

May 12, 2017

Kara Steward
Washington Department of Ecology
Hazardous Waste & Toxics Reduction Program
P.O. Box 47600
Olympia, WA 98504

Dear Ms. Steward

Thank you to Washington's Department of Ecology (Ecology) for your work to update the Children's Safe Products Act (CSPA) reporting rule. We share the goal of making sure Washington's children can grow up to be healthy in an environment free of toxic chemicals.

Here in Washington state we are fortunate to be leaders in protecting kids from harmful chemicals. The CSPA program is a cornerstone of the state's efforts. Any changes made to the program must maintain its effectiveness.

Information collected under the CSPA rule has proven helpful in our efforts to protect kids from harmful chemicals. We have consulted CSPA reports when we have considered laws to address the health impacts of toxic chemicals on kids. Without the reports, we would not have been able to make as much progress as we have made to protect kids' health.

The CSPA's reporting list of Chemicals of High Concern to Children list (CHCC list) also serves as an incentive for children's product manufacturers to avoid the use of toxic chemicals known to be harmful to kids. Companies like The GAP and Triboro Quilt have specifically consulted the CHCC list when making decisions about the materials they use in their products.

Consumers also can use information generated by the CSPA reporting to advocate for companies to stop using toxic chemicals and to use their buying power to move the marketplace toward safer chemicals and materials.

Overall we support Ecology's proposed changes to the CSPA rule. Adding an additional 21 chemicals, including several toxic flame retardants and hormone-disrupting phthalates, to the CHCC list will expand the usefulness of the reporting. However, we are concerned about the omission of the following chemicals in the proposed list:

- 1) **PFOA-related compounds.** Ecology has proposed to add the well-known toxic, persistent, and bioaccumulative compound PFOA to the reporting list. However, PFOA is

generally not intentionally added to products, but compounds used in products can break down to form this persistent compound. For a sufficient understanding of the use of chemicals likely to degrade to PFOA, it is necessary to list PFOA along with related compounds. This is the approach currently being taken by the European Union, supported by manufacturers.

- 2) **Three phthalate chemicals: DIPP, DEMP, and DIOP.** We are pleased to see the proposed rule adds three phthalates to the reporting list. However, the draft rule fails to include several additional phthalates that are a concern for kids' health. Phthalates, which are used to make plastics soft or add fragrance to products, can cause harm to developing bodies, including reproductive, developmental, and endocrine effects. Toxicity and exposure information on these three phthalates warrants their inclusion on the list and a requirement that companies report their use.
- 3) **Endocrine-disrupting octamethylcyclotetrasiloxane or D4.** D4, which has been linked to endocrine-disruption and reproductive toxicity, should not be omitted from the CHCC list. Since reporting began, its use has been reported over 2,300 times by children's product manufacturers. Many of these products such as clothing, footwear, toys, baby care items, and bedding are not generally associated with D4 – pointing to the need to investigate more fully the sources of exposure of children to D4 and to the importance of keeping D4 on the CSPA reporting list.

Our goal as legislators is to safeguard kids from unnecessary and harmful exposures to toxic chemicals in items they use every day. Ecology's CSPA program and reporting requirements is a useful tool in this goal. We urge Ecology to address these important issues in the final rule.

Sincerely,



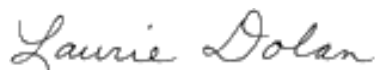
Representative Mike Chapman



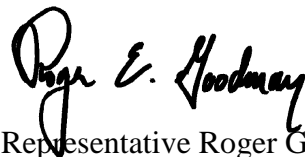
Representative Eileen Cody



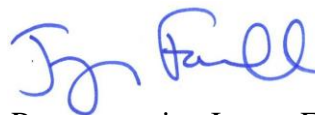
Representative Beth Doglio



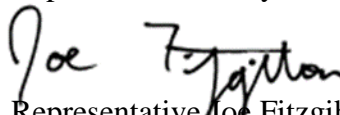
Representative Laurie Dolan



Representative Roger Goodman



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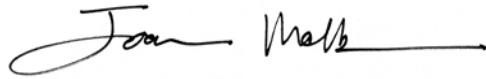
Representative Joe Fitzgibbon



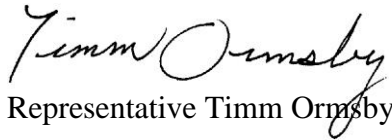
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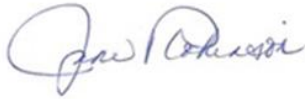
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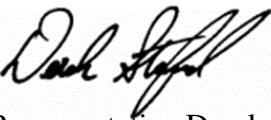
Representative Cindy Ryu



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Representative Vandana Slatter



Representative Derek Stanford



Representative Gael Tarleton



Representative Steve Tharinger



Senator Andy Billig



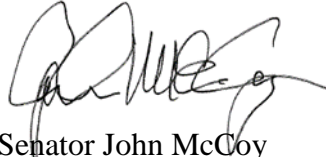
Senator Sam Hunt



Senator Karen Keiser



Senator Patty Kuderer



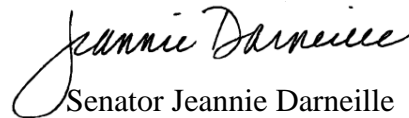
Senator John McCoy



Senator Sharon K. Nelson



Senator Jamie Pedersen



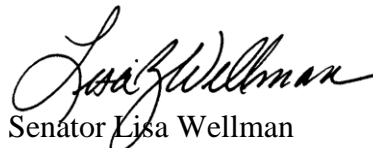
Senator Jeannie Darneille



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Senator Lisa Wellman