

TIP TOP ROOFING INC.

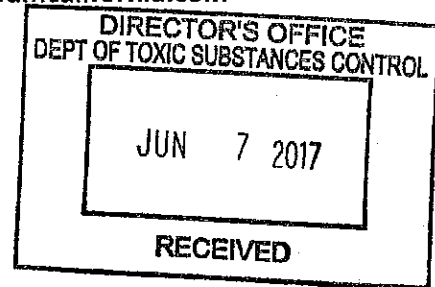
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To: Barbara A. Lee
Director
1001 "T" Street
Sacramento, CA 95812-0806



Re: Listing Spray Polyurethane Foam Systems with Unreacted Methylene Diphenyl Diisocyanates as a Priority Product (Department Ref. No. R-2016-04)

Dear Director Lee:

I have been a California business owner since 1997, and my company employs 11 hardworking and men and women in the business of insulation / roofing / weatherization in the residential / commercial / industrial / sector.

On March 22, 2017, the Department of Toxic Substances Control proposed listing Spray Polyurethane Foam (SPF) Systems with Unreacted Methylene Diphenyl Diisocyanates as a Priority Product under the Safer Consumer Product regulation, which would require manufacturers to look for alternatives to MDIs. In the supporting documents for this action, DTSC does not provide the necessary evidence that indicates a need to force manufacturers to search for alternatives and provides incomplete information about the economic impact of this proposed rule.

The Department has not demonstrated that SPF products meet the requirements for listing as they do not present the potential for "significant or widespread" adverse impacts.

Potential exposures to MDI during application are brief. Worker protection requirements exists (and are enforced) to protect applicators and those at the job site from potential exposure.

DTSC has not presented any evidence of increasing asthma rates associated with SPF in California. We are not aware of any such evidence.

Not only does the SPF industry in California provide jobs and taxes to the state, but SPF is critical to the state's energy efficiency and greenhouse gas reduction goals. SPF increases energy efficiency, provides cost savings on heating and cooling bills to our state's citizens and helps decrease the level of harmful carbon dioxide emissions entering our environment. I can't imagine why the state has put a product in it crosshairs that helps us reach the State's climate goals, while strengthening building structures and lowering energy costs for us all.

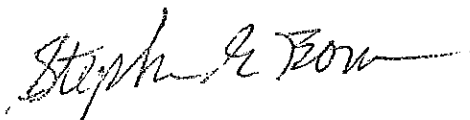
Those of us who work with SPF are trained, skilled technicians who treat our jobs seriously. We are proud of our qualifications and safety records. The health and safety of SPF workers and consumers have always been top priorities for the industry. There are extensive health and safety efforts in place for SPF products, but DTSC has not fully considered these programs in its proposal. Comprehensive product stewardship programs provide a wealth of information about how to handle and install SPF safely. Resources on safety and personal protection for installers, as well as best practices and training for users of all SPF products, are readily available in English and in Spanish. Why would the DTSC try to force a replacement chemical on an industry that makes so much information and training available? It feels like a solution in search of a problem.

I have been in this business for 20 years, but I cannot stay in business unless I have customers. If the public loses confidence in the product I sell because DTSC insists on regulating a product unnecessarily, I cannot keep my employees on the payroll, resulting in job and tax loss for the state. DTSC thinks only manufacturers of the SPF systems will be affected by these regulations, but that's not true. We rely heavily on the availability, proven effectiveness and economic benefits of SPF systems to sell jobs that allow us to support our families. My employees and I will experience real-world economic hardships based on the arbitrary targeting of this product through a process that doesn't rely on science or common sense. Having SPF incorrectly placed on this list and having the government try to force industry to replace a high-performing product will hurt us economically. Our company specializes in spray foam, without it my employees will be out of a job. I will be forced to find another substitute and spend many hard earned dollars to retrain. We have spent a lot of money on training and safety procedures for spray foam, that will be out the window.

I urge you not to list SPF in this regulation. Do not continue to disparage a product, which provides value to the State is not just in the revenue that the manufacturers contribute, but to energy savings, climate change, the resiliency of buildings and the hard working people in the construction trades who work safely every day.

I can be reached at 951-485-4080 if you have any questions on my comments.

Regards,



Stephen R Bowen
President
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