

ATTACHMENT "B"

NONSCIENCE WITNESS LIST -- OSHA HEARINGS

2072295892

NONSCIENCE WITNESS LIST -- OSHA HEARINGS

<p>State: Washington, D.C. Delegate: Eleanor Holmes Norton</p>	<p>Organization: SEIU Contact: Bill Borwegan Address: 1313 L Street, N.W. Washington, DC 20005 Telephone: 202/894-3297</p>	<p>Date of Testimony: 09/29/94 Docket No: 10-172 Summary: SEIU supports a comprehensive IAQ rule. Concerns regarding ETS should be dealt with between employers and employees, not regulations. Presented a variety of specific recommendations about recordkeeping, compliance and implementation of specific aspects of the rule. He seemed to imply that OSHA's proposed rule was moot because most workplaces already have smoking policies.</p>
<p>State: Washington, D.C. Delegate: Eleanor Holmes Norton</p>	<p>Organization: American Mining Congress Contact: Mark Ellis Address: 1920 N Street, N.W. Washington, DC 20036 Telephone: 202/861-7535</p>	<p>Date of Testimony: 10/11/94, Docket No: 10-122 Summary: This witness, representing miners, stated that the American Mining Congress endorses voluntary solutions to the problems of workplace smoking.</p>

2072295893

<p>State: Maryland District: 8 Congressman: Constance A Morella Senator: Paul Sarbanes Barbara Mikulski</p>	<p>Organization: Bakery, Confectionary and Tobacco Workers International Union Contact: Raymond Scannell Address: Union AFL-CIO 10401 Connecticut Avenue Kensington, MD 20895-3961 Telephone: 301/933-8600</p>	<p>Date of Testimony: 10/11/94 Docket No: 10-213 Summary: Representing 125,000 workers, 15,000 of which were tobacco workers, the witness criticized the isolation of ETS and compared this with OSHA's other regulations that had never applied a zero tolerance limit (not even asbestos). He also noted a ban was inconsistent with previous policy of using the least drastic solution to a problem. This "insidious rule" is a reflection of "policy makers' lifestyle choices and legal pressure from ASH." OSHA could modify its rigid approach without sacrificing the health of America workers.</p>
<p>State: Washington, D.C. Delegate: Eleanor Holmes Norton</p>	<p>Organization: Workplace Health and Safety Council of D.C. Contact: Jan Collins Address: 2300 N Street, N.W. Washington, DC 20037-1128 Telephone: 202/663-9128</p>	<p>Date of Testimony: 10/11/94 Docket No: 10-124 Summary: Criticized the practical aspects of the proposal. She focused her comments on the multi-tenant situation where compliance could be impossible, since the standard would apply to all employers, regardless of who was in control or had access to the building's systems.</p>

2072295894

11028787

<p>State: Washington, D.C. Delegate: Eleanor Holmes Norton</p>	<p>Organization: BCIA Contact: Dr. Paul Cammer Address: 2000 L Street, N.W. Suite 730 Washington, DC 20036 Telephone: 202/775-5887</p>	<p>Date of Testimony: 10/11/94 Docket No: 10-207</p> <p>Summary: Praised OSHA's efforts for attempting to tackle IAQ issues, however, called the regulation's proposed ban on smoking "de facto." Zero tolerance was not sound public policy and expressed concern about future if OSHA were to set such a precedent in this regulation.</p>
<p>State: Illinois District: 9 Congressman: Sidney Yates Senator: Carol Mosley Braun Paul Simon</p>	<p>Organization: International Sanitary Supply Association Contact: William Balek Address: 7373 North Lincoln Avenue Lincolnwood, IL 60646 Telephone: 708/982-0800</p>	<p>Date of Testimony: 10/12/94 Docket No: 10-209</p> <p>Summary: Existing federal regulations, including some of OSHA's own, already deal with chemicals used in cleaning. Therefore, the proposal is duplicative, and the 24-hour notification provision is unnecessary and should be withdrawn.</p>
<p>State: Washington, D.C. Delegate: Eleanor Holmes Norton</p>	<p>Organization: Responsible Industry for a Sound Environment (RISE) Contact: Allen James Address: 1156 15th Street, N.W. Suite 400 Washington, DC 20005 Telephone: 202/872-3860</p>	<p>Date of Testimony: 10/12/94 Docket No: 10-212</p> <p>Summary: Members of R.I.S.E. are manufacturers, formulators and distributors of pesticides. He criticized OSHA's proposed regulation's pesticide provision as unnecessary and misdirected. He requested removal of the pesticide provisions from the proposal.</p>

2072295895

<p>State: Virginia District: Congressman: Senator: John Warner Charles Robb</p>	<p>Organization: CADM Contact: Dennis Lauchner Address: 10461 White Granite Drive Suite 205 Oakton, VA 22124 Telephone: 703/691-4612</p>	<p>Date of Testimony: 10/12/94 Docket No: 10-133</p> <p>Summary: Air cleaning is the best method of resolving IAQ problems. OSHA's proposal ignores this highly effective method, and therefore should be included in the proposed regulation. He estimated \$19.3 billion could be saved in energy costs if air cleaning devices were used.</p>
<p>State: Georgia District: 9 Congressman: Nathan Deal Senator: Sam Nunn Paul Coverdell</p>	<p>Organization: Carpet & Rug Institute Contact: Ronald VanGelderren Address: 310 Holiday Avenue P.O. Box 2048 Dalton, GA 30720 Telephone: 706/278-3176</p>	<p>Date of Testimony: 10/13/94 Docket No: 10-89</p> <p>Summary: Representing the Carpet and Rug Institute claimed there is no scientific study suggesting carpeting as a health hazard. Asked that OSHA remove all anecdotal references to carpet as a source of air contaminants from the preamble.</p>
<p>State: Washington, D.C. Delegate: Eleanor Holmes Norton</p>	<p>Organization: ORC Contact: Ann Brockhaus Address: 1910 Sunderland Place, N.W. Washington, DC 20036 Telephone: 202/293-2980</p>	<p>Date of Testimony: 10/13/94 Docket No: 10-162</p> <p>Summary: Believes proposed regulation is inadequately supported by scientific data. Most companies already have smoking policies and IAQ problems can be solved without government regulation.</p>

2072295896

<p>State: Rhode Island District: 1 Congressman: Patrick Kennedy Senator: John M. Chafee Claiborne Pell</p>	<p>Organization: Halliwell Engineering Association Contact: Jack Halliwell Address: 865 Waterman Avenue E. Providence, RI 02914-1340 Telephone: 401/434-1909</p>	<p>Date of Testimony: 10/13/94 Docket No: 10-27 Summary: The proposed rule lacks in the areas of training and, architects, building designers, and building managers should be educated on IAQ as part of the solution.</p>
<p>State: Michigan District: 4 Congressman: Dave Camp Senator: Carl Levin Spence Abraham</p>	<p>Organization: Dow Chemical Contact: Richard Olson Address: Health and Environmental Sciences The Dow Chemical Company 2030 Dow Center Road Midland, MI 48674 Telephone: 517/636-8295</p>	<p>Date of Testimony: 10/14/94 Docket No: 10-188 Summary: The provisions of the regulation that required massive recordkeeping and action to be taken even when there is no evidence of IAQ problems. The burdensome paperwork and training requirements are unnecessary. Dow has changed its ventilation systems several times over the years. Flexibility is necessary.</p>
<p>State: Colorado District: 1 Congressman: Pat Schroeder Senator: Hank Brown Ben Nighthouse Campbell</p>	<p>Organization: School of Hotel Restaurant & Tourism Management University of Denver Contact: Horace Devine Address: University of Denver Denver, CO 80208 Telephone: 303/933-7144</p>	<p>Date of Testimony: 10/24/94 Docket No: 10-134 Summary: Professor Devine testified that a recent study by the NRA (National Restaurant Association) suggests that \$18.2 billion would be lost if there were a ban on smoking. He stated that attempts to accommodate smokers and nonsmokers is already being done.</p>

