

DirtyStuff - EPG Conference Room Group
March 16, 2005
11.255

Condition 1

No more than 1 part per million (ppm) of DirtyStuff may be released into the workplace in a 24-hour period.

Condition in place for a maximum of three years or until new research becomes available.

A research fund will be established, in partly funded by industry. The agency with the Panel's input will review pertinent research.

Panel will strive for unanimity but settle with a majority (4 out of 5) decision.

Panel consists of all 5 stakeholders present.

Based on the findings of the panel, Agency can ban DirtyStuff altogether.

Condition 2

At the end of each 24-hour period, workplaces in which DirtyStuff has been released must be cleaned with the best available technology.

Steuben will be used until something better comes along; all parties on panel may petition Agency for changes in this manner.

Condition 3

Industry will post daily, both on public website and in print at factory entrances, whether they were in compliance and whether required cleaning took place.

Condition 4

Any worker with a legitimate reason to believe that either the 1 ppm standard has been exceeded or the required cleaning has not been completed satisfactorily is guaranteed the right not to continue working (without any penalty, but without pay) until such time as the 1 ppm standard and the cleaning requirements have been met. Independent monitors will verify worker accusations the same day. If factory not out of compliance then worker doesn't receive compensation and must report back to work.

If levels are above standard, workers will be compensated; this can go on for three weeks, at which time, if factory is not in compliance, Agency will close factory.

Condition 5

Organizations producing DirtyStuff, in any amount, must contract for independent monitoring and evaluation of their cleaning procedures on a semiannual basis. The results of these independent evaluations must be reported to the Agency within three weeks (1 week for monitoring, 2 weeks for writing up) of the specified monitoring date.

Agency has right to shut down factory for non-compliance without judicial injunction.

Local advisory board to be formed that includes the 5 panel stakeholders to provide oversight to monitoring and reporting procedures.

Should further research indicate that the 1 ppm standard is too low, too high, or otherwise inappropriate, the Agency will issue further rules as quickly as possible.