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ONE HUNDRED THIRTEENTH CONGRESS  
**Congress of the United States**  
**House of Representatives**

COMMITTEE ON ENERGY AND COMMERCE

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July 15, 2014

Ms. Connie DeFord  
Director  
Global Product Sustainability and Compliance  
The Dow Chemical Company  
2030 Dow Center  
Midland, MI 48674

Dear Ms. DeFord:

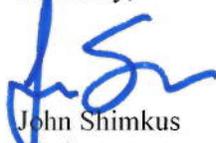
Thank you for appearing before the Subcommittee on Environment and the Economy on Wednesday, March 12, 2014, to testify at the hearing on the discussion draft entitled the "Chemicals in Commerce Act."

Pursuant to the Rules of the Committee on Energy and Commerce, the hearing record remains open for ten business days to permit Members to submit additional questions for the record, which are attached. The format of your responses to these questions should be as follows: (1) the name of the Member whose question you are addressing, (2) the complete text of the question you are addressing in bold, and (3) your answer to that question in plain text.

To facilitate the printing of the hearing record, please respond to these questions and requests with a transmittal letter by the close of business on Tuesday, July 29, 2014. Your responses should be mailed to Nick Abraham, Legislative Clerk, Committee on Energy and Commerce, 2125 Rayburn House Office Building, Washington, D.C. 20515 and e-mailed to [Nick.Abraham@mail.house.gov](mailto:Nick.Abraham@mail.house.gov).

Thank you again for your time and effort preparing and delivering testimony before the Subcommittee.

Sincerely,



John Shimkus  
Chairman

Subcommittee on Environment and the Economy

cc: The Honorable Paul Tonko, Ranking Member, Subcommittee on Environment and the Economy

Attachment

### **The Honorable Henry A. Waxman**

In 2010, the Dow Chemical Company submitted comments on draft TSCA reform legislation introduced by myself and several other members of the Energy and Commerce Committee. In those comments, your company listed several positive attributes of the discussion draft. One such attribute was that the bill “acknowledge[d] the need for existing chemicals in commerce to meet a safety standard.” According to those comments, that requirement “should be retained in any future reform bill.” In fact, at that time, “Dow suggest[ed] that the primary purpose of TSCA reform should be to ensure that existing chemicals in commerce meet a minimum safety standard, such as ‘safe for its intended conditions of use.’”

But the Chemicals in Commerce Act discussion draft would not require all existing chemicals in commerce to meet a safety standard. Only chemicals that qualify for the high priority designation, because they have the potential for high hazard and/or high exposure would be required to meet a safety standard.

1. Does Dow still support holding all existing chemicals in commerce to a safety standard?
2. Does Dow still support a safety standard that requires a chemical to be “safe for its intended conditions of use”?
3. Does Dow still support applying that safety standard as a minimum standard?

At the hearing, you testified that it is critical that protections be in place for vulnerable populations, for both new and existing chemicals.

4. Should all existing chemicals be held to a safety standard that ensures they are safe for vulnerable populations?
5. Should all new chemicals be held to a safety standard that ensures they are safe for vulnerable populations?
6. Should vulnerable populations be considered in prioritization decisions?
7. Should risk management measures ensure that vulnerable populations are protected?