2072295897

<p>State: California District: 8 Congressman: Nancy Pelosi Senator: Dianne Feinstein Barbara Boxer</p>	<p>Organization: San Francisco Hotel Association Contact: Bob Jacobs Address: 323 Geary Street Suite 611 San Francisco, CA 94102 Telephone: 415/392-7860</p>	<p>Date of Testimony: 10/24/94 Docket No: 10-168 Summary: Argued that economically, the OSHA proposal would have a major impact. He provided data from a Price Waterhouse study.</p>
<p>State: North Carolina District: 9 Congressman: Sue Myrick Senator: Jesse Helms Lauch Faircloth</p>	<p>Organization: Private Restaurant Owner Contact: Eddy Giel Address: University Place Restaurant 9005 J.M. Keynes Drive Charlotte, NC 28262 Telephone: 704/547-1985</p>	<p>Date of Testimony: 10/24/94 Docket No: 10-36 Summary: As a private restaurant owner, he could not afford to build a nonsmoking room as proposed by OSHA and that instituting smoking breaks would incur a significant economic cost.</p>
<p>State: Virginia District: 8 Congressman: James P. Moran Senator: John Warner Charles Robb</p>	<p>Organization: Nevada Resort Association Contact: Wayne E. Mehl Address: 2725 Carter Farm Court Alexandria, VA 22306 Telephone: 702/362-2472</p>	<p>Date of Testimony: 10/24/94 Docket No: 10-56 Summary: This witness represents the Nevada Resort Association and argued that OSHA's "one size fits all approach" will not work. Casinos are unique and compliance would be economically unfeasible. Foreign visitors would go to other countries if smoking were banned in the U.S.</p>

2072295898

<p>State: Kentucky District: 6 Congressman: Scotty Baesler Senator: Wendell Ford Mitch McConnell</p>	<p>Organization: Kentucky Chamber of Commerce Contact: John Brazel Address: 464 Chenault Road P.O. Box 817 Frankfort, KY 40602 Telephone: 502/695-4700</p>	<p>Date of Testimony: 10/24/94 Docket No: 10-199 Summary: Chamber of Commerce representative says that the OSHA rule is too broad-based. Ventilation systems, monitoring and maintenance were discussed. Treating ETS differently from other substances is inconsistent with the concept of dose effects.</p>
<p>State: Washington, D.C. Delegate: Eleanor Holmes Norton</p>	<p>Organization: National Restaurant Association Contact: James Britt Address: 1200 Seventeenth Street, N.W. Washington, DC 20036-3097 Telephone: 202/331-5900</p>	<p>Date of Testimony: 10/24/94 Docket No: 10-78 Summary: The regulation would place unnecessary and unreasonable burdens on the restaurant business and would cost jobs. Allowing or not allowing smoking is a business decision driven by demands of the market.</p>
<p>State: Virginia District: 11 Congressman: James P. Moran Senator: John Warner Charles Robb</p>	<p>Organization: Fast Eddies Pool Hall Contact: Edward Gillis Address: 9687 Lee Highway Fairfax, VA 22032 Telephone: 703/385-7629</p>	<p>Date of Testimony: 10/24/94 Docket No: 10-65 Summary: Owner of two "Fast Eddie's" billiard establishments, he argued that OSHA's regulations would bankrupt many people in a single year. He has established his own effective filtration and ventilation system.</p>

2072295899

11028787

<p>State: Ohio District: 12 Congressman: John R. Kasich Senator: John Glenn Mike DeWine</p>	<p>Organization: Ohio Licensed Beverage Association Contact: Philip Craig Address: 692 N. High Street Suite 202 Columbus, OH 43215 Telephone: 614/224-3840</p>	<p>Date of Testimony: 10/26/94 Docket No: 10-221 Summary: Economics is the key issue with this witness. People will stop coming to taverns if they cannot enjoy alcoholic beverages and smoking. Customers choose to go an adult establishment and are aware of any risks.</p>
<p>State: Michigan District: 2 Congressman: Peter Hoekstra Senator: Carl Levin Spence Abraham</p>	<p>Organization: Michigan Licensed Beverage Association Contact: Ron Seng Address: 2155 E. Hyle Muskegon, MI Telephone: 616/739-2276</p>	<p>Date of Testimony: 10/26/94 Docket No: 10-179 Summary: Focused on the economic loss if smoking were banned from taverns and bars.</p>
<p>State: Maryland District: 5 Congressman: Steny H. Hoyer Senator: Paul Sarbanes Barbara Mikulski</p>	<p>Organization: National Licensed Beverage Association Contact: Jim Simpson Address: 100 Smallwood Village Center Waldorf, MD 20602-1843 Telephone: 703-671-7575</p>	<p>Date of Testimony: 10/26/94 Docket No: 10-229 Summary: Compliance with the proposed rule is not technically feasible. Taverns and bars are often in small buildings that cannot provide separately ventilated rooms for smokers and nonsmokers.</p>

2072295900

11028787

<p>State: Kentucky District: 3 Congressman: Mike Ward Senator: Wendell Ford Mitch McConnell</p>	<p>Organization: Kentucky Farm Bureau Contact: William Sprague Address: 9201 Bunsen Parkway P.O. Box 20700 Louisville, KY 40250-0700 Telephone: 502/495-5000</p>	<p>Date of Testimony: 10/26/94 Docket No: 10-59 Summary: Representing the Kentucky Farm Bureau, including tobacco growers, he stated that the OSHA proposal would result in a loss of revenue (\$800 million) to Kentucky farmers; \$2.4-3.0 billion contribution by tobacco to Kentucky as a whole; and 15% of jobs in the state. Personal freedom is important, also.</p>
<p>State: Ohio District: 4 Congressman: Michael G. Oxley Senator: John Glenn Mike DeWine</p>	<p>Organization: Polish & Plating Co. Contact: James Ferguson Address: 423-427 Beech Street P.O. Box 201 Green Camp, OH 43322 Telephone: 614/528-2707</p>	<p>Date of Testimony: 10/26/94 Docket No: 10-258 Summary: This witness represents small business. The proposed smoking ban would have harm his business. He tried to ban smoking once and his production and morale went down.</p>
<p>State: Ohio District: 1 Congressman: Steve Chabot Senator: John Glenn Mike DeWine</p>	<p>Organization: Licensed Beverage Association of S.W. Ohio Contact: Penny Laswell Address: 4700 Ashwood Drive Suite 118 Cincinnati, OH 45241 Telephone: 513/489-4271</p>	<p>Date of Testimony: 10/26/94 Docket No: 10-141 Summary: As a tavern owner she said compliance with the regulation would be impossible since it was too small to build a separate smoking area. Seventy percent of her customers smoke.</p>

2072295901

<p>State: North Carolina District: 2 Congressman: David B. Funderburk Senator: Jesse Helms Lauch Faircloth</p>	<p>Organization: K.R. Edwards Leaf Tobacco Co. Contact: Rex Foy Address: 1420 Wall-Pat Road Smithfield, NC 27577-1377 Telephone: 919/934-7199</p>	<p>Date of Testimony: 10/26/94 Docket No: 10-143 Summary: Restrictions are intrusive and costly. He estimated compliance with the proposal would cost \$750,000-\$1 million.</p>
<p>State: North Carolina District: 2 Congressman: David B. Funderburk Senator: Jesse Helms Lauch Faircloth</p>	<p>Organization: Standard Commercial Tobacco Company Contact: A. Winniett Peters Address: 2201 Miller Road Wilson, NC 27893 Telephone: 919/237-1106</p>	<p>Date of Testimony: 10/27/94 Docket No: 10-248 Summary: Represented a leaf tobacco merchant for world-wide sales. OSHA would be detrimental to his business because customers could not try the product.</p>
<p>State: North Carolina District: 4 Congressman: Frederick Heineman Senator: Jesse Helms Lauch Faircloth</p>	<p>Organization: Flue Cured Tobacco Cooperation Stabilizing Committee Contact: Arnold Hamm Address: 1304 Annapolis Drive Raleigh, NC 27608 Telephone: 919/821-4560</p>	<p>Date of Testimony: 10/27/94 Docket No: 10-43 Summary: Criticized the EPA risk assessment, noting that litigation is now pending. If not for the EPA, he believed that OSHA would not have the NPR. Stated that the risk assessment is a political decision, not a scientific one.</p>
<p>State: South Carolina District: Congressman: Senator: Strom Thurmond Ernest Hollings</p>	<p>Organization: South Carolina Farm Bureau Federation Contact: Gary Spires Address: Telephone:</p>	<p>Date of Testimony: 10/27/94 Docket No: 10-263 Summary: Testified that the rule only hurts tobacco farmers and their local economy. Stated that the issue of smoking and non-smoking employees can be worked out at the job.</p>

