

The webinar will begin shortly.

Safer Products for Washington: Public Input Meeting Draft Report on Regulatory Determinations

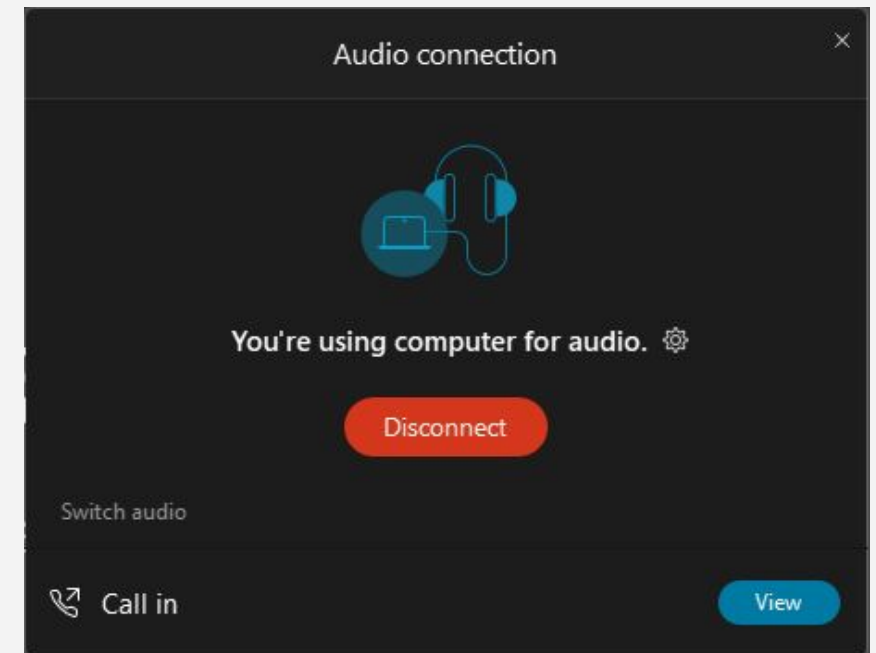
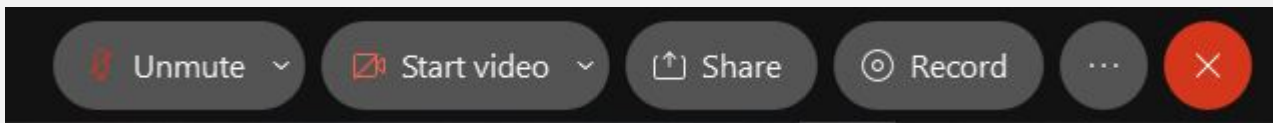
Implementing RCW 70A.350: The Pollution Prevention for Healthy People and Puget Sound Act

