

CHEMICAL MANUFACTURERS ASSOCIATION
STATE AFFAIRS COMMITTEE
Radisson Hotel - Tallahassee, FL
April 20, 1989

MINUTES OF MEETING

SAC-45-1

MEMBERS PRESENTS

| | |
|----------------------------------|---------------------------|
| C.R. Ball | Exxon Chemical Americas |
| Richard Arnold | Allied-Signal Inc. |
| Jerry Chambers | American Cyanamid Company |
| Daphne Copeland | General Electric |
| Garth Fort | Monsanto Company |
| Tom Jacob (for C. Wilhite) | Du Pont Company |
| D. Lynn Johnson | Tennessee Eastman Company |
| Bill Lafield | Shell Chemical Company |
| Ron Roberts | GE Plastics |
| W.H. Westendorf, Staff Executive | CMA |

PRESENT BY INVITATION

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|-------------------|------------------------------|
| Ron Betz | Phillips Petroleum Company |
| Bill Board | Monsanto Company |
| Brad Broadwell | CMA |
| Chris Cathcart | CMA |
| Bob Crone | Monsanto Company |
| Gerry Daigre | Dow Chemical Co. |
| Mark Diamond | FMC Corporation |
| Roy Duggan | Air Products & Chemicals Inc |
| Larry Gallo | CMA |
| C.C. Greer | Arizona Chemical |
| Mary Heaton | CMA |
| Robert Hill | CMA |
| Gabrielle King | Du Pont Company |
| Kymer Messersmith | CMA |
| J. Brian Munroe | HLR Service Corp. |
| Charles Ranson | Ranson & Wiggins |
| Joan Riley | CMA |
| Robert Sapp | American Cyanamid Co. |
| K.N. Sharitz | American Cyanamid Co. |
| Robert Sombathy | Arizona Chemical |
| Carmen Slowinski | BP America |
| Mark Stephens | AT & E |
| J.K. Thomas | American Cyanamid Company |
| Michael Tipping | SCM Glidco |
| Mike Warrell | Arizona Chemical |
| Pat J. Witmer | Air Products & Chemicals |

MEMBERS ABSENT

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|--------------------|---------------------------------|
| Jack Brewer | Olin Corporation |
| Geoff Hurwitz | Rohm & Haas Company |
| William Margaritis | Occidental Chemical Corporation |
| James Murray | Union Carbide Corporation |
| Deborah Neale | BF Goodrich Company |
| Ben Schuster | ARCO Chemical Company |
| James Trammell | Sun Refining and Marketing Co. |

I. Committee Business

The meeting was called to order by Vice-Chairman Bob Ball at 8:30 a.m. The minutes of the March 16th meeting were approved as submitted. All action items were completed with the following exception: the survey of CMA companies state affairs programs will now go out on May 1st. Secondly, very few SAC members have identified their customers or other related industries to be part of the Massachusetts Toxics Use Reduction grassroots program.

Kymer Messersmith reported that the state superfund law compilation is available from CMA's Legal Department for \$60.00 for members.

Five SAC member companies have indicated a desire to have a SCAN update meeting. Becky Chidester, of the Networks, will arrange such a meeting. Announcements will be sent to all SCAN users. The meeting will probably be in late May or early June.

In lieu of the Chairman's report on the April Board meeting, Bill Westendorf briefly summarized some of the major discussion points, including the Board's tentative approval to activate \$100,000 of the SI contingency fund for the program in Massachusetts to combat the toxics use reduction bill.

II. Task Group ReportsA. Advocacy Task Group

Bob Ball updated the committee on the status of implementation of the expanded state advocacy program. The meeting book contained the work plan of various CMA functions and the latest draft of the state government relations survey. Tom Jacob discussed the draft document he prepared describing guidelines for allocating operational support to Federation CICs. The key point of discussion was that CICs should have "financial and policy independence". There will be a Federation kick-off dinner and meeting of all CICs on May 30 and 31 in Washington, DC.

ACTION ITEM: Larry Gallo will send all final drafts of Federation documents to the SAC before the next meeting on May 18th.

B. Ad Hoc Source Reduction Work Group

Chairman Bill Lafield discussed the latest activities of the work group as well as the status of AIM negotiations with PIRG to agree on a legislative compromise. Garth Fort mentioned that the AIM negotiating team will know within the next month whether a viable bill is possible. The work group will hold a meeting on May 2 at CMA to present the Direct Impact grassroots plan to Massachusetts chemical companies who have been active members of the AIM coalition.