<p>State: North Carolina District: 5 Congressman: Richard Burr Senator: Jesse Helms Lauch Faircloth</p>	<p>Organization: Tobacco Farm Families Contact: Patricia Jones Address: 116 Dolly Lane Reidsville, NC 27320 Telephone: 910/961-2720 Contact: Brenda Isley Address: 1160 Miller Chapel Road Reidsville, NC 27214 Telephone: 910/951-2746 Contact: Nancy Strader Address: 914 Dickerson Road Ruffin, NC 27326 Telephone: 910/939-7164 Contact: Lucy Carter Address: 1631 Sandy Cross Road Reidsville, NC 27320 Telephone: 910/961-2961 Contact: Mrs. John Moore Address: 331 Meadowbranch Road Reidsville, NC 27320 Telephone: 910/349-3814</p>	<p>Date of Testimony: 10/27/94 Docket No: 10-62 10-241 10-148 10-155 10-176</p> <p>Summary: This tobacco farmer believes that the tobacco family farms will disappear due to the NPR.</p> <p>Summary: Tobacco is the foundation of their farm and family values. OSHA's rule takes away their freedom.</p> <p>Summary: Believes that her views are those of the average working American. Government regulations take away freedom of choice. The NPR reveals biased attitudes toward tobacco.</p> <p>Summary: If tobacco is banned in the workplace, the town where she lives will become a ghost town. The NPR is unfair and violates individual rights. Tobacco farmers will feel like outcasts from society.</p> <p>Summary: Many businesses and tobacco farms will shut down because of the OSHA rule. She believes the present system of accommodating smokers and non-smokers is working and should be left alone.</p>
---	--	--

State: District: Congressman: Senator:	Organization: Rockingham Tobacco Producers & Associates Contact: Darryl Dunnagan Address: P.O. Box 194 Reidsville, NC 27323-0194 Telephone: 910/939-2101	Date of Testimony: 10/27/94 Docket No: 10-242 Summary: Speaking for a tobacco producers group, he spoke on the freedom of America, and how the OSHA rule would devastate the economics of the states containing tobacco industries.
State: Washington District: 7 Congressman: Jim McDermott Senator: Slade Gorton Patty Murray	Organization: Aviation West Contact: Diane Michalek Address: Aviation West Corporation P.O. Box 48008 Seattle, WA 98148-0008 Telephone: 202/331-5900	Date of Testimony: 10/27/94 Docket No: 10-167 Summary: OSHA's rule will affect productivity and morale in workers, also makes it difficult to work with foreign customers. Gives examples of the effects that the Washington state smoking ban has had on her airline service business.
State: Kentucky District: 1 Congressman: Edward Whitfield Senator: Wendell Ford Mitch McConnell	Organization: Western Dark Fired Tobacco Growers Association Contact: Will Clark Address: 206 Maple Street P.O. Box 1056 Murray, KY 42071-1056 Telephone: 502/753-3341	Date of Testimony: 10/27/94 Docket No: 10-42 Summary: Stated that for tobacco farmers there is no alternative crop that yields the same profit margin. OSHA is imposing on their livelihood.

2072295904

State: North Carolina District: 12 Congressman: Melvia Watt Senator: Jesse Helms Lauch Faircloth	Organization: Guilford County Farmers Organization Contact: Luke Lanibeth Address: 7625 Caber Road Brown Summit, NC 27214 Telephone: 910/656-4760	Date of Testimony: 10/27/94 Docket No: 10-239 Summary: This tobacco farmer points out that the NPR infringes on American freedom and individual rights.
State: Oregon District: 3 Congressman: Ron Wyden Senator: Mark O. Hatfield Bob Packwood	Organization: Oregon Smokers Rights Contact: Mark Holan Address: 7475 S.E. Division Portland, OR 97206 Telephone:	Date of Testimony: 10/28/94 Docket No: 10-28 Summary: ETS is a complicated, controversial issue. Labeled the NPR as "backdoor prohibition". No substantial evidence for health claims. The answer is not regulation but accommodation.
State: North Carolina District: 5 Congressman: Richard Burr Senator: Jesse Helms Lauch Faircloth	Organization: Lorillard Contact: Oliver Parker Address: 251 Jones Chapel Road Reidsville, NC 27320 Telephone: 910/951-2721	Date of Testimony: 10/28/94 Docket No.: 10-145 Summary: The NPR is intrusive with adverse economic effects.
State: California District: 9 Congressman: Ronald V. Dellums Senator: Dianne Feinstein Barbara Boxer	Organization: U.S. African American Chamber of Commerce Contact: Oscar Coffey Address: 117 Broadway Oakland, CA 94607 Telephone: 510/444-5741	Date of Testimony: 10/28/94 Docket No: 10-41 Summary: The NPR is a racial issue because there would be a negative impact on the hospitality industry which is a major employer of minorities. Many small minority-owned businesses would suffer economically in compliance with the rule.

2072295905

11028787

<p>State: Virginia District: 8 Congressman: James P. Moran Senator: John Warner Charles Robb</p>	<p>Organization: N.S.A. Contact: William Althaus Address: 901 N. Washington Street Suite 400 Alexandria, VA 22314 Telephone: 703/739-1324</p>	<p>Date of Testimony: 10/28/94 Docket No.: 10-41; 9-47646 Summary: The wishes and interests of non-smokers are already being recognized and additional measures will restrict the rights of smokers and their use of a legal product.</p>
<p>State: Virginia Delegate: Eleanor Holmes Norton</p>	<p>Organization: National Smokers Alliance Contact: Lindblom Address: 901 N. Washington St. Suite 400 Alexandria, VA 22314 Telephone: 703/739-1324</p>	<p>Date of Testimony: 10/28/94 Docket No: 10-41 Summary: The NPR is a divisive tool, to push people apart on the smoking issue. Urban areas will suffer because of economic impact on the hospitality industry.</p>
<p>State: Illinois District: 14 Congressman: J. Dennis Hastert Senator: Carol Mosley Braun Paul Simon</p>	<p>Organization: Contact: Birgitt Peterson Address: 3025 Bristol Ridge Road Yorkville, IL 60560 Telephone: 708/554-1764</p>	<p>Date of Testimony: 10/31/94 Docket No.: 10-93 Summary: A smoker's rights advocate; public areas belong equally to smokers and nonsmokers.</p>
<p>State: Mississippi District: 4 Congressman: Mike Parker Senator: Thad Cochran Trent Lott</p>	<p>Organization: Employment Research Services Contact: Donna Thompson Address: 931 Highway 80 W. Jackson, MS 39204 Telephone: 601/353-1992</p>	<p>Date of Testimony: 11/01/94 Docket No.: 10-256 Summary: For this home-operated business owner, the proposed regulation could prohibit smoking in her own home or in her car while on business trips. Adding a smoking room to this witness' home would put her out of business.</p>