JANUARY 5 and 6, 2022



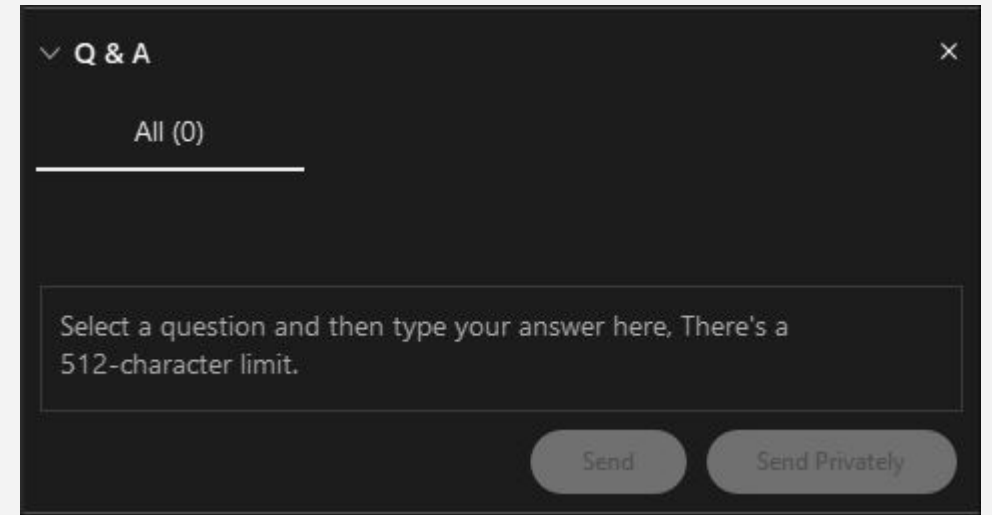
Audio connection logistics

- To hear the presentation, we recommend using your computer speaker.
- If you are unable to join using computer audio, use “Call in” to access dial-in information.
- To open the audio options, select the three dots icon in the menu at the bottom of your screen.



Webinar logistics

- All lines are muted.
- Questions and input go in the Q & A box.
 - Ask anytime, we will address at the end.
- Technical difficulty issues go in the chat box.
- To open the chat, select the chat button at the lower right hand side of your screen.
- In the event of major technical difficulties, we will reschedule the webinar.
- **NOTE:** Any reference in this presentation to persons, organizations, services, or activities does not constitute or imply endorsement, recommendation, or preference by the Washington State Department of Ecology.



Safer Products for Washington: Public Input Meeting— Draft Report on Regulatory Determinations



From Ecology: Cheryl Niemi, Marissa Smith, Saskia van Bergen, Craig Manahan, Sascha Stump, Rae Eaton, Kimberly Goetz, Stacey Callaway, Lauren Tamboer, Autumn Falls, Amber Sergent.



From Health: Holly Davies, Elinor Fanning, Emily Horton.

Today's schedule

1. Recap: Safer Products for Washington background
2. Outline potential regulations in the draft report
3. What comes next
4. Questions and discussion





Section 1. Safer Products for WA background

A stylized landscape illustration on the left side of the slide. It features a bright yellow sun in a light blue sky, with several blue mountains in the background. In the foreground, there are rolling green hills and a blue river. A utility pole with power lines is visible on the right side of the hills. The entire scene is set against a dark blue background that transitions into the text area on the right.

