

CPSA 6 (b)(1) Cleared

6/30/97
No Mfrs/PrvtLbrs for

Products Identified

Excepted by

Firms Notified,

Comments Processed.

LOG OF MEETING

SUBJECT: Petroleum Distillates

DATE OF MEETING: June 27, 1997

PLACE: U.S. Consumer Product Safety Commission Headquarters,
Washington, D.C.

LOG ENTRY SOURCE: Suzanne Barone, Ph.D., Pharmacologist, EHHS *SB*

COMMISSION REPRESENTATIVE: See attached list

NON-COMMISSION REPRESENTATIVE: See attached list

SUMMARY OF MEETING:

The meeting was requested by Pennzoil to discuss aspects of the comments they submitted in response to the Advance Notice of Proposed Rulemaking (ANPR) for household products containing petroleum distillates or other hydrocarbons. Pennzoil manufacturers Gumout® automotive products.

The Pennzoil representatives discussed the topics submitted for comments. A copy of that submission is attached. The discussion covered the viscosity threshold associated with the aspiration hazard of petroleum distillates, the safety of single-use products, and lack of evidence of aspiration with aerosol products.

The CPSC staff indicated that Pennzoil's comments and all others would be considered and addressed by the staff.

Meeting with Pennzoil
Petroleum Distillates
06/27/96
11:00am rm 612

ATTENDEES

| <u>Name</u> | <u>Company</u> | <u>Telephone</u> |
|------------------|------------------|---------------------------|
| Suzanne Barone | CPSC-EHPS | (301) 504-0477 ex. 1196 |
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| Mary Toro | CPSC-Compliance | (301) 504-0400 x1378 |
| LAURA WASHBURN | CPSC-Compliance | 301-504-0400 x1452 |
| Susan Aitken | CPSC-EHHS | (301) 504-0477 x1195 |
| Chuck Wilbur | CPSC-EHHS | 301-504-0477 x1204 |
| SAROSH MANEKSHAW | PENNZOIL COMPANY | 713-546-8516 |
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PENNZOIL PLACE • P.O. BOX 2987 • HOUSTON, TEXAS 77252-2987 • (713) 546-8518

BAROSH J. H. MANEKSHAW
Director
Environmental, Safety
and Health Affairs

May 9, 1997

Office of the Secretary
Consumer Product Safety Commission
Washington, DC 20207-0001

ANPR for Petroleum Distillates

**RE: Advanced Notice of Proposed Rulemaking
Household Products Containing Petroleum Distillates and Other Hydrocarbons
62 FR 8659
February 26, 1997**

Dear Sir or Madam:

Pennzoil Products Company, a wholly owned subsidiary of Pennzoil Company, manufactures and markets a broad range of automotive consumer products bearing the brand names Pennzoil and Gumout®. All these products contain greater than 10 percent petroleum distillates or other hydrocarbons; and we could be potentially impacted by this advanced notice of proposed rulemaking (ANPR). We are, thus, pleased to be able to provide you with our comments.

General Comments:

First, we appreciate that the Consumer Product Safety Commission (CPSC) has taken the opportunity to solicit comments from the regulated community. We strongly believe that by taking into consideration input from affected parties, the CPSC can develop a balanced regulation which is both, protective of children as well as economically viable for the industry.

Second, we commend the Consumer Product Safety Commission (CPSC) for their efforts to protect children from unnecessary poisonings from petroleum distillates and other hydrocarbons, by requiring child-resistant packaging for such products. However, we wish to add that the Commission has included an extremely wide spectrum of products in this ANPR, and child-resistant packaging should be required only on a subset of these products which due to their low viscosity present a substantial risk of accidental poisoning to children.

