

ONE HUNDRED SIXTEENTH CONGRESS
Congress of the United States
House of Representatives

COMMITTEE ON ENERGY AND COMMERCE

2125 RAYBURN HOUSE OFFICE BUILDING
WASHINGTON, DC 20515-6115

Majority (202) 225-2927
Minority (202) 225-3641

January 30, 2019

The Honorable Andrew Wheeler
Acting Administrator
U.S. Environmental Protection Agency
1200 Pennsylvania Avenue, NW
Washington, DC 20460

Dear Acting Administrator Wheeler:

We write to request that the Environmental Protection Agency (EPA) immediately release to the public all health and safety studies considered in the Draft Risk Evaluation for Pigment Violet 29, as mandated by the Toxic Substances Control Act (TSCA). We are deeply concerned that the decision to withhold from the public and label these studies as “Confidential Business Information” (CBI) sets a dangerous and unlawful precedent as the EPA continues to work towards completing Risk Evaluations on the current ten and all future chemicals under review. As you are aware, section 14(b)(2) of TSCA identifies certain information that may not be protected as CBI, including:

Health and safety studies and information from health and safety studies where the chemical or mixture has been offered for commercial distribution or for which testing is required under TSCA section 4 or notification is required under TSCA section 5.

Additionally, we request all documentation and email communication related to EPA’s decision to label as CBI the health and safety studies considered in the Draft Risk Evaluation for Pigment Violet 29, including any substantiating materials or certifications submitted by the manufacturer.

Thank you for your immediate attention to this matter. If you have any questions, please contact Jacqueline Cohen with the Committee staff at (202) 225-2927. We look forward to receiving your response no later than February 6, 2019.

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Sincerely,



Frank Pallone, Jr.
Chairman



Paul D. Tonko
Chairman
Subcommittee on Environment
and Climate Change

Cc: The Honorable Greg Walden, Ranking Member
The Honorable John Shimkus, Ranking Member, Subcommittee on Environment and
Climate Change