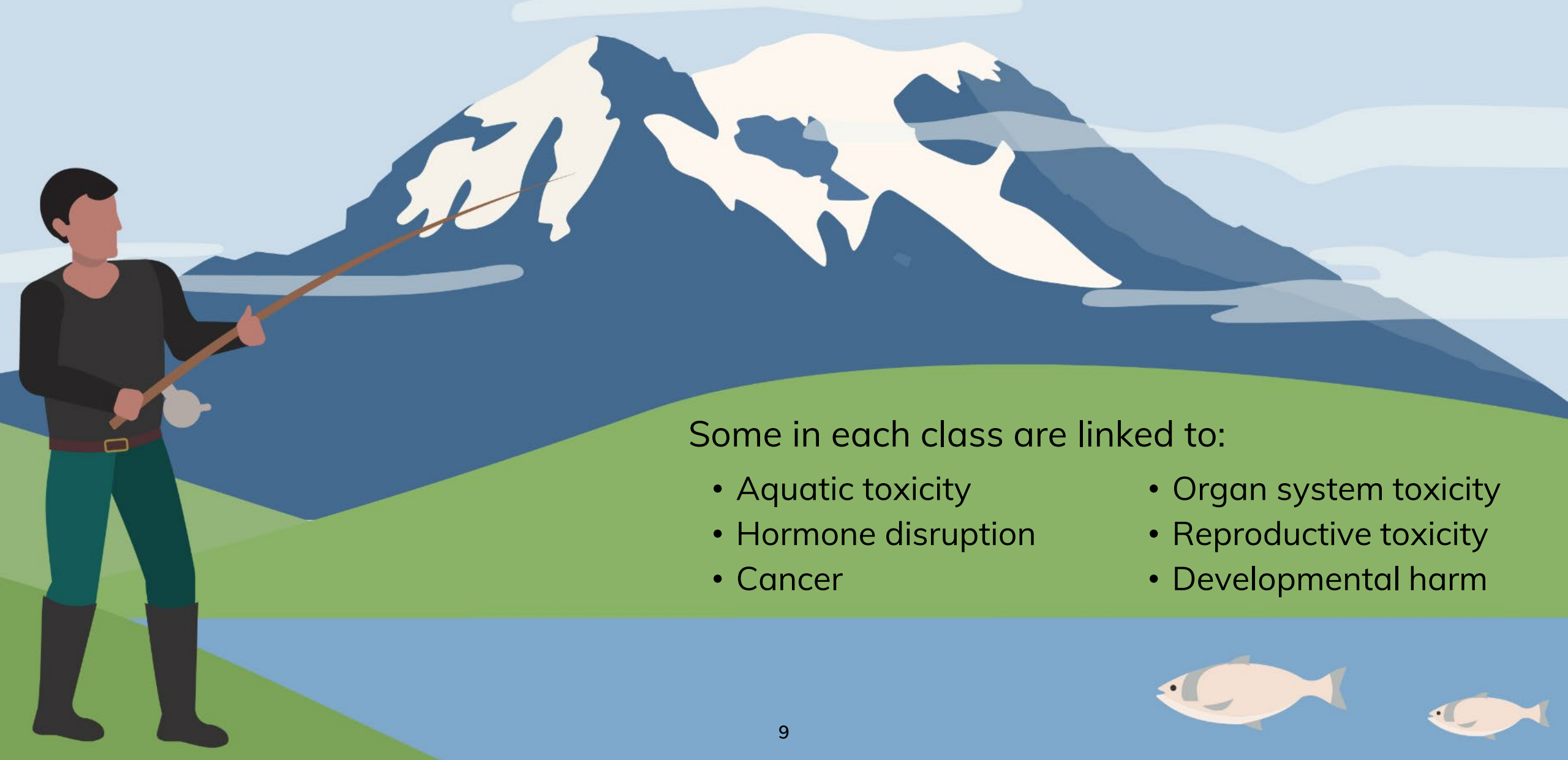
Safer Products for WA background

- Implementation program
 - Law signed in May 2019
 - Reduce toxic chemicals in products
-
- Working to protect:
 - People
 - Sensitive populations & species
 - Our environment

Safer Products for WA implementation process



Why these chemicals?



Some in each class are linked to:

- Aquatic toxicity
- Hormone disruption
- Cancer
- Organ system toxicity
- Reproductive toxicity
- Developmental harm

Phase 2 priority products

Priority chemical or chemical class	Priority product in the report
Flame retardants	Electric and electronic equipment
Flame retardants	Recreational polyurethane foam
PCBs	Paints and printing inks
PFAS	Carpet and rugs
PFAS	Aftermarket stain- and water-resistance treatments
PFAS	Leather and textile furnishings
Phenolic compounds (alkylphenol ethoxylates)	Laundry detergent
Phenolic compounds (bisphenols)	Thermal paper
Phenolic compounds (bisphenols)	Food and drink cans
Phthalates	Flooring
Phthalates	Personal care products

Phase 3: Make draft regulatory determinations



Option 1: Take no action



Option 2: Require reporting
from manufacturers



Option 3: Restrict a chemical
in a product



**When can
we restrict
chemicals?**

Jan. 28, 2022

Public comment
period on draft
report closes

Feb. – June 2022

Rulemaking
engagement
activities

June 1, 2022

Final report on
regulatory
determinations due
to the Legislature

Late 2022 – 23

Final rulemaking
activities

- Draft rule comment
period (late 2022 –
early 2023)
- Public hearing
(possibly early 2023)
- Economic analysis



Section 2. Draft regulatory determinations



Basis for our draft determinations

- Found 74 safer, feasible, available alternatives
 - All eleven product categories
 - Some chemicals, some process changes
- All potential restrictions would reduce a significant source or use of the priority chemical class