2072295906

11028787

<p>State: Montana District: Congressman: Pat Williams Senator: Max Baucus Conrad Burns</p>	<p>Organization: Hair Now Contact: Rita Underwood Address: 443 Hill Street Missoula, MT 59801 Telephone: 406/721-1458</p>	<p>Date of Testimony: 11/01/94 Docket No.: 10-261 Summary: Smokers are, for the most part, courteous towards nonsmokers. Building a smoking lounge in this small establishment would not be possible and would be cost prohibitive.</p>
<p>State: Texas District: 13 Congressman: William Thornberry Senator: Phil Gramm Kay Bailey Hutchison</p>	<p>Organization: McCarty-Hull Contact: William McCarty Address: P.O. Box 30127 Amarillo, TX 79120 Telephone: 806/376-5495</p>	<p>Date of Testimony: 11/01/94 Docket No.: 10-259 Summary: This company has already developed a smoking policy with smoking allowed in private work areas. The proposed rule is not necessary. The company could not afford to build a smoking room. The rule would also have a negative impact on productivity.</p>
<p>State: Massachusetts District: 10 Congressman: Gerry E. Studds Senator: Edward Kennedy John Kerry</p>	<p>Organization: Dresco Belting Company Contact: Norman Dresser Address: 122 East Street, P.O. Box 26 East Weymouth, MA 02189 Telephone: 617/335-1350</p>	<p>Date of Testimony: 11/01/94 Docket No.: 10-197 Summary: The government cannot provide a risk-free environment but can go broke trying to do so. The proposed regulation would have a negative impact on this business.</p>

2072295907

11028787

<p>State: Florida District: Congressman: Senator:</p>	<p>Organization: Contact: Frank Barnes Address: 1300 Club Drive Palm Beach Gardens, FL Telephone: 407/626-1670</p>	<p>Date of Testimony: 11/01/94 Docket No: Summary: This witness is involved in the development and marketing of an air cleaning device that, when connected to a filtration system, is claimed to capture essentially 100% of smoke in the device, which is then filtered and recirculated. It could be exhausted to the outside.</p>
<p>State: Connecticut District: 5 Congressman: Gary A. Franks Senator: Christopher Dodd Joseph Lieberman</p>	<p>Organization: United Smokers Association Contact: L. Susan Allsop Address: CLXXXII Florida Road Ridgefield, CT 06877 Telephone: 203/221-2332</p>	<p>Date of Testimony: 11/01/94 Docket No.: 10-232 Summary: Smokers are facing the same discrimination seen with women, blacks, hispanics, and other minorities.</p>
<p>State: Virginia District: Congressman: Senator:</p>	<p>Organization: Veterans of Foreign Wars Contact: Jim Dodge and Jim Naughton Address: Dale City, VA Telephone: 703/670-4124</p>	<p>Date of Testimony: 11/01/94 Docket No.: Summary: Accommodation for smokers is the only answer. The smoking ban would make it difficult to offer facilities to the community for recreation and would drive members away.</p>
<p>State: Georgia District: 7 Congressman: Bob Barr Senator: Sam Nunn Paul Coverdell</p>	<p>Organization: National Tech Systems Contact: Mel Parsell Address: 3345 West Hospital Avenue Chamblee, GA 30341 Telephone: 404/458-4408</p>	<p>Date of Testimony: 11/01/94 Docket No.: 10-257 Summary: Companies can work out accommodations for smokers and nonsmokers themselves. The portion of the proposed regulation that prohibits working in smoking rooms is "ridiculous."</p>

<p>State: Washington, D.C. Delegate: Eleanor Holmes Norton</p>	<p>Organization: National Coalition for Homeless Veterans Contact: Richard Fitzpatrick Address: 918 Pennsylvania Avenue, SE Washington, DC 20003 Telephone: 202/546-2063</p>	<p>Date of Testimony: 11/01/94 Docket No.: 10-75 Summary: Separately ventilated smoking rooms are neither practical nor affordable for the Coalition to build. You cannot put a homeless veteran into a restrictive nonsmoking environment.</p>
<p>State: North Carolina District: 5 Congressman: Richard Burr Senator: Jesse Helms Lauch Faircloth</p>	<p>Organization: R.J. Reynolds Contact: Faye Everhart Address: 1028 Gales Avenue Winston-Salem, NC 27103 Telephone: 910/773-0746</p>	<p>Date of Testimony: 11/01/94 Docket No.: 10-237 Summary: Individuals have the right to smoke.</p>
<p>State: New York District: 30 Congressman: Jack Quinn Senator: Daniel P. Moynihan Alfonse D'Amato</p>	<p>Organization: Empire State Exterminating Company Contact: Steven Dorobiala Address: 2325 Bailer Avenue Buffalo, NY 14211 Telephone: 716/896-1200</p>	<p>Date of Testimony: 11/01/94 Docket No.: 10-254 Summary: There are logistics problems in decontaminating a room. Movement of air into a negatively exhausted room can bring contaminants into the room. Government intrusion will have a negative impact.</p>
<p>State: Washington, D.C. Delegate: Eleanor Holmes Norton</p>	<p>Organization: National Vietnam Veterans Coalition Contact: J. Thomas Burch Address: 1100 Connecticut Avenue, N.W. Washington, DC 20036 Telephone: 202/338-6882</p>	<p>Date of Testimony: 11/02/94 Docket No.: 10-183 Summary: Vietnam veterans feel strongly about their right to smoke. A ban of smoking would decrease the ability of veterans associations to draw people to their functions and to provide a supportive social atmosphere in those functions.</p>

2072295909

<p>State: Virginia District: 8 Congressman: James P. Moran Senator: John Warner Charles Robb</p>	<p>Organization: Ergotec Association, Inc. Contact: Bert Dumpe Address: P.O. Box 9571 Arlington, VA 22219 Telephone: 703/516-4576</p>	<p>Date of Testimony: 11/02/94 Docket No.: 10-66 Summary: The problems in the workplace today cannot be attributed to smoking or ETS exposure, but to radiation from cathode ray tubes.</p>
<p>State: Virginia District: 3 Congressman: Robert C. Scott Senator: John Warner Charles Robb</p>	<p>Organization: G.D. Packaging Machinery Contact: Robert Williams Address: 501 Southlake Boulevard Richmond, VA 23236-3078 Telephone: 804/794-9777</p>	<p>Date of Testimony: 11/03/94 Docket No.: 10-129 Summary: This company has installed electronic "smoke eaters" and has no problem allowing smoking in any part of the building. Air quality was tested by an independent testing lab, and no complaints have been received. The construction of a smoking lounge pursuant to the rule would cost \$34,685.00, not counting the loss of floor space.</p>
<p>State: Virginia District: 8 Congressman: James P. Moran Senator: John Warner Charles Robb</p>	<p>Organization: International Council of Shopping Centers Contact: Al Colon Address: 1199 N. Fairfax Street Suite 204 Alexandria, VA 22314-1437 Telephone: 703/549-7404</p>	<p>Date of Testimony: 11/04/94 Docket No.: 10-97 Summary: The estimated cost of training designated employees, building maintenance personnel, and property managers and conducting IAQ surveys required under the regulation for an 8-story building would be \$45,000.00. When multiplied by 1.5 million buildings covered by the OSHA regulation, the total cost would be approximately \$88 billion during the first year.</p>

<p>State: Maryland District: One Congressman: Wayne T. Gilchrist Senator: Paul Sarbanes Barbara Mikulski</p>	<p>Organization: Phillips Seafood Restaurant 3 Contact: Paul R. Wall Address: 2004 Philadelphia Avenue Ocean City, MD 21842 Telephone: 410/289-6821</p>	<p>Date of Testimony: 11/15/94 Docket No.:</p> <p>Summary: Through an information survey of general managers of hotels and restaurants owned by Philips, it was determined that an approximate 10-20% decrease in business would result from this regulation. Smoking and nonsmoking sections work well.</p>
<p>State: Maryland District: 7 Congressman: Kweisi M. Fume Senator: Paul Sarbanes Barbara Mikulski</p>	<p>Organization: Baltimore Area Convention and Visitors Association Contact: Wayne Chappell Address: 100 Light Street Suite 12 Baltimore, MD 21202 Telephone: 410/659-7300</p>	<p>Date of Testimony: 11/15/94 Docket No.:</p> <p>Summary: The regulation would result in damage to travel business from visitors outside the United States and would create difficulties in enforcement. Many of the 47 million annual visitors to the U.S. from foreign countries would simply not come if faced with the no-smoking rule, resulting in a possible loss of billions of dollars and many jobs. In addition, a hotel room essentially becomes a person's "home." It is not practical or reasonable to tell a person that he cannot smoke there.</p>