PENNZOIL COMPANY**Specific Comments:**

1. *Viscosity threshold:* Pennzoil supports adoption of the Poison Prevention Packaging Act (PPPA) criteria where child-resistant packaging should only be required on products containing petroleum distillates where the finished product has a viscosity less than 100 SUS at 100 °F. There is a substantial body of literature that shows that petroleum distillates with viscosities greater than 100 SUS, present minimal to no risk of aspiration pneumonia. Inclusion of such a viscosity cut-off will eliminate unnecessary packaging of non-toxic products such as motor oils. In fact, Pennzoil suggests that the title of this ANPR be changed to "Household Products Containing Low Viscosity Petroleum Distillates and Other Hydrocarbons", in order to clarify that this rule making applies only to low viscosity products. We think it would be useful for the Commission to indicate clearly that this packaging requirement is not applicable to products with viscosities greater than 100 SUS at 100 °F, such as motor oil.

2. *Aerosol products:* We are unaware of any cases, and CPSC also has not presented any evidence to show that there have been a significant number of accidental poisonings to young children from single, acute exposures to aerosol products containing petroleum distillates. Thus, Pennzoil recommends that aerosol products containing petroleum distillates be excluded from consideration in this rulemaking process. If, at a latter time, the CPSC determines, based on the collected evidence, that there is a significant risk, it is always free to reopen the rule to add a product line to the regulation.

3. *Users and use patterns:* Pennzoil urges the Commission to take product use into consideration when requiring child resistant closures. With one exception¹, all products within our Gumout[®] line of products, are intended for single use, that is, the entire contents are to be consumed in a single application. Instructions to this effect are clearly stated on the label.

Further, our single-use, Gumout[®] products are currently packaged in bottles with screw off caps and heat sealed aluminum foil. We feel the combination of the screw off cap and heat sealed foil is a reasonably formidable barrier for a child under five years of age. The fact that these Gumout[®] products are intended to be completely consumed in a single application is an important safety considerations, because there is minimal likelihood of a child finding a partially used bottle on a shelf, without the foil seal. Thus, we feel that this is a situation where a child-resistant package would be unnecessary.

Accordingly, we recommend that the CPSC exempt single-use products from the requirements of being packaged in child-resistant packaging.

4. *Current packaging and labeling:* All our Gumout[®] products are labeled in accordance with CPSC requirements, and contain specific use instructions. We are enclosing some sample labels for your information.

¹ The one exception is our Gumout[®] Off-Season Small Engine Gas Treatment, which is intended to be used numerous times and is already packaged in child-resistance packaging.

PENNZOIL COMPANY

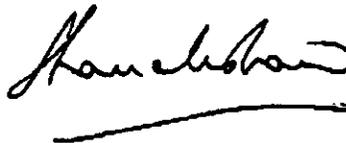
5. *Incident Information:* In order to assist our end-users with health emergencies, Pennzoil includes a 1-800 telephone number on all packages of consumer products. Calls we receive on this number give us feed-back on end-user exposure and sequelae. We have been tracking exposures for many years, but reviewed those in our data base from 1995. Since 1995, we received only two calls regarding ingestion exposure of children to any Gurnout[®] product. Interestingly, both involved Gurnout[®] Off-Season Small Engine Gas Treatment, which is currently in a child-resistant package. In both cases the mothers were unsure whether the child had actually ingested any product. The first case involved a two-year old child, and the second child was 20 months old. Neither child displayed coughing, respiratory involvement or signs of aspiration. Neither did the children display any central nervous system involvement, such as drowsiness or incoordination. Follow-up calls to the nurse and home indicated neither child suffered any serious injury. As we relay this information we would like to point out that our Gurnout[®] products fall in product code 0940 and should not be confused with automotive products the commission assessed with Product codes 0955 and 0978.

Summary:

In summary, Pennzoil supports CPSC's efforts to minimize the risk of children being poisoned by household products containing low viscosity petroleum distillates. We, however, recommend that only those products that present a significant risk be required to be packaged in child-resistant packaging. Specifically we recommend that:

- The title of this ANPR be changed to "Household Products Containing Low Viscosity Petroleum Distillates and Other Hydrocarbons";
- Only products that contain petroleum distillates which have a viscosity less than 100 SUS at 100 °F, be regulated;
- That aerosol products be exempted, unless a significant risk of poisoning to children can be shown to exist from such products; and
- Products that are intended for single use, that is, those products in which the entire contents of the container are consumed in a single application, also be exempted from this rulemaking.

Should you require additional information, please do not hesitate to contact me.



