

Safety, Health, Environmental, and Regulatory Affairs Committee Meeting Minutes
ILMA Management Forum
The St. Regis Monarch Beach Resort & Spa
Dana Point, California
Thursday April 10, 2003
9:45 a.m. – 11:45 a.m.

I. Welcome and Call to Order

The Safety, Health, Environmental and Regulatory Affairs (SHERA) Committee of the Independent Lubricant Manufacturers Association (ILMA) held a meeting on Thursday April 10, 2003 at the St. Regis Monarch Beach Resort & Spa in Dana Point, California. Committee Chair Carol Poole called the meeting to order at 10:00 a.m. (PDT).

II. Roll Call

The following persons participated in the meeting and/or joined via conference call:

Greg Julian	Advanced Lubrication Specialties
Terry Kalka	Troy Corporation
Kristin Pelizza	D.A. Stuart
Don Miller	Milacron
Greg Foltz	Milacron
Gene White	Milacron
Rich Kraska	Lubrizol Corporation
Cheryl French	Buckman Laboratories
Ron Bazar	Buckman Laboratories
Michael Charnigo	Buckman Laboratories
Cathy Novak	Eastern Oil
Jeffrey Leiter	Law Office of Jeffrey L. Leiter
Dwain Colvin	Dover Chemical Corporation
Leslie Jones	Hangsterfer's Labs Inc.
Tim Langlois	Polartech Additives Inc.
Ted McClure	TribSys LLC
John Bortak	Tower Oil
Gene Ruminski	Fuchs Lubricants
Carol Poole	Quaker Chemical
Celeste Powers	ILMA

Via Conference Call:

Dan Zbinden	Castrol North American
Michelle Rioux	Arch Chemicals
Cathy Barmoy	ILMA

III. Antitrust Guidelines

ILMA counsel Jeffrey Leiter reviewed the Association's policy for strict adherence to the U.S. antitrust laws.

IV. Business Items

Approval of the 2002 Annual Meeting Minutes was motioned by Mrs. Poole and was seconded. The motion was approved. The Committee will schedule a future conference call to review 2003 Annual Meeting Session Speaker and Topic ideas. Mrs. Poole requested that Committee members review the SHERA information on the ILMA website and provide any feedback, additions or deletions to Mrs. Barmoy.

V. ACGIH

Mrs. Poole reviewed the communications between ILMA and ACGIH. She noted that ACGIH's February 2003 response to ILMA's January 9, 2003 letter refused ILMA's requested "face-to-face" presentation and requested that new materials or information be submitted in writing. The Committee agreed that a further response to ACGIH is necessary, informing them that ILMA plans to provide additional data by a "to be determined" deadline. The Committee will seek the assistance from Dr. Bill Lucke in critiquing the documentation that ACGIH is using for its decision-making. Points that Dr. Lucke will be asked to evaluate regarding the ACGIH documentation include: what is the main purpose of each study? Are the types of fluids differentiated? What is the vintage of fluids used? How well were fluids characterized? Did ACGIH correctly interpret the studies and were the conclusions consistent with known details of the characterization of the fluids?

Mr. Leiter informed the group that ACGIH's website states that the group disfavors oral presentations, preferring instead that information be submitted in writing. Mr. Leiter opined that it was in ILMA's best interests to document its efforts with ACGIH. Mr. Foltz questioned how individuals can become a member of ACGIH's TLV Committee. Mrs. Barmoy was requested to follow-up with ACGIH's Jim Rice on this matter of TLV Panel membership.

The Committee recommends three objectives to responding to ACGIH: (1) provide past documentation of information presented to ACGIH to help them understand the fluids they have under consideration (e.g., past letters and presentations); (2) provide copies of the "MWF 101" papers from the 1995 and 1997 metalworking fluid symposia, with emphasis on the Jane Tata paper; and (3), provide a critique of studies in the bibliographies ACGIH used for its decision-making process.

Mr. Tripp motioned for ILMA's Board of Directors to authorize an expenditure not to exceed \$15,000 for the development of a paper answering the questions that have been posed by ACGIH. This document will include a critique of the studies that ACGIH is using to establish a TLV and a Cancer classification. Mrs. Poole seconded Mr. Tripp's motion. Mr. Foltz questioned the use of MWFPSG funds for this project. Mr. Tripp said he would take up the cost-sharing idea with the MWFPSG Oversight Committee. The motion was approved. Mr. Foltz said that he would present the motion to the ILMA Board for approval at its next meeting.

Action Items:

Committee will work on follow up letter to ACGIH. Mrs. Barmoy will contact Jim Rice with the ACGIH TLV Panel on how to get someone on the TLV Committee. The SHERA Committee will contact Dr. Bill Lucke to assist with the critique of the information used by ACGIH to be written in manuscript style. Everything will have a deadline of August 1, 2003. Mrs. Barmoy will schedule a conference call to discuss draft letter.

VI. ANSI Standard

The American Chemistry Council (ACC) has asked ILMA to review its draft ANSI Standard for MSDS. The following ILMA members agreed to work on the draft: Ms. Poole, Mr. Kraska, Dr. Goon, Ms. Pelizza, Mr. Ranking, Mr. Fanning, and Ms. Novak. More members are encouraged to join if interested. Letter should be available for comments in April.

Action Items: SHERA work group will provide comments on ACC letter as soon as it is available. Mrs. Barmoy will forward letter to group and coordinate meetings.