<p>State: New Jersey District: 12 Congressman: Dick Zimmer Senator: Bill Bradley Frank Lautenberg</p>	<p>Organization: Environmental Dynamics Group Contact: Forwood Wiser III Address: P.O. Box 1258 Princeton, NJ 08542 Telephone: 609/924-4489</p>	<p>Date of Testimony: 11/18/94 Docket No.: 10-192 Summary: The OSHA proposed rule relies too strongly on ventilation and maintenance techniques to insure adequate air quality. Filtration and air cleaning must be part of any solution. Ventilation, although necessary, is expensive. Outdoor pollution may actually bring impurities into buildings. Although ETS is highly publicized and emotionally charged as an issue, it is a small part of a very large problem (possibly only 2% of IAQ problems).</p>
<p>State: Florida District: 7 Congressman: John L. Mica Senator: Bob Graham Connie Mack</p>	<p>Organization: Florida Air Conditioning Contractors Association Contact: H. Deane Ellis Address: P.O. Box 180458 Casselberry, FL 32718-0458 Telephone: 407/260-2212</p>	<p>Date of Testimony: 11/18/94 Docket No.: 10-7 Summary: HVAC system should be used to create slight positive pressurization, with inside air pressure slightly positive relative to the outside. If a separate room is required with negative pressure, vented to outside in high humidity climates, it will draw contaminants from outside into the room.</p>

2072295912

<p>State: Virginia District: 8 Congressman: James P. Moran Senator: John Warner Charles Robb</p>	<p>Organization: National Energy Management Institute Contact: Alexander Willman Vincent Panvini Robert Martinez Bruce Lantrip Address: 601 N. Fairfax Street, Suite 160 Alexandria, VA 22314 Telephone: 703/739-7100</p>	<p>Date of Testimony: 11/18/94 Docket No.: 10-48 Summary: An overwhelming majority of IAQ problems can be corrected by changes to the existing HVAC systems, with some requiring modification. If the ETS portion of the regulation were separated out into its own rule, it would create enforcement problems for OSHA and would compromise OSHA's ability to deal with other more pressing worker health and safety issues. Over 90% of IAQ problems in buildings can be traced to faulty ventilation systems.</p>
<p>State: District: Congressman: Senator:</p>	<p>Organization: Hamlin & Harris, Inc. Contact: Michael K. Harris Address: 1728 Cloverdale Avenue Baton Rouge, LA 70808 Telephone: 504/387-2847</p>	<p>Date of Testimony: 11/21/94 Docket No.: 10-150 Summary: OSHA needs to establish a PEL. A zero PEL is currently contemplated by the rule and unacceptable. Employers should also have more latitude in controlling ETS.</p>
<p>State: Maryland District: 5 Congressman: Steny Hoyer Senator: Paul Sarbanes Barbara Mikulski</p>	<p>Organization: Pace Manufacturers Contact: Ron Loken Address: 9893 Brewers Court Laurel, MD 20723-1990 Telephone: 301/490-9860</p>	<p>Date of Testimony: 11/21/94 Docket No.: 10-25 Summary: There are advantages of recirculating ventilation in its low installation and maintenance cost and its portability.</p>

2072295913

11028787

<p>State: Minnesota District: 5 Congressman: Martin Olav Sabo Senator: Paul Wellstone Rod Grams</p>	<p>Organization: Air Quality Engineering Contact: Heidi Oas Address: 3340 Winpark Drive Minneapolis, MN 55427 Telephone: 612/544-4426</p>	<p>Date of Testimony: 11/21/94 Docket No.: 10-149</p> <p>Summary: The use of air cleaners which ionize and remove particulate matter, including ETS, have been proven in the workplace and are economical both to purchase and to maintain. The construction of a smoking lounge as required by the proposed regulation requires a permanent alteration to a building whereas equipment is portable and can be moved from location-to-location as needs change.</p>
<p>State: New York District: 1 Congressman: Michael Forbes Senator: Daniel P. Moynihan Alfonse D'Amato</p>	<p>Organization: MatRic Manufacturing, Inc. Contact: Richard Bisca Matthew Chaplewski Address: Bisca -- 17 Nowick Lane Smithtown, NY 11787 Telephone: 800/979-5585</p>	<p>Date of Testimony: 11/21/94 Docket No.: 10-118</p> <p>Summary: Cost savings can be gained through using filtration as opposed to constructing a properly ventilated, negative pressure smoking lounge as proposed by OSHA. Good results have been achieved in removing ETS with heat recovery ventilation equipment.</p>

2072295914

<p>State: Pennsylvania District: 8 Congressman: Jim Greenwood Senator: Arlen Specter Rick Santorum</p>	<p>Organization: Cassady Safety & Health Services Contact: Melvin Cassady Stefan Wawzyniecki, Jr. Address: [Cassady] 335 Concord Circle Southampton, PA 18966 Telephone: 215/953-0182</p>	<p>Date of Testimony: 11/21/94 Docket No.: 10-161 Summary: This witness has worked with Philip Morris to conduct workplace ETS exposure studies at two of the company's Richmond buildings to identify levels of exposure to certain ETS constituents. The result has been that detectible levels of carbon dioxide were, on average, below the 800 ppm proposed by the regulation, although that level was exceeded on certain "spike" occasions. On certain other constituents sampled, including nicotine, the levels were so low that they barely met the minimum detection limits.</p>
<p>State: Virginia District: 3 Congressman: Robert C. Scott Senator: John Warner Charles Robb</p>	<p>Organization: Ronnel Company, Inc. Contact: Ronald Tamol Address: P.O. Box 13126 6767 Forest Hill Avenue Suite 305 Richmond, VA 23225 Telephone: 804/323-6936</p>	<p>Date of Testimony: 11/22/94 Docket No.: 10-17 Summary: OSHA is encouraged to consider new ventilation technology through the use of through-the-floor-displacement ventilation which is a good solution for bars, restaurants and casinos. This system allows air to be forced upward through small perforations in the floor creating a layer of air that rises to the ceiling where it is exhausted. Although expensive to install, it would save 30-40% in energy costs.</p>

2072295915

11028787

<p>State: Michican District: 15 Congressman: Barbara-Rose Collins Senator: Carl Levin Spence Abraham</p>	<p>Organization: United Auto Workers Contact: Dr. Frank Mirer Dr. Andrea K. Taylor Steve Shepard Address: [International Union] 8000 E. Jefferson Avenue Detroit, MI 48214 Telephone: 313/926-5563</p>	<p>Date of Testimony: 11/22/94 Docket No.: 10-115 Summary: Although this panel was generally in favor of the proposed regulation, it urged OSHA not be become the smoking police and divert their scarce resources to the enforcement of smoking regulations.</p>
<p>State: Wisconsin District: 4 Congressman: Gerald D. Kleczka Senator: Herb Kohl Russell D. Feingold</p>	<p>Organization: Johnson Controls Contact: Sal Agnello Address: 507 East Michigan Street Milwaukee, WI 53202 Telephone: 414/274-4000</p>	<p>Date of Testimony: 11/22/94 Docket No.: 10-67 Summary: OSHA should better define the "designated person" under its proposed regulation. In addition, the regulation's proposed standard of 800 ppm for carbon dioxide should be eliminated because it is not a reliable indication of ventilation problems.</p>
<p>State: Virginia District: 8 Congressman: James P. Moran Senator: John Warner Charlès Robb</p>	<p>Organization: Tridata Contact: Phillip Schaeenman Address: 1500 Wilson Boulevard Arlington, VA 22209-2454 Telephone: 703/351-8300</p>	<p>Date of Testimony: 11/22/94 Docket No.: 10-223 Summary: The preamble of the proposed regulation discusses high costs in terms of lives and injuries of workplace fires started by careless smoking. Careless smoking, fire deaths and injuries in the workplace are a very small problem and getting lower every year. In 1984, 58 deaths were attributable to careless smoking; in 1992 only 20 were so attributable.</p>

