or processing associated with any use of this substance without providing risk notification as follows:

(A) If as a result of the test data required under the TSCA section 5(e) consent order for this substance, the employer becomes aware that this substance may present a risk of injury to human health or the environment, the employer must incorporate this new information, and any information on methods for protecting against such risk, into a MSDS as described in §721.72(c) within 90 days from the time the employer becomes aware of the new information. If this substance is not being manufactured, processed, or used in the employer’s workplace, the employer must add the new information to a MSDS before the substance is reintroduced into the workplace.

(B) The employer must ensure that persons who will receive the PMN substance from the employer, or who have received the PMN substance from the employer within 5 years from the date the employer becomes aware of the new information described in paragraph (a)(2)(i)(A) of this section, are provided an MSDS containing the information required under paragraph (a)(2)(i)(A) of this section within 90 days from the time the employer becomes aware of the new information.

(ii) Industrial, commercial, and consumer activities. Requirements as specified in §721.80(k) (a significant new use is any use other than as allowed by the section 5(e) consent order which includes analysis and reporting and limitations of maximum impurity levels of certain fluorinated impurities), and (o) (use in a consumer product that could be spray applied).

(iii) Disposal. Requirements as specified in §721.85(a)(1) and (b)(1) (at a temperature of at least 1,000 degrees C with a minimum residence time of 2 seconds).

(iv) Release to water. Requirements as specified in §721.90(a)(1), (b)(1), and (c)(1), except for releases allowed by the section 5(e) the consent order.

(b) Specific requirements. The provisions of subpart A of this part apply to this section except as modified by this paragraph.

(1) Recordkeeping. Recordkeeping requirements as specified in §721.125(a), (b), (c), (f), (h), (1), (j), and (k) are applicable to manufacturers and processors of this substance.

(2) Limitations or revocation of certain notification requirements. The provisions of §721.185 apply to this section.

(3) Determining whether a specific use is subject to this section. The provisions of §721.1725(b)(1) apply to paragraph (a)(2)(ii) of this section.

§721.10702 Polyfluorinated alkyl thio polyacrylic acid-acrylamide (generic).

(a) Chemical substance and significant new uses subject to reporting. (1) The chemical substance identified generically as polyfluorinated alkyl thio polyacrylic acid-acrylamide (PMN P–11–534) is subject to reporting under this section for the significant new uses described in paragraph (a)(2) of this section.

(2) The significant new uses are:

(i) Hazard communication program. A significant new use of this substance is any manner or method of manufacture, or processing associated with any use of this substance without providing risk notification as follows:

(A) If as a result of the test data required under the TSCA section 5(e) consent order for this substance, the employer becomes aware that this substance may present a risk of injury to human health or the environment, the employer must incorporate this new information, and any information on methods for protecting against such risk, into a MSDS as described in §721.72(c) within 90 days from the time the employer becomes aware of the new information. If this substance is not being manufactured, processed, or used in the employer’s workplace, the employer must add the new information to a MSDS before the substance is reintroduced into the workplace.

(B) The employer must ensure that persons who will receive the PMN substance from the employer, or who have received the PMN substance from the employer within 5 years from the date the employer becomes aware of the new information described in paragraph (a)(2)(i)(A) of this section, are provided an MSDS containing the information required under paragraph (a)(2)(i)(A) of this section.
this section within 90 days from the
time the employer becomes aware of
the new information.

(ii) Industrial, commercial, and con-
sumer activities. Requirements as speci-
fied in §721.80(k) (a significant new use
is any use other than as allowed by the
section 5(e) consent order which in-
cludes analysis and reporting and limi-
tations of maximum impurity levels of
certain fluorinated impurities), (o) (use
in a consumer product that could be
spray applied), (q), and (t).

(iii) Disposal. Requirements as speci-
fied in §721.85(a)(1) and (b)(1) (at a tem-
perature of at least 1,000 degrees C with
a minimum residence time of 2 sec-
onds).

(iv) Release to water. Requirements as
specified in §721.90(a)(1), (b)(1), and
(c)(1), except for releases allowed by
the section 5(e) the consent order.

(b) Specific requirements. The provi-
sions of subpart A of this part apply to
this section except as modified by this
paragraph.

(1) Recordkeeping. Recordkeeping re-
quirements as specified in §721.125(a),
(b), (c), (f), (h), (1), (j), and (k) are appli-
cable to manufacturers and processors
of this substance.

(2) Limitations or revocation of certain
notification requirements. The provisions
of §721.185 apply to this section.

(3) Determining whether a specific use is
subject to this section. The provisions of
§721.1725(b)(1) apply to paragraph
(a)(2)(ii) of this section.

[79 FR 8288, Feb. 12, 2014]

§ 721.10703 Multi-walled carbon
nanotubes (generic).

(a) Chemical substances and significant
new uses subject to reporting. (1) The
chemical substances identified generi-
cally as multi-walled carbon nanotubes
(PMNs P–12–416, P–12–417, P–12–418, and
P–12–419) are subject to reporting un-
der this section for the significant new
uses described in paragraph (a)(2) of
this section. The requirements of this
section do not apply to quantities of the
PMN substances that have been
completely reacted (cured); incor-
porated or embedded into a polymer
matrix that itself has been completely
reacted (cured); imbedded into a per-
manent polymer form that is not in-
tended to undergo further processing;
or incorporated into an article as de-

(2) The significant new uses are:
(1) Protection in the workplace. Re-
quirements as specified in §721.63(a)(1),
(a)(2)(1), (a)(2)(11), (a)(3), (a)(4), (Na-
tional Institute of Occupational Safety
and Health (NIOSH)-certified air-puri-
fying, tight-fitting full-face respirator
equipped with N–100, or P–100, or R–100
filters or power air-purifying particu-
late respirator), (a)(6)(i), and (c). When
determining which persons are reason-
ably likely to be exposed as required
for §721.63(a)(1) and (a)(4), engineering
control measures (e.g., enclosure or
confinement of the operation, general
and local ventilation) or administra-
tive control measures (e.g., workplace
policies and procedures) shall be con-
sidered and implemented to prevent ex-
posure, where feasible.

(ii) Industrial, commercial, and con-
sumer activities. Requirements as speci-
fied in §721.80(f), (k) and (q).

(iii) Release to water. Requirements as
specified in §721.90(b)(1), and (c)(1).

(b) Specific requirements. The provi-
sions of subpart A of this part apply to
this section except as modified by this
paragraph.

(1) Recordkeeping. Recordkeeping re-
quirements as specified in §721.125(a),
(b), (c), (f), (h), (1), (j), and (k) are appli-
cable to manufacturers and processors
of this substance.

(2) Limitations or revocation of certain
notification requirements. The provisions
of §721.185 apply to this section.

(3) Determining whether a specific use is
subject to this section. The provisions of
§721.1725(b)(1) apply to paragraph
(a)(2)(ii) of this section.

[79 FR 8288, Feb. 12, 2014]

§ 721.10704 Aryl-substituted alkane.

(a) Chemical substance and significant
new uses subject to reporting. (1) The
chemical substance identified generi-
cally as an aryl-substituted alkane
(PMN P–12–548) is subject to reporting
under this section for the significant
new uses described in paragraph (a)(2)
of this section.

(2) The significant new uses are:
(1) Protection in the workplace. Re-
quirements as specified in §721.63(a)(1),
(a)(2)(1), (a)(3), (b) (concentration set at
1.0 percent), and (c).