Joan Riley stated that SAC members need to begin developing lists of their suppliers and distributors in Massachusetts which will be used to help trigger the Direct Impact plan. AIM has presented the coalition with a one-page budget summary totaling \$400,000. Half of this figure is for expenses already incurred.

In New Jersey, Senator Dalton is willing to work with industry to develop a compromise on his toxic use reduction bill. There is a meeting on May 10 in New Jersey to discuss the legislation.

C. Public Policy Task Group

Mary Heaton updated the Committee on the work of this task group. Jerry Chambers is coordinating speakers for the NCSL Annual Conference. Tom Jacob said that Colbert Wilhite had met with an aid for Governor Branstad, (R-Iowa), incoming chair of NGA, to discuss supporting the new NGA Corporate Foundation. Bruce Bullock, FMC, will provide the committee with a list of chemical companies supporting the summer meeting so that members can coordinate their efforts

III. Issue Updates

A. Proposition 65

Bill Westendorf reported that the Environmental Working Group in California will continue beyond the original sunset date of June 1989. They will continue to work on Proposition 65 implementation but will probably also broaden their operation into other science and health related issues within the state. Joan Riley reported on the status of the major lawsuits in California as well as CMA's successful sponsorship of Michele Corash to testify in Massachusetts on the state's Prop. 65 bill which resulted in the committee chairwoman referring to California's Prop. 65 as a "disaster". As a result of the hearing, it would appear that Prop. 65 in Massachusetts is a dead issue for the foreseeable future.

ACTION ITEM: Joan Riley will send copies of M. Corash's testimony to the Committee members.

J. Riley and T. Jacob discussed the upcoming CSG Suggested State Legislation committee meeting in Orlando where Prop. 65 was again considered as a possible model law. CMA has been working with the Prop. 65 Washington coalition and members of the State Affairs Committee who have contacted many members of the SSL committee on Scope & Agenda. Because of extensive and coordinated lobbying by SAC members as well as representatives of other industries, Ms. Riley noted that there is a good chance that the SSL group will reject Prop. 65 as a model for other states. In addition, the SSL group will review Prop. 65 bills which have been introduced during 1988 and 1989 in Massachusetts, Hawaii and New York. Garth Fort reported that the SSL special task force on source reduction is reviewing the status of this issue around the country. The group will give an update on this issue at the full SSL committee meeting in July.

B. Tort Reform

M. Heaton reported on the continued activity on product liability and tort reform in the states. She also reported that the Board Liability and Reform Work Group was scheduled for sunset.

C. Groundwater

MI: Holding hearings in May on rules to guide implementation of hazardous waste site clean-up programs

IL: Revising Water Quality Standard Rules in response to Groundwater Protection Act of 1987. Comments on the work document, Comprehensive Groundwater Quality Standards are being accepted.

OH: The Water Quality Act Amendment of 1987 requires that standards for priority pollutants be adopted by February 1990. OEPA is moving toward a procedure to be applied to develop criteria because it can address pollutants beyond the priority pollutant list. Regulated community supports specific numerical criteria.

D. Title III

CMA has a new computerized system available to access EPA's Toxic Release Inventory Database. The system will allow users to analyze SARA Title III, Section 313 data that is collected by EPA. This data can help subscribers develop communications programs in facility chemical releases, respond to questions about the effects of releases on public health and determine the relationship between chemical releases from individual facilities and emissions from other sources in an area. The system is called CMA Base III and available to CMA member companies, CICs and their members and related trade organizations.

IV. State Reports

A. Illinois

There are active bills related to toxics use reduction as well as Proposition 65. Significant activity, including hearings, are expected on the source reduction bill (SB1044) before the legislature adjourns in June. CMA has responded to a request from the CIC to provide technical information which will be used as the basis for their testimony on the issue.

B. New Jersey

A toxics use reduction bill is pending here and Senator Dalton is seeking a compromise. The CIC's recent annual meeting was very successful with over 300 people in attendance.

C. Alabama

Mary Heaton reported on a recent membership meeting. Tab 10 of the meeting book contains some background on current issues in Alabama.

The SAC meeting was adjourned at 12:30 pm followed by a luncheon and meeting with the Florida CIC. The next SAC meeting will be May 18th at CMA starting at 9:00 am.

Respectfully submitted,



William H. Westendorf
Staff Executive

Subject to Approval
5/4/89

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