2072295916

11028787

<p>State: Virginia District: 11 Congressman: Thomas Davis, III Senator: John Warner Charles Robb</p>	<p>Organization: Contact: National Pest Control Michael Katz Address: 8100 Oak Street Dunn Loring, VA 22027 Telephone: 703/573-8330</p>	<p>Date of Testimony: 11/29/94 Docket No.: 10-211 Summary: The portion of OSHA's proposed regulations relating to employee notification of the use of pesticides is ill-considered. It failed to demonstrate that the proper use of pesticides in indoor work environments poses a significant risk. The manufacture, distribution and use of pesticides is already regulated by EPA and further regulation by OSHA is specifically prohibited by law.</p>
<p>State: New Jersey District: 3 Congressman: H. James Saxton Senator: Bill Bradley Frank Lautenberg</p>	<p>Organization: Contact: W.B.R. Engineering, Inc. W.B. Rossmagel Address: 234 Rt. 70 Medford, NJ 08055 Telephone: 609/953-5355</p>	<p>Date of Testimony: 11/29/94 Docket No.: 10-21 Summary: Increasing ventilation rates by a factor of four as indicated in the proposed regulation would be "unreasonable." IAQ and sick building syndrome are due primarily to site-specific HVAC features, often relating to various kinds of short-cuts in the design, installation, maintenance and operation of the ventilation systems. ETS is not much of a problem relative to five years ago, due to decreasing levels of smoking.</p>

20722295917

<p>State: Washington, DC Delegate: Eleanor Holmes Norton</p>	<p>Organization: National Paint and Coatings Association Contact: Whitney Long Address: 1500 Rhode Island Avenue, N.W. Washington DC 20005-5597 Telephone: 202/462-6272</p>	<p>Date of Testimony: 11/29/94 Docket No.: 10-210 Summary: The definition of "air contaminants" in the non-ETS portion of the proposed rule is unworkable. It is poorly defined primarily because it includes an ambiguous phrase "material impairment." This term has subjective interpretations which could include emotional responses based on associations of smells with certain unpleasant events in a person's life.</p>
<p>State: Minnesota District: 4 Congressman: Bruce F. Vento Senator: Paul Wellstone Rod Grams</p>	<p>Organization: Ecolab, Inc. Contact: Charles McDuff Address: Ecolab Center 370 Wabacha Street North St. Paul, MN 55102 Telephone: 612/451-5713</p>	<p>Date of Testimony: 11/29/94 Docket No.: 10-33 Summary: This witness was critical of the portion of the OSHA regulation that referred to all cleaning chemicals and pesticides as "hazardous" without defining "hazardous." The employee notification procedure described in the regulation is also unduly burdensome. Employees do not need to be notified of daily, routine cleaning.</p>

8169622702

11028787

<p>State: Washington, DC Delegate: Eleanor Holmes Norton</p>	<p>Organization: Chemical Specialties Manufacturers Association Contact: Ralph Engel Address: 1913 Eye Street, N.W. Washington, DC 20006 Telephone: 202/872-8110</p>	<p>Date of Testimony: 11/29/94 Docket No.: 10-208 Summary: It is inappropriate to presumptively classify an entire class of products, such as cleaning products or pesticides, as being hazardous. Many of these product actually improve IAQ by reducing bacterial and dust levels and in turn reducing contaminant levels in the air.</p>
<p>State: Georgia District: 4 Congressman: John Linder Senator: Sam Nunn Paul Coverdell</p>	<p>Organization: Purafil Contact: Chris Muller Address: 2654 Weaver Way Doraville, GA 30340 Telephone: 404/263-6922</p>	<p>Date of Testimony: 11/29/94 Docket No.: 10-165 Summary: The proposed rule does not adequately address "removal control" (filtration) as a method of dealing with contaminants. The elimination of ETS from buildings is not required in all cases. In some cases the air can be cleaned sufficiently such that when the air is recirculated into the general building system ventilation will dilute it further down below levels that would be of concern.</p>

2072295919

<p>State: Nevada District: 2 Congressman: Barbara Vucanovich Senator: Harry Reid Richard Bryan</p>	<p>Organization: Washoe County, Nevada State Senator Contact: Hon. Len Nevin Address: 3372 Lagomarsino Court Sparks, NV 89431-1158 Telephone: 702/358-7766</p>	<p>Date of Testimony: 11/30/94 Docket No.: 10-230 Summary: Smoking regulations would be an example of unfunded mandates which are a concern for states because they create enforcement costs for which money was not budgeted. Nevada is effectively dealing with its own smoking-related issues, and the unfunded mandate created by OSHA's regulation would create severe problems there.</p>
<p>State: Nevada District: 2 Congressman: Barbara Vucanovich Senator: Harry Reid Richard Bryan</p>	<p>Organization: Greater Reno-Sparks Chamber of Commerce Contact: David Howard Address: 405 Marsh Avenue Reno, NV 89509 Telephone: 702/686-3030</p>	<p>Date of Testimony: 11/30/94 Docket No.: 10-178 Summary: Proposals to regulate smoking, if adopted, would have devastating effects on Nevada's gaming industry and in turn on the broader small business community. A survey was conducted of 42 individuals in the state legislature. Twenty responses were received, 19 of which reported that they did not want OSHA's rule.</p>

2072295920

<p>State: Virginia District: 11 Congressman: Thomas Davis, III Senator: John Warner Charles Robb</p>	<p>Organization: Pathway Diagnostics Contact: Edward Light Address: P.O. Box 3151 Reston, VA 22090 Telephone: 703/242-3424</p>	<p>Date of Testimony: 11/30/94 Docket No.: 10-94 Summary: The IAQ regulations should rely on health-based general performance goals which would allow a more comprehensive and yet flexible approach. It is not reasonable to establish a single general building operations standard relating to IAQ because of the differences in buildings and workplaces. OSHA needs to take feasibility into account with respect to proposed smoking regulations; total elimination of nonsmoker exposure to ETS as proposed by OSHA may not be practical.</p>
<p>State: Nevada District: 2 Congressman: Barbara Vucanovich Senator: Harry Reid Richard Bryan</p>	<p>Organization: Northern Gaming Industry Association Contact: Samuel McMullen Amy Halley Address: 165 W. Liberty Street Reno, NV 89501 Telephone: 702/333-0332</p>	<p>Date of Testimony: 11/30/94 Docket No.: 10-227 Summary: OSHA has not given adequate consideration to the effects of its proposed regulations regarding smoking on the gaming, tourism and hospitality industry. It would not be possible to segregate smoking areas because workers must be able to supervise games. If employees cannot be in the area where smoking is occurring to perform their supervisory jobs then OSHA's proposed rule is in effect a de facto ban. At least 50% of casino patrons are smokers. A smoking ban in casinos would have financial impacts at the state and local levels.</p>

<p>State: Maryland District: One Congressman: Wayne T. Gilchrist Senator: Paul Sarbanes Barbara Mikulski</p>	<p>Organization: Contact: Pamela Gardner Michael Purtrell Address: Easton, MD Telephone: 410/820-7973</p>	<p>Date of Testimony: 12/02/94 Docket No.: Summary: Compliance with the Maryland OSHA law would cost \$42.00-\$92.00 per square foot which is vastly different than that reported by OSHA (which ranges from \$25-\$26 per square foot). This analysis had been presented to the Maryland court and had found irreparable harm as a result of the Maryland OSHA rule.</p>
<p>State: Washington, DC Delegate: Eleanor Holmes Norton</p>	<p>Organization: Signal Environmental, Inc. Contact: Ellen Sigal Address: 3299 K Street, NW Washington, DC 20007 Telephone: 202/944-6710</p>	<p>Date of Testimony: 12/02/94 Docket No.: 10-69 Summary: OSHA's "blanket approach" to IAQ problems are misguided because such problems are multifaceted and complex and often cannot be reduced to a single factor. Each building is unique and resulting problems are unique. The focus of any federal action should be designed to advance its knowledge in the nature of IAQ-related health problems. This witness <u>did</u>, however, strongly endorse the proposed rule's ETS provisions.</p>