Phase 3: Make draft regulatory determinations



Take no action



Require reporting
from manufacturers
(2 subsets)

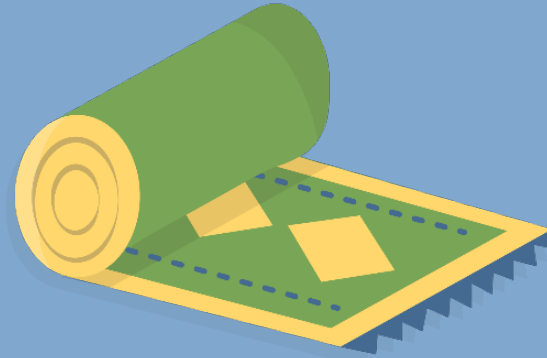


Restrict a chemical
in a product
(all 11, some subsets)

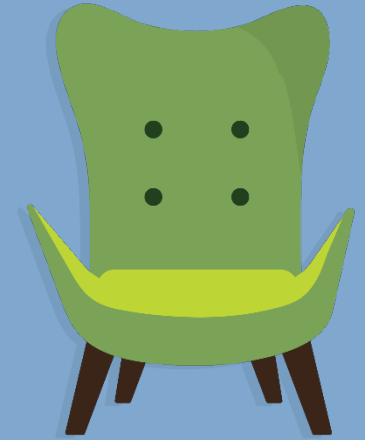
PFAS draft regulatory determinations



Restriction on PFAS in
aftermarket stain- and
water-resistance
treatments

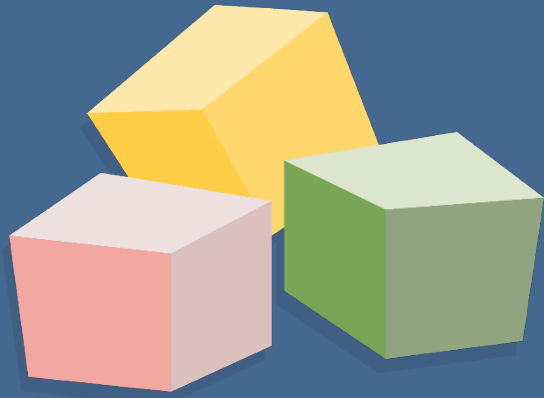


Restriction on PFAS in
carpets and rugs

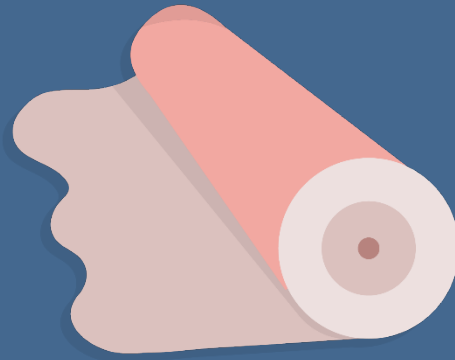


Restriction on PFAS in
leather and textile
furniture and furnishings

Flame retardants draft regulatory determinations



Restriction on certain flame retardants in foam pits, foam floor padding, floor mats, and outdoor foam



Reporting requirement on certain flame retardants in foam wall padding



Restriction on certain flame retardants in electronic device casings

PCBs draft regulatory determinations

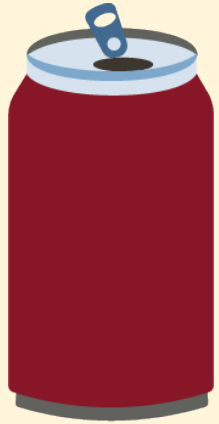


Restriction on PCBs in cyan, magenta, yellow, and black printing inks

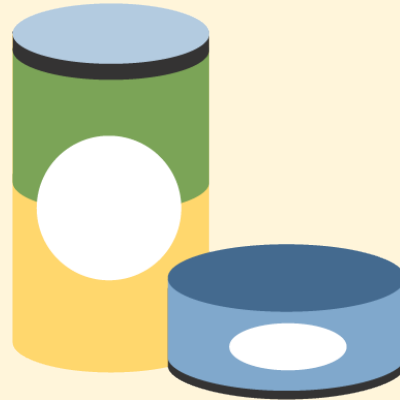


Restriction on PCBs in building paint, spray paint, road paint, and children's paint