VII. Product Stewardship

Mr. Kraska highlighted the results of the LubeCare survey as disappointing based upon the amount of time spent educating ILMA members over the last year. The survey indicated there is a need for a combination workshop and there remains confusion over LubeCare. The mentor visit with Houghton went very well and found Houghton to be an excellent product steward. Mentors gave Houghton a few ideas where they could weave their current programs into one document. There was a strong management commitment at Houghton. Ms. Novak volunteered Eastern Oil to be the next company to have a mentor team visit. Mrs. Barmoy will organize a mentor team visit with Eastern Oil, as well as schedule a conference call to develop LubeCare workshop and topics for presentation at the Annual Meeting.

Action Items: Mrs. Barmoy will coordinate a mentor team visit with Eastern Oil in June 2003. Mrs. Barmoy will schedule a conference call end in late April or early May to discuss LubeCare workshop and topics for presentation at the Annual Meeting.

VIII. NTP

It was noted that NTP has accepted NIOSH's recommendations for inhalation carcinogenicity on bioassays of metal working fluids. ILMA told NTP that the bioassays were a bad idea; however, NTP is moving forward with the matter. It was noted that NTP has purchased drum quantities of some 20 fluids. NTP has asked some companies what is in their fluids and plans to publish composition information. It was suggested that members let the ILMA office know if they are contact by NTP on this matter.

Dr. White discussed with the group the idea of getting a member on the NTP Board of Scientific Counselors. Mr. White contacted Committee Member, Dr. Mary Wolfe regarding the selection process. Dr. White will continue to follow up with Dr. Wolfe on questions from the members regarding the process. Dr. Wolfe noted that nominations are not formally publicly solicited but candidates are chosen through publication records and qualifications within their field. Board members are selected for terms for 2-4 years, mostly academia.

Action Items: Mrs. Barmoy will report to the SHERA Committee on those persons who are members of NTP's Technical Reports Review Sub-Committee and Sub-Committee of Reports on Carcinogens. Mrs. Barmoy will provide the Committee with a list of Board members names and contact information.

IX. OSHA Alliance

Mrs. Poole and Mr. Kraska reviewed OSHA's voluntary industry alliances. They emphasized that these alliances are strictly voluntary, cooperative relationships with OSHA. SHERA members discussed whether such an alliance would be beneficial to ILMA members. Mrs. Poole distributed a packet of various alliances that OSHA has entered into with other trade associations. Product stewardship fits nicely into this alliance concept. Mr. Zbinden questioned that the OSHA alliances seemed to be focused on workplace safety and ergonomics. Many members expressed skepticism on how an alliance may affect role with clients.

Action Items: Mrs. Poole will explore meeting with OSHA to discuss the possibility of an alliance with ILMA. SHERA or ILMA members with questions or comments should e-mail Mrs. Poole.

X. EPA Updates

SPCC Plans- Mr. Leiter noted that EPA had extended the SPCC compliance deadlines by 18 months. He added that ILMA has been working closely with API and coalition of industry associations on the deadline extension and other "fixes" needed to the SPCC rule. Mr. Leiter pointed out that the coalition has submitted briefing papers to EPA on these outstanding issues. ILMA did submit letter comments to EPA. Mr. Leiter noted that ILMA will post the deadline extension on the Association's website, as well as in *Compoundings* and *FlashPoint*.

Inventory Update Rule Amendments- (TSCA) Mr. Kraska and Mr. Leiter noted that this ruling does not affect most lubricant manufacturers; however, if you make chemicals or break chemical bonds, then you are affected. This TSCA reporting requirement has been on the books since 1988. There is a four-year reporting cycle on volumes. Mr. Kraska added that it affects people who import chemicals/raw materials. The rule changes now require more detail on the reporting forms. Mr. Kraska noted that ACC has been fighting this matter for several years. The effective date of the amendments is uncertain; however, it may be two to four years from now.

MP&M Ruling- Mr. Leiter reported that EPA scaled back the final MP&M rule. The major regulatory concerns lie with direct dischargers to U.S. waters. In response to a question from Mr. Tripp, Mr. Leiter discussed the White House's current proposal for chemical security legislation.

XI. BLF/UEIL Relations and Updates

Mr. Cutcher provided SHERA with updates from the BLF. Two of BLF's biggest issues at the moment are *Legionella* becoming more active matter in Europe, and a 1978 NTP study on benza-triazol carcinogenicity that has raised some concerns.

Action Items: Mr. Cutcher will forward BLF meeting minutes to Mrs. Barmoy for e-mail distribution to the group.

XII. Triazine

Mr. White explained that Dr. Harold Rossmore has comments on the triazine white paper. Dr. White will forward these comments upon receipt to Mrs. Barmoy. Dr. White said that Dr. Rossmore believed the document to be a good document with some minor, necessary changes and clarifications. Dr. White

added that Dr. Rossmore wanted to reassure ILMA that he is not tied with any one group and his mind is not made up with this subject. Dr. White proposed the idea of a further study.

Action Items: Dr. White will incorporate Dr. Rossmore's comments and will forward them to Mrs. Barmoy for circulation to the Triazine work group for further dialogue. Mrs. Barmoy will organize a next steps conference call, as well as updating the document on the ILMA website.

XIII. Adjourn

No further issues were reported. The meeting was adjourned at 11:45 a.m. (PDT).