C3F1 Mice (Feeding Study). Technical Report Series No. 225. NIH Publication No. 82-1781. National Toxicology Program, Research Triangle Park, N.C.

NTP, 1989a. Toxicology and Carcinogenesis Studies of Chloroethane (Ethyl chloride) in F344/N Rats and

B6C3F1 Mice (Inhalation Studies). Technical Report Series No. 346. NIH Publication No. 90-2801. National Toxicology Program, Research Triangle Park, N.C.

NTP, 1989b. Toxicology and Carcinogenesis Studies of Glycidol in F344/N Rats and B6C3F1 Mice (Gavage Studies). Technical Report Series No. 374. NIH Publication No. 89-2829. National Toxicology Program, Research Triangle Park, N.C.

NTP, 1989c. Toxicology and Carcinogenesis Studies of Hexachloroethane in F344/N Rats (Gavage Studies). Technical Report Series No. 361. NIH Publication No. 89-2816. National Toxicology Program, Research Triangle Park, N.C.

NTP, 1989d. Toxicology and Carcinogenesis Studies of N-Methyloacrylamide in F344/N Rats and B6C3F1 Mice (Gavage Studies). Technical Report Series No. 352. NIH Publication No. 89-2807. National Toxicology Program, Research Triangle Park, N.C.

NTP, 1989e. Toxicology and Carcinogenesis Studies of Aroclor 1248 in F344/N Rats (Gavage Studies). Technical Report Series No. 358. NIH Publication No. 89-2813. National Toxicology Program, Research Triangle Park, N.C.

NTP, 1989f. Toxicology and Carcinogenesis Studies of Tetranitromethane in F344/N Rats and B6C3F1 Mice (Inhalation Studies). Technical Report Series No. 386. NIH Publication No. 90-2841. National Toxicology Program, Research Triangle Park, N.C.

NTP, 1989g. Toxicology and Carcinogenesis Studies of 4-Vinyl-1-cyclohexene diepoxide in F344/N Rats and B6C3F1 Mice (Dermal Studies). Technical Report Series No. 362. NIH Publication No. 90-2817. National Toxicology Program, Research Triangle Park, N.C.

Notice of General Public Interest

NOTICE OF GENERAL PUBLIC INTEREST OFFICE OF ADMINISTRATIVE LAW 89 DETERMINATIONS INDEX

The Office of Administrative Law (OAL) now has available the third quarter 1989 OAL Determinations Index, covering the first fourteen determinations issued between January 1, 1989, and September 30, 1989. This is a detailed index of the "underground regulations" determinations issued pursuant to Government Code section 11347.5. Though ordinarily updated quarterly, no index was issued for the first quarter of 1989.

A 1986-1988 Determinations Index is also available for the forty-nine determinations issued in 1986 through 1988.

Highlights of both Determinations Indexes include:

- * List of state agencies that were the subject of, or were affected by, requests for determination filed with OAL.
- * A list of all the rules of state agencies challenged as "underground regulations."
- * A list of all requesters' and public commenters' names.
- * Table of all determinations issued and where they may be found in the California Regulatory Notice Register.
- * General exemptions to Administrative Procedure Act requirements.
- * Determination citations to analyses of the definition of "regulation."
- * Rulemaking authority, general and specific.
- * Tables of all cases, statutes, regulations, and other citations appearing in the determinations.

The third quarter 1989 Determinations Index may be purchased from OAL for the amount of \$3.60, plus \$1.05 for postage, totaling \$4.65. The *January 1989* version of the 1986-1988 Determinations Index may be purchased from OAL for \$5.40, plus \$1.25 for postage, totaling \$6.65. To order either Index, please send a check, payable to the "State of California," to the Office of Administrative Law, 555 Capitol Mall, Suite 1290, Sacramento, CA 95814, Attn: Accounting. Standing orders for the next updated versions of the 1989 Index will be accepted. The index will be sent with an invoice enclosed. For additional information, please contact Tande Montez at (916) 322-3758 or ATSS 8-492-3758.

The Office of Administrative Law also has available an order form for purchasing OAL determinations. Please contact Tande Montez at the above telephone number or address to receive a determinations order form.

**Interoffice
Communication**

TO: R. D. Gamblin

FROM: T. G. Grumbles

DATE: May 25, 1990

SUBJ: PROGRESS REPORT

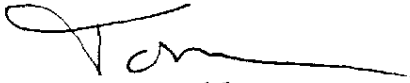
VISTA

1. A meeting was held in Lake Charles on 5/23 to review progress on the Benzene Waste Operations NESHA Initial Report. The Report is due on June 5 from LCCC and Baltimore.
2. The House passed its version of the Clean Air Act. A Conference Committee will be named within a few days. We will receive a fax from CMA with the names of the Committee members as soon as it is available. We should consider sending letters to Committee members from locations where we have operations.
3. JCL, ERT, and Legal provided Environmental training at Aberdeen.
4. A decision has been made not to proceed with a SARA 313 delisting petition for di-n-octyl phthalate. After preliminary investigation, it was determined that the chance of success is low and that there is a risk this activity could trigger more regulation. A meeting will be held with Aristech on June 8 to explain our rationale to them.
5. An executive management seminar was held on the subject of regulatory issues and barriers to new product development. TSCA and OSHA regulations and commercial issues related to product data needs were discussed.
6. TGG participated in a meeting in R&D to review the existing new product development process, define current implementation problems being experienced, and to begin to develop solutions and improvements to the process.
7. MJH attended a seminar on international labeling. Europe, through the EEC, has developed its own chemical labeling scheme, requiring (in many instances) multiple foreign languages to appear on the label. An MSDS requirement for the EEC is expected to be passed soon, and Australia is developing its own unique MSDS and labeling standards. These requirements may have an impact on our future international shipments.
8. The DOT Training and Program Assessment Team is in the process of scheduling a trial audit at the Hammond Plant in June. The Team has also finalized arrangements for the first Vista Transportation meeting on June 13.

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9. ERT submitted first draft of LAB plant audit report.

10. 25 COEDS ordered MSDS's sent out.

A handwritten signature in black ink, appearing to read 'T. G. Grumbles', with a long horizontal flourish extending to the right.

T. G. Grumbles

dlj

VVV 000013003

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