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GUMOUT

**CARBURETOR
FUEL INJECTOR
CLEANER**

FOR SMALL CARS

DANGER: Harmful or fatal if swallowed. Vapor harmful. Combustible. Read carefully other cautions on back.

NET 8 FL OZ .236 LITRE

INSTRUCTIONS: Add entire bottle to gasoline tank, then fill tank. For best results, do not refill tank until near empty.

INDICIO DE EMPLEO: Añada el contenido de esta botella al tanque de gasolina.

Treats Up To 14 Gallons (53 L) of Fuel

- For Leaded, Unleaded, Reformulated Gasoline and Oxygenated Fuel
- Won't Harm Catalytic Converters or Oxygen Sensors
- Contains No Alcohol

DANGER: Contains petroleum solvents. Prolonged and repeated skin contact may cause skin disorders.

PRECAUTIONARY MEASURES: Keep away from heat and flames. Do not swallow. Avoid breathing of fumes and vapors. Use only in well ventilated areas. Keep container closed. Avoid skin and eye contact. Wash thoroughly after handling.

FIRST AID: If swallowed, do not induce vomiting. Call physician immediately. If inhaled, remove to fresh air. For skin or eye contact, wash thoroughly with water.

KEEP OUT OF REACH OF CHILDREN.

FOR HEALTH EMERGENCY: (800) 546-0040
Hazardous and storage disposal regulations, Refer to U.S.A. EPCRA, PPE, and MSDS.

FORMULA, PERFORMANCE GUARANTEED
P.O. Box 2007 • Houston, TX 77001-0007 **Stock No. 7834**

GUMOUT

**CARBURETOR
FUEL INJECTOR
CLEANER**

DANGER: Harmful or fatal if swallowed. Vapor harmful. Combustible. Read carefully other cautions on back.

NET 12 FL OZ .354 LITRE

BOOST CARBURETOR - FUEL INJECTOR CLEANER

- Stimulates Rough Idle
- Improves Starting
- Reduces Stalling

DIRECTIONS: Add entire bottle to gasoline tank, then fill tank. For best results, do not refill tank until near empty.

INDICIO DE EMPLEO: Añada el contenido de esta botella al tanque de gasolina.

Treats Up To 21 Gallons (80 L) of Fuel

- For Leaded, Unleaded, Reformulated Gasoline and Oxygenated Fuel
- Won't Harm Catalytic Converters or Oxygen Sensors
- Contains No Alcohol

DANGER: Contains petroleum solvents. Prolonged and repeated skin contact may cause skin disorders.

PRECAUTIONARY MEASURES: Keep away from heat and flames. Do not swallow. Avoid breathing of fumes and vapors. Use only in well ventilated areas. Keep container closed. Avoid skin and eye contact. Wash thoroughly after handling.

FIRST AID: If swallowed, do not induce vomiting. Call physician immediately. If inhaled, remove to fresh air. For skin or eye contact, wash thoroughly with water.

KEEP OUT OF REACH OF CHILDREN.

FOR HEALTH EMERGENCY: (800) 546-0040
Hazardous and storage disposal regulations, Refer to U.S.A. EPCRA, PPE, and MSDS.

FORMULA, PERFORMANCE GUARANTEED
P.O. Box 2007 • Houston, TX 77001-0007 **Stock No. 7818**

GUMOUT

**FUEL INJECTOR
CLEANER**

FOR SMALL CARS

GUMOUT XTREME CONCENTRATED FUEL INJECTOR CLEANER

INSTRUCTIONS: Add entire bottle to gasoline tank, then fill tank. For best results, do not refill tank until near empty.

INDICIO DE EMPLEO: Añada el contenido de esta botella al tanque de gasolina.

Treats Up To 14 Gallons (53 L) of Fuel

- Contains Superior Lubricants
- Contains No Alcohol
- Won't Harm Catalytic Converters or Oxygen Sensors

DANGER: Contains petroleum solvents. Prolonged and repeated skin contact may cause skin disorders.