2072295922

<p>State: Virginia District: 10 Congressman: Frank R. Wolf Senator: John Warner Charles Robb</p>	<p>Organization: Sheet Metal and Air Conditioning Contractors National Association ?? Contact: Thomas J. Meighen Address: 4201 Lafayette Center Drive Chantilly, VA 22021- 1209 Telephone: 703/803-2980</p>	<p>Date of Testimony: 12/05/94 Docket No.: 10-63 Summary: OSHA is cautioned against its preoccupation with "a single size or one size fits all remedy." Other recommendations were made in the wording of the IAQ compliance programs, recordkeeping definitions, and designated person definitions.</p>
<p>State: South Carolina District: 4 Congressman: Bob Inglis Senator: Strom Thurmond Ernest Hollings</p>	<p>Organization: Summit National Bank Contact: Kevin Corrigan Address: P.O. Box 1087 Greenville, SC 29602 Telephone: 803/240-5871</p>	<p>Date of Testimony: 12/05/94 Docket No.: 10-255 Summary: There is no need for OSHA to propose a rule pertaining to ETS in the workplace because small businesses are accommodating the rights of nonsmokers and smokers alike. In the instance of this bank, such a rule would place the bank in the awkward position of having to ask its biggest depositor, a smoker, to refrain from smoking even though there has never been any complaints about the customer's smoking habits in the bank.</p>

2072295923

11028787

<p>State: Virginia District: 8 Congressman: James P. Moran Senator: John Warner Charles Robb</p>	<p>Organization: National Council of Chain Restaurants Contact: Terri Dort Address: [Counsel] Powers and Coleman Courthouse Plaza, Suite 1107 2300 Clarendon Boulevard Arlington, VA 22201 Telephone: 703/841-1330</p>	<p>Date of Testimony: 12/06/94 Docket No.: 10-12, 10-234 Summary: OSHA itself has said that 80% of American buildings have no IAQ problems. With respect to ETS, each restaurant and business should make its own decision on smoking bans. OSHA's proposed regulation with respect to IAQ is not cost effective or workable in the chain restaurant industry.</p>
<p>State: North Carolina District: 7 Congressman: Charlie Rose Senator: Jesse Helms Lauch Faircloth</p>	<p>Organization: Ocean Aire Products, Inc. Alpine Industries Contact: Bill Williams Address: 6766-G Wrightsville Avenue, Suite 202 Wilmington, NC 28403 Telephone: 910/392-2978</p>	<p>Date of Testimony: 12/06/94 Docket No.: 10-121 Summary: The proposed rule could put small businesses out of business. IAQ problems can be solved through air purification units through filtration and air purification. OSHA needs to give technology a chance to solve the IAQ problems caused by ETS.</p>
<p>State: Texas District: 7 Congressman: Bill Archer Senator: Phil Gramm Kay Bailey Hutchison</p>	<p>Organization: International Facility Managers Association Contact: Frank Gallo Address: 1 East Greenway Plaza Suite 1100 Houston, TX 77046-0194 Telephone: 713/623-6124</p>	<p>Date of Testimony: 12/06/94 Docket No.: 10-101 Summary:</p>

2072295924

11028787

<p>State: Washington, D.C. Delegate: Eleanor Holmes Norton</p>	<p>Organization: National Parking Association Contact: Brett Harwood Address: George Cook and Co. 1001 22nd Street, N.W. Suite 320 Washington, DC 20037 Telephone: 202/778-1683</p>	<p>Date of Testimony: 12/12/94 Docket No: 10-119 Summary: Urged OSHA to exempt parking facilities from the proposed regulation. There are already OSHA regulations concerning carbon dioxide exposure and that other agencies had regulations as well. He contended that surface parking lots should be excluded because they have no HVAC systems.</p>
<p>State: Washington, D.C. Delegate: Eleanor Holmes Norton</p>	<p>Organization: National Association of Home Builders Contact: Regina Solomon Address: NAHB 1201-15th Street, N.W. Washington, DC 20005-2800 Telephone: 202/822-0507</p>	<p>Date of Testimony: 12/13/94 Docket No: 10-128 Summary: HVAC systems are among the last to be installed in a home. Her members should be exempted from the IAQ regulation being proposed by OSHA. She argued that the building under construction was not a workplace until it was turned over to the owner and the systems were operational.</p>

2072295925

11028787

<p>State: California District: 43 Congressman: Ken Calvert Senator: Dianne Feinstein Barbara Boxer</p>	<p>Organization: Travel Unlimited Contact: Jim Gatherum Address: 2060 Chicago Avenue Suite 11A Riverside, CA 92507 Telephone: 909/683-1890</p>	<p>Date of Testimony: 12/14/94 Docket No: Walk-on Summary: He made a statement on the adverse impact that the proposed smoking ban would have on the travel agency business. Concerned with who would enforce the smoking ban and where the money would come from. He accommodates his smoking customers and thinks the government has gone too far if they enact this rule.</p>
<p>State: Maryland District: 7 Congressman: Kweisi M. Sume Senator: Paul Sarbanes Barbara Milulski</p>	<p>Organization: Sheraton Hotel Contact: Michael Whipple Address: General Manager Sheraton Inner Harbor Hotel 300 S. Charles Street Baltimore, MD 21201 Telephone: 410/962-8300</p>	<p>Date of Testimony: 12/14/94 Docket No: Walk-on Summary: Opposed the regulation banning smoking and stated that he has been active in the opposition to Maryland's proposed smoking ban. A high percentage of foreign visitors are smokers and enactment of the National Proposed Rules would be a devastating blow to the hotel business. He also questioned how the regulation was going to be enforced.</p>

2072295926

<p>State: Washington, D.C. Delegate: Eleanor Holmes Norton</p>	<p>Organization: Building and Construction Trades, AFL-CIO</p> <p>Contact: Brad Sant Address: Director, Safety and Health Building and Construction Trade Department 815 16th Street, N.W. Washington, DC 20006</p> <p>Telephone: 202/775-1950</p> <p>Contact: John Barry Operating Engineers Union</p> <p>Contact: Mike Andrews Painters Unions</p> <p>Contact: George Macalooso Labors Health & Safety Fund</p> <p>Telephone:</p>	<p>Date of Testimony: 12/14/94 Docket No: 10-73</p> <p>Summary: Employees are entitled to assume that their workplace will not make them sick, this could be achieved by efficient operation of the building systems. Partial construction will pose problems for the enforcement of the regulation.</p> <p>Summary: Expressed concern over the definition of the designated person in the proposed rule and urged that the regulation stipulate that this be an experienced HVAC engineer. He proposed that the agency consider having a central employer in a multi-employer building that would have the primary responsibility for compliance with the rule.</p> <p>Summary: Concerned with the operation of the rule under conditions of renovation or remodeling. He was concerned about the types of materials and in particular with IAQ, not ETS.</p> <p>Summary: He addressed the subject of training and recommended that those responsible for safety under the rule know how to operate the building systems. He also did not mention ETS, but was more concerned with the health effects from poor IAQ.</p>
---	---	--

