



THE ADMINISTRATIVE WATCH

ADMINISTRATIVE WATCH ADDRESSES ENVIRONMENTAL, HEALTH & SAFETY ISSUES

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DON'T FORGET!

The Toxic Substances Control Act ("TSCA") Inventory Update Reporting Period Ends December 23, 2006.

All manufacturers and importers of chemical substances listed on the TSCA Chemical Substance Inventory are required to report certain data every four years (every five years after the 2006 reporting period). Reports for the 2005 calendar year time period must be submitted by December 23, 2006.

The reporting requirements apply to all persons who manufacture or import for commercial purposes 25,000 pounds or more of any of the TSCA listed chemical substances at any single site during the fiscal year immediately preceding the start of the reporting period. Certain limited exclusions exist (e.g., for naturally occurring substances, polymers, specific forms of natural gas, microorganisms). However, the exclusions do not apply to any substance that is the subject of: a proposed or final rule under TSCA; or any order or relief granted under a civil action pursuant to TSCA.

Note that the prior reporting years' exclusion for inorganic chemical substances no longer applies. However, during the 2006 reporting period, manufacturers and importers of inorganic chemical substances at or in excess of 300,000 pounds are exempt from the requirement to complete the Form U, Part III processing and use information. Such information will be required to be reported during the next reporting cycle (i.e., for calendar year 2010 during the June 1, 2011 through September 30, 2011 reporting period).

Records in support of decisions to report or not to report specific chemical substances during the 2006 reporting period must be maintained until June 1, 2011. Failure to comply with the reporting requirements could result in civil penalties of up to \$32,500.00 per day and/or criminal penalties.

For the 2006 reporting cycle, EPA is advocating completion and submittal of the electronic version of the inventory form (the "Form U") online. Go to <http://www.epa.gov/oppt/iur/pubs/guidance/deadlines.htm>. In the alternative, a paper copy of the reporting form is available at http://www.epa.gov/oppt/iur/pubs/formu_revisions_rule.pdf.

For additional information regarding the TSCA inventory requirements, please contact Colleen Grace Donofrio at (856) 686-4608 or cdonofrio@bccz.com or Bob Thomson at (412) 394-5656 or rthomson@bccz.com.

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