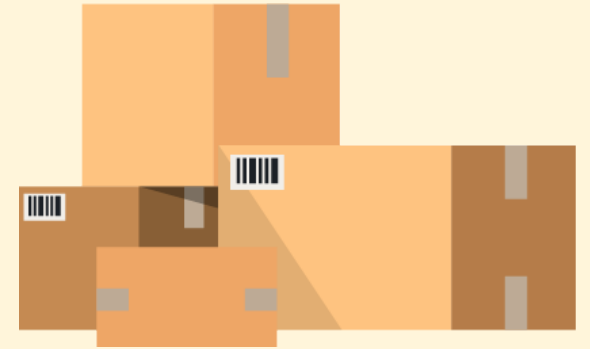
Bisphenols draft regulatory determinations



Restriction on bisphenols in
drink can linings



Reporting requirement on
bisphenols in food can
linings



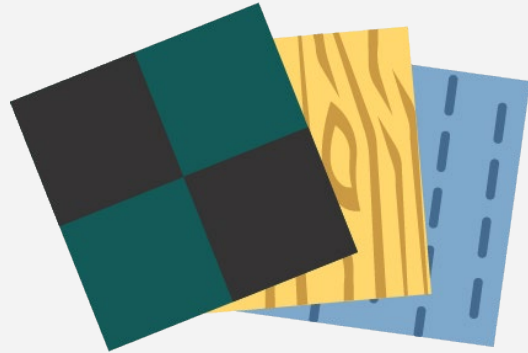
Restriction on bisphenols
in thermal paper

APEs draft regulatory determinations



Restriction on APEs in
laundry detergent

Phthalates draft regulatory determinations



Restriction on ortho-phthalates
in vinyl flooring



Restriction on ortho-phthalates
in fragrances used in personal
care and beauty products



What about
the details—like
timelines or
concentration limits?

That's for
rulemaking!

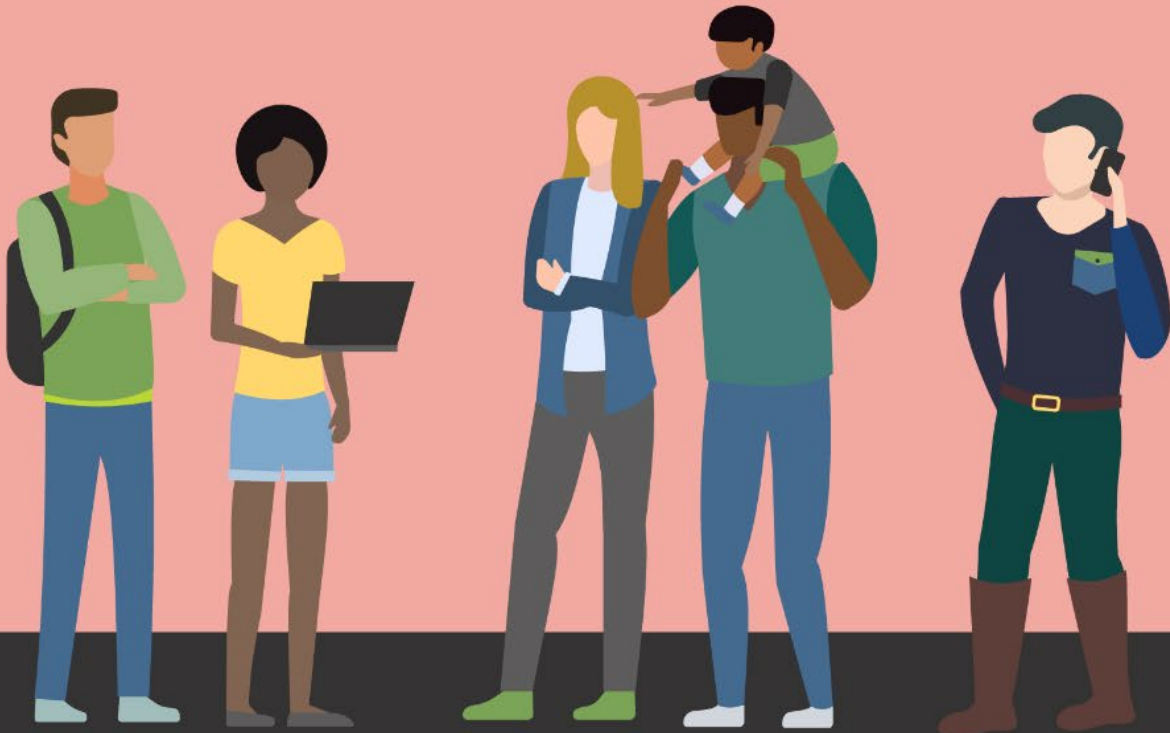
Coming soon...



