GBQ Box 91
September 11, 1969

C. L. Sheckler

cc: E. M. Fenner
D. B. Wingerter

HAZARDOUS PRODUCT LABELING
INDUSTRIAL INSULATIONS PRODUCTS

Confirming our telephone conversation today, our next step is to identify what products of the Industrial Insulations Division are hazardous among those that D. B. Wingerter has identified as containing asbestos fiber or crystalline silica.

The New York State Department of Health Sanitary Code requires warning labels on "any substance which is a hazard". The Sanitary Code defines "Hazard" in part as follows:

> "'Hazard' means the risk of injury or illness which may be encountered during or as a result of any reasonably anticipated type of handling or use of a substance, or during its specified use, if any, by reason of . . . inhalation . . . ."

I suggest that the above definition be used as a general guide to what is a hazardous product. In the context of industrial insulation products, I believe the pertinent consideration is which products, if any, can be reasonably anticipated during handling or use to produce potentially harmful dust concentrations. This is a determination for a person having expertise that I do not have. In my previous memorandum of August 25, 1969, I did refer to the recently issued Federal "Safety and Health Standards For Federal Supply Contracts", which do list concentrations of crystalline silica and asbestos fiber dusts and state that "concentrations above those specified . . . shall be avoided, or protective equipment shall be provided and used". I believe this can be a starting point for the technical person making the evaluation of our products to determine which during handling or use may produce potentially harmful dust concentrations. I attached copies of the Federal tabulation of acceptable concentration levels to my prior memorandum so that I am omitting attachment of the tabulation to this memorandum.

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Once those products to be classed as hazardous products have been identified, they should be appropriately labelled to caution the hazard involved. I would like to review final label wording. However, as I told D. B. Wingerter on June 3, 1968, I am in general agreement with the legal principles for labeling hazardous products stated in your memorandum on "Labeling of Insulation Products" to D. B. Wingerter dated May 16, 1968 (copy attached).

Warren Max Deutsch

Warren Max Deutsch
att.

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