UNION CARBIDE

July 15, 1974

Mr. A. Libro, Counsel
California Manufacturers Association
P. O. Box 1138
Sacramento, California 95805

Dear Mr. Libro:

I have been discussing with Mr. Norman J. Hearn, Regional Vice President of Union Carbide, two items of proposed legislation which have been introduced in California during 1974, specifically Bills A-2991 and S-2419, both of which relate to use of asbestos-containing materials. Union Carbide, with asbestos mining and milling operations in California and product sales throughout the world, is intensely interested in all legislative activities which relate to this mineral.

After reviewing the content of the two proposed bills, we find that we have no specific interest in A-2991 but are strongly opposed to S-2419. I would request that the California Manufacturers Association express our opposition to this bill as is appropriate in their activities for the following reasons:

> The spraying of asbestos was carefully considered by the Federal Government during the proposed rule making on National Emission Standards for Hazardous Air Pollutants. The substance of their deliberations, quoted directly from the Federal Register, are attached to this letter. The final Federal Regulation (see Attachment 2) provides that materials containing less than 1% asbestos may be sprayed under certain prescribed conditions. It is our position that the Federal EPA Regulations embodied in the National Emission Standard for Asbestos (FR Volume 38 No. 66, Friday, April 6, 1973,) coupled with the Federal OSHA Regulations and the asbestos regulations published by the State of California (General Industry Safety Orders Section 5208 Asbestos July, 1973) provide more than adequate protection, both for the individual worker in his work place and for the general public.

In light of the existing legislation, implementation of S-2419 is unnecessary and for the reasons cited in Attachment 1 unduly punitive. I trust that you will keep Mr. Hearn and me advised on the progress of this bill in the California Legislature.

Very truly yours,

W. C. Thurber
Product Manager - Asbestos

WCT:es
Enclosures

cc: Mr. N. J. Hearn, R. H. Mereness

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PLAINTIFF'S EXHIBIT

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