Section 3. What comes next?

Your feedback is important to us

- All comments and input are welcome
- Share feedback today!
- Multiple pathways to share input
- Public comment period **open until Jan. 28**



- Commenter:
 - Input:
- Commenter:
 - Input:
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Public Comments | Questions | Discussion

February – June 2022

Dec. 2022 – Jan. 2023

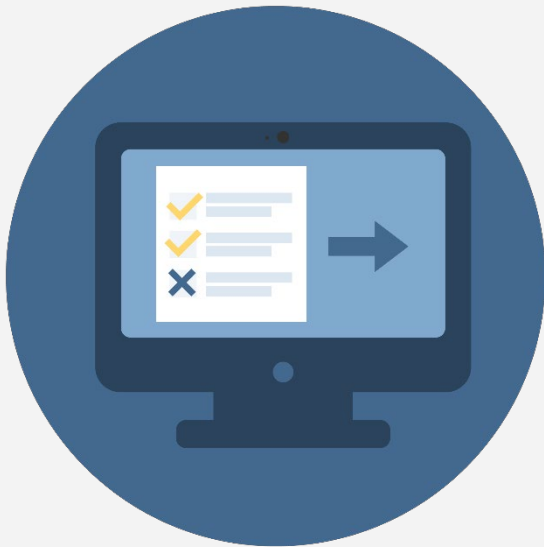
Help us shape the rule

- Continue engaging as we write a draft rule
- Input means smarter potential regulations
- Engagement opportunities

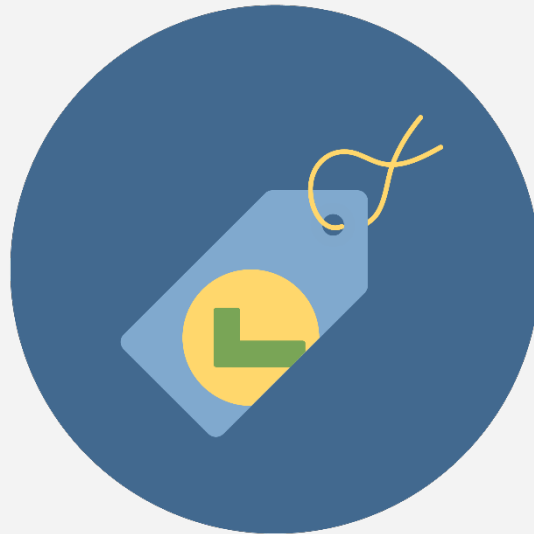
Tell us more...

- Did we get it right?
- Rulemaking highlights:
 - Review draft rule
 - Public hearing
 - Economic analysis

Thank you for joining us!



SaferProductsWA@ecy.wa.gov



ecology.wa.gov/Safer-Products-WA



Chapter 70A.350 RCW