PRECAUTIONARY MEASURES: Keep away from heat and flames. Do not swallow. Avoid breathing of fumes and vapors. Use only in well ventilated areas. Keep container closed. Avoid skin and eye contact. Wash thoroughly after handling.

FIRST AID: If swallowed, do not induce vomiting. Call physician immediately. If inhaled, remove to fresh air. For skin or eye contact, wash thoroughly with water.

KEEP OUT OF REACH OF CHILDREN.

FOR HEALTH EMERGENCY: (800) 546-0040
Hazardous and storage disposal regulations, Refer to U.S.A. EPCRA, PPE, and MSDS.

FORMULA, PERFORMANCE GUARANTEED
P.O. Box 2007 • Houston, TX 77001-0007 **Stock No. 7800**

GUMOUT

COMBUSTION CHAMBER CLEANER

NET 12 FL OZ .354 LITRE

Contains Petroleum Solvents • Propanol and repeated skin contact may cause skin disorders.

DIRECTIONS: Add entire bottle to gasoline tank, then fill tank. For best results, do not refill tank until near empty.
MODO DE EMPLEO: Añada el contenido de este envase al tanque de gasolina.

Treats Up To 21 Gallons (80 L) of Fuel

- Also Recommended For Diesel Engines
- Use Every 3,000 Miles (4800 Km)
- Meet Heavy Catalyst Converter or Oxygen Sensor

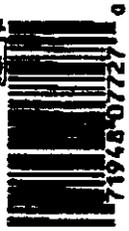
DANGER: Contains petroleum solvents. Prolonged and repeated skin contact may cause skin disorders.
PRECAUTIONARY MEASURES: Keep away from heat and flames. Do not swallow. Avoid breathing of mist and vapors. Use only in well ventilated areas. Keep container closed. Avoid skin and eye contact. Wash thoroughly after handling. **FIRST AID:** If swallowed, do not induce vomiting. Call physician immediately. If inhaled, remove to fresh air. For skin or eye contact, wash thoroughly with water.

KEEP OUT OF REACH OF CHILDREN.

FOR HEALTH EMERGENCY: (800) 848-8848

Propanol and acetone exempt ingredients. Made in U.S.A.

PERMUT PROPERTIES COMPANY
P.O. Box 2007 • Houston, TX 77202-2007 **Stock No. 7737**



GUMOUT

DIESEL TREATMENT

DANGER: Harmful or fatal if swallowed. Vapor harmful. Combustible. Read carefully other cautions on back.

NET 12 FL OZ .354 LITRE

GUMOUT DIESEL TREATMENT

DIRECTIONS: Add entire bottle to fuel tank, then fill tank. For best results, do not refill tank until near empty.

MODO DE EMPLEO: Añada el contenido de este envase al tanque de diesel.

Treats Up To 21 Gallons (80 Lt.) of Fuel

- Helps Disperse Water in Fuel Systems
- Lowers Pour Point of Diesel
- Cleans Fuel System

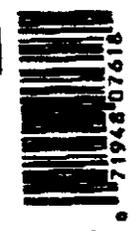
DANGER: Contains petroleum solvents. Prolonged and repeated skin contact may cause skin disorders.
PRECAUTIONARY MEASURES: Keep away from heat and flames. Do not swallow. Avoid breathing of mist and vapors. Use only in well ventilated areas. Keep container closed. Avoid skin and eye contact. Wash thoroughly after handling. **FIRST AID:** If swallowed, do not induce vomiting. Call physician immediately. If inhaled, remove to fresh air. For skin or eye contact, wash thoroughly with water.

KEEP OUT OF REACH OF CHILDREN.

FOR HEALTH EMERGENCY: (800) 848-8848

Propanol and acetone exempt ingredients. Made in U.S.A.

PERMUT PROPERTIES COMPANY
P.O. Box 2007 • Houston, TX 77202-2007 **Stock No. 7616**



GUMOUT

GAS TREATMENT

FOR SMALL CARS

DANGER: Harmful or fatal if swallowed. Vapor harmful. Combustible. Read carefully other cautions on back.

NET 8 FL OZ .238 LITRE

GUMOUT GAS TREATMENT

Contains Petroleum Solvents • Propanol and repeated skin contact may cause skin disorders.

