

Seaboard Asphalt Products Company



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January 17, 2022

House Environment and Transportation Committee

6 Bladen Street

Annapolis, MD 21401

REF: Opposition to House Bill HB-133 Safer Sealant Act

Attention: Committee Members

Seaboard Asphalt Products Company is a Maryland manufacturer of driveway sealers and employees workers from the United Steel Workers Union. We are opposed to House Bill HB-133 Safer Sealant Act as written for the following reasons:

1. As written; HB-133 will increase the exposure of PAH's to the environment in Maryland. HB-133 as written bans the use of Coal Tar Emulsion but does not address alternate products to manufacture sealant which contain higher levels of PAH's than coal tar. This will direct manufacturers to produce sealant with higher levels of PAH's without restriction.
2. As written; HB-133 restricts the production of Coal Tar Emulsion sealants by Maryland manufacturers. As only 2% of the U.S. has restrictions on Coal Tar Emulsion; Maryland manufacturers would be at a disadvantage to manufacturers which are located outside of Maryland.
 - a. Maryland manufacturers may be pushed into layoffs for manufacturing personnel by the discontinuing of production of coal tar emulsion.
3. As written; HB-133 does not address Federal Specifications (Federal Specification RP355e) where Federal facilities, Military facilities and Airports located within Maryland specify the use of coal tar emulsion sealer.
 - a. This eliminates Maryland manufacturers from being able to compete and provides advantages to manufacturers located outside of Maryland.

4. Labeling requirements fall under the Global Harmonization System (GHS) to meet Federal and State requirements.
 - a. The changes required within HB-133 are NOT within the requirements of the GHS guidelines.
 - b. HB-133 may put Maryland manufacturers in jeopardy of non-compliance with GHS requirements.
5. As written; HB-133 provides a requirement for policing by Manufacturers of the location in which coal tar emulsion products are utilized.
 - a. Most manufacturers provide products through distributors that distribute throughout the U.S..
 - b. HB-133 would be a burden on Maryland manufacturers and again providing selling advantages to companies located outside of Maryland.

SUMMARY:

Seaboard Asphalt Products Company is opposed to HB-133 Safer Sealant Act as written.

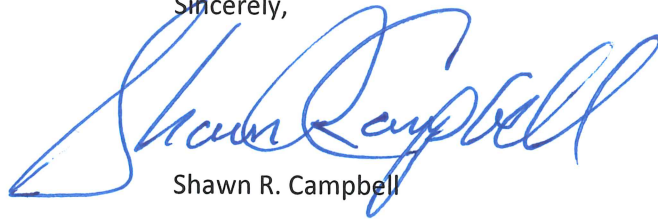
HB-133 will net result in an increase in PAH exposure in Maryland.

HB-133 provides an advantage to Manufacturers located outside of Maryland.

HB-133 may result in a loss of jobs in Maryland for Union Members.

If you have any other questions, please do not hesitate to contact me at 800-536-0332 or via email at shawn.campbell@seaboardasphalt.com.

Sincerely,



Shawn R. Campbell

VP