2072295927

11028787

<p>State: California District: 10 Congressman: Bill Baker Senator: Dianne Feinstein Barabara Boxer</p>	<p>Organization: Challenger Air Charter Contact: Sharman Reecher Address: Dilworth Place Office Building 3180 Crow Canyon Place San Ramon, CA 94583 Telephone: 510-275-9275</p>	<p>Date of Testimony: 12/16/94 Docket No: Summary: Moved into a building where there were severe IAQ problems and that eventually they had to relocate out of the building. She did not mention ETS.</p>
<p>State: Washington, D.C. Delegate: Eleanor Holmes Norton</p>	<p>Organization: American Federation of State, County and Municipal Employees, AFL-CIO Contact: Carolyn Bland-Bowles Address: AFSCME International Research Department 1625 L Street, N.W. Washington, DC 20036 Telephone: 202/429-1000</p>	<p>Date of Testimony: 12/16/94 Docket No: 10-79 Summary: An industrial hygienist concerned with IAQ problems. Imperative that the workplace constituent known as ETS be controlled like any other chemical constituent found in the workplace. Negatively, pressurized separate smoking lounges vented to the outside are an appropriate means of dealing with ETS, are economically feasible and have been used for years to control IAQ problems.</p>
<p>State: Illinois District: 10 Congressman: John Edward Porter Senator: Carol Mosley Braun Paul Simon</p>	<p>Organization: Ravinia Court Travel Service Contact: Joan Rutger Address: 599 Roger Williams Avenue Highland Park, IL 60035 Telephone: 708/433-4333</p>	<p>Date of Testimony: 01/09/95 Docket No: 163 Summary: The NPR would dramatically impact international tourism in the United States because of the effects on restaurants, bars and other public places, including hotels. The U.S. must not experiment with a law that discourages tourism. A total smoking ban would be "un-American."</p>

<p>State: Utah District: 3 Congressman: Bill Orton Senator: Orrin Hatch Robert Bennett</p>	<p>Organization: Contact: Mike Dmitrich Address: 566 North Dover Circle Price, UT 84501 Telephone: 801/637-0426</p>	<p>Date of Testimony: 01/09/95 Docket No: 10-268 Summary: Opposed the smoking rule, it should be left to the individual businesses and the states. The rule would hurt tourism in his district especially the international tourism. Reflects excessive governmental intrusion and presents severe enforcement problems.</p>
<p>State: California District: 47 Congressman: Christopher Cox Senator: Dianne Feinstein Barbara Boxer</p>	<p>Organization: Tour Connection and Charters Contact: Greg Shank Address: 382 W. Cerritos Avenue Anaheim, CA 92805 Telephone:</p>	<p>Date of Testimony: 01/09/95 Docket No: 10-169 Summary: The national smoking ban would have adverse effects on international tourism and could be detrimental to the international tourism in Southern California. To support this position he pointed to the loss of a major convention in Los Angeles as a result of that city's smoking ban.</p>
<p>State: Ohio District: 1 Congressman: Steve Chabot Senator: John Glenn Mike DeWine</p>	<p>Organization: Johnson and Hardin Co. Contact: Lawrence Bennett Address: 3600 Red Bank Road Cincinnati, OH 45227 Telephone: 513/271-8834</p>	<p>Date of Testimony: 01/09/95 Docket No: Walk-on Summary: OSHA's proposed rule did not provide adequate data to support an 800 parts per million carbon dioxide limit. The public would be better served if OSHA and other governmental agencies would toughen the local building codes regarding HVAC systems.</p>

2072295929

<p>State: Virginia District: 1 Congressman: Herbert H. Bateman Senator: John Warner Charles S. Robb</p>	<p>Organization: Institutional and Municipal Parking Congress Contact: David Ivey Address: 701 Kenmore Avenue Suite 200 Fredericksburg, VA 22401 Telephone: 703/371-7535</p>	<p>Date of Testimony: 01/10/95 Docket No: 10-102 Summary: Parking facilities' employees are stationed at entrance and exit points and receive plenty of ventilation. They should not be subject to interior space regulations. IAQ regulations should not apply to parking facilities.</p>
<p>State: New York District: 21 Congressman: Michael R. McNulty Senator: Daniel P. Moynihan Alfonse D'Amato</p>	<p>Organization: Occupational Health and Safety Department, New York State Public Employees Federation, AFL-CIO Contact: Jonathan Rosen Address: 1168-70 Troy-Schnectady Road P.O. Box 12414 Albany, NY 12212-2414 Telephone: 518/785-1900</p>	<p>Date of Testimony: 01/10/95 Docket No: 10-166 Summary: IAQ problems affect productivity, absenteeism, employee morale and health care costs. The issue of a smoke-free environment is not the key issue at this moment. Collective bargaining agreements and New York State regulations have already addressed this issue and OSHA should focus only on IAQ.</p>
<p>State: South Carolina District: 5 Congressman: John M. Spratt, Jr. Senator: Strom Thurmond Ernest Hollings</p>	<p>Organization: Powell Manufacturing Co., Inc. Contact: Tom Pharr Address: President 672 Highway 9 West Bennettsville, SC 29512 Telephone: 803/479-6231</p>	<p>Date of Testimony: 01/13/95 Docket No: 10-80 Summary: What happens to tobacco affects his profit margin. The smoking lounges as specified by OSHA would be expensive for him to build and would probably eliminate any profits that he was still making. His business has never had a history of IAQ problems and smokers and non-smokers have coexisted amiably.</p>

<p>State: Florida District: Congressman: Senator: Bob Graham Connie Mack</p>	<p>Organization: ASI/King International Contact: Joe King Address: American Sightseeing International 4401-A Connecticut Avenue, N.W. Washington, D.C. 20008 [see also Illinois] Telephone:</p>	<p>Date of Testimony: 01/13/95 Docket No: 175 Summary: Knowledge of a smoking ban would negatively affect the foreign tourism industry in this country. Government should stay out because businesses can cater to both smokers and nonsmokers.</p>
<p>State: District: Congressman: Senator:</p>	<p>Organization: Technacool Inc. Contact: Robert A. Edgar Address: Telephone:</p>	<p>Date of Testimony: 01/13/95 Docket No: Walk-on Summary: Concerned about HVAC duct work which he proposes to totally eliminate. HVAC systems cannot deal with IAQ problems.</p>
<p>State: Washington, D.C. District: Delegate: Eleanor Holmes Norton</p>	<p>Organization: ASI/King International Contact: Joe King Address: American Sightseeing International 4401-A Connecticut Avenue, N.W. Washington, D.C. 20008[see also Florida) Telephone: 312/251-3100</p>	<p>Date of Testimony: 01/13/95 Docket No: 175 Summary: Knowledge of a smoking ban would negatively affect the foreign tourism industry in this country. Government should stay out because businesses can cater to both smokers and nonsmokers.</p>

2072295931

11028787

<p>State: Washington, D.C. Delegate: Eleanor Holmes Norton</p>	<p>Organization: AFL-CIO Contact: Margaret Seminario, Director Address: 815 16th Street, N.W., Washington, DC 20006 Telephone: 202/637-5000</p>	<p>Date of Testimony: 01/20/95 Docket No: 10-123 Summary: Supported OSHA's efforts to regulate indoor air quality and that this was a major safety and health concern. Indoor air contaminants can pose a significant risk to workers and the proposed standard should result in a reduction of health risk. OSHA should not worry about ETS because this would divert OSHA's attention from other safety and health problems and would preempt state and local smoking ordinances. Enforcement of the rule is not feasible. Discussed the compliance program and suggested changes including a square-foot exemption.</p>
<p>State: Virginia District: 11 Congressman: Thomas Davis, III Senator: John Warner, Charles Robb</p>	<p>Organization: NAIOF, The Association for Commercial Real Estate Contact: Ronnie Duncan Address: Woodland Park, 2201 Cooperative Way Herndon, VA 22071 Telephone: 703/904-7100</p>	<p>Date of Testimony: 01/20/95 Docket No: 10-113 Summary: Applauded achieving good indoor air quality. OSHA should seek reasonable standards for IAQ. OSHA puts too much responsibility on building owners and managers. Proposed that no further rule-making should take place at this time.</p>

2072295932

<p>State: Vermont District: Bernard Sanders Congressman: Patrick Leahy Senator: James Jeffords</p>	<p>Organization: Contact: Address: Telephone:</p> <p>Vermont Business and Restaurant Coalition Bill Gillam, Jr. Executive Director 26 State Street Montpelier, VT 05602</p>	<p>Date of Testimony: 01/20/95 Docket No: 10-231</p> <p>Summary: Opposed the proposed rule saying it would particularly affect international travel and the hospitality and restaurant industry. Believes that government should "step out of it."</p>
---	---	---

2072295933

11028787