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January 14, 2011

Mr. David DiFiore
Design for the Environment Branch
Economics, Exposure and Technology Division, Office of Pollution Prevention and Toxics
1200 Pennsylvania, NW
Washington, DC 20460-0001
Via electronic-mail

Dear Mr. DiFiore:

We understand that the deadline for comment on the US Environmental Protection Agency's ("EPA") Design for the Environment ("DfE") proposed enhancements to its Standard for Safer Cleaning Products ("Standard") has been extended to January 14, 2011. The following comments are intended as a supplement to the comments the American Cleaning Institute® ("ACI") submitted on December 31, 2010 ("Initial Comments").

Supplemental Comments

In our Initial Comments on the proposed Section 3.8, we indicated that ACI and its members fully support EPA's goal of transparency and the provisions of the proposal that are consistent with our Consumer Product Ingredient Communication Initiative ("Initiative"). Since the Initial Comments were filed, it has come to our attention that additional clarification is needed with respect to Section 3.8.3, Fragrances.

ACI supports providing flexibility to formulators to disclose additional detail on the fragrances used in their products. However, the option of providing "a Web site list of the actual ingredients in the fragrance" included in the current proposal would result in the disclosure of confidential business information. EPA acknowledges the importance of protecting trade secrets in the first paragraph of proposed Section 3.8.3, "[W]here needed to protect trade secret information (as defined in the Uniform Trade Secrets Act) a manufacturer may, at a minimum, use a functional descriptor..." The same principles should be applied with respect to the treatment of fragrances.

In addition, ACI supports the language in Section 3.8.2 of the proposal that provides flexibility to disclose ingredients "on the product label; on the formulator's Web site; at a toll-free number; or, on another non-electronic media approved by DfE." However, Section 3.8.3, Fragrances, provides that "[S]cent ingredients may be listed as 'Fragrance' *on the label...*" (emphasis added). This section should be revised to be consistent with the options listed in Section 3.8.2.

Therefore, ACI proposes that EPA adopt the following alternative language for Section 3.8.3, Fragrances:

Fragrances. Scent ingredients may be listed as “Fragrance,” but the formulator must then refer to more detail elsewhere. Such detail may include, but is not limited to: a link to the list or a subset of the list of fragrance materials authored by the International Fragrance Association (IFRA); or a list disclosing the ingredients that the formulator uses in its fragrances; or a list of fragrance ingredients that are not used in the formulator’s products.

Conclusion

ACI appreciates the opportunity to provide these supplemental comments and would welcome the opportunity to discuss any of the comments submitted by ACI in response to the proposal.

Respectfully submitted,

Kathleen Stanton

Kathleen Stanton
Associate Director, Scientific Affairs