DIRECTIONS: Add entire bottle to gasoline tank, then fill tank. For best results, do not refill tank until near empty.
MODO DE EMPLEO: Añada el contenido de este envase al tanque de gasolina.

Treats Up To 14 Gallons (53 L) of Fuel

- Cleans Fuel System
- Cleans Fuel System
- Cleans Fuel System

DANGER: Contains petroleum solvents. Prolonged and repeated skin contact may cause skin disorders.
PRECAUTIONARY MEASURES: Keep away from heat and flames. Do not swallow. Avoid breathing of mist and vapors. Use only in well ventilated areas. Keep container closed. Avoid skin and eye contact. Wash thoroughly after handling. **FIRST AID:** If swallowed, do not induce vomiting. Call physician immediately. If inhaled, remove to fresh air. For skin or eye contact, wash thoroughly with water.

KEEP OUT OF REACH OF CHILDREN.

FOR HEALTH EMERGENCY: (800) 848-8848

Propanol and acetone exempt ingredients. Made in U.S.A.

PERMUT PROPERTIES COMPANY
P.O. Box 2007 • Houston, TX 77202-2007 **Stock No. 7608**



GUMOUT

FUEL INJECTOR CLEANER

NET 12 FL OZ .354 LITRE

GUMOUT

XTRA[®] CONCENTRATED CARBURETOR CLEANER

DANGER: Harmful or fatal if swallowed. Vapor harmful. Combustible. Read carefully other cautions on back.

NET 12 FL OZ .354 LITRE

GUMOUT XTRAP CONCENTRATED INTAKE VALVE CLEANER

DIRECTIONS: Add entire bottle to gasoline tank, then fill tank. For best results, do not refill tank until near empty.
MODO DE EMPLEO: Añada el contenido de este envase al tanque de gasolina.

Treats Up To 21 Gallons (80 L) of Fuel

- Very Effective in Multi-Point Engines
- Contains No Alcohol
- Won't Harm Catalytic Converters or Oxygen Sensors

DANGER: Contains petroleum solvents. Prolonged and repeated skin contact may cause skin disorders.
PRECAUTIONARY MEASURES: Keep away from heat and flames. Do not swallow. Avoid breathing of mists and vapors. Use only in well ventilated areas. Keep container closed. Avoid skin and eye contact. Wash thoroughly after handling. **FIRST AID:** If swallowed, do not induce vomiting. Call physician immediately. If inhaled, remove to fresh air. For skin or eye contact, wash thoroughly with water.

KEEP OUT OF REACH OF CHILDREN.
FOR HEALTH EMERGENCY: (800) 848-8848
Trademark and package design registered. Made in U.S.A.
FORNEX, PRODUCTS COMPANY
P.O. Box 2007 • Houston, TX 77262-2007 Stock No. 7707



GUMOUT XTRAP CONCENTRATED CARBURETOR CLEANER

- Improves Performance • Reduces Emissions
 - Smooths Rough Idle • Reduces Stalling
- IN ONE TANKFUL**

DIRECTIONS: Add entire bottle to gasoline tank, then fill tank. For best results, do not refill tank until near empty.
MODO DE EMPLEO: Añada el contenido de este envase al tanque de gasolina.

Treats Up To 21 Gallons (80 L) of Fuel

- For Leaded, Unleaded, Reformulated Gasoline and Oxygenated Fuel
- Won't Harm Catalytic Converters or Oxygen Sensors
- Contains No Alcohol

DANGER: Contains petroleum solvents. Prolonged and repeated skin contact may cause skin disorders.
PRECAUTIONARY MEASURES: Keep away from heat and flames. Do not swallow. Avoid breathing of mists and vapors. Use only in well ventilated areas. Keep container closed. Avoid skin and eye contact. Wash thoroughly after handling. **FIRST AID:** If swallowed, do not induce vomiting. Call physician immediately. If inhaled, remove to fresh air. For skin or eye contact, wash thoroughly with water.

KEEP OUT OF REACH OF CHILDREN.
FOR HEALTH EMERGENCY: (800) 848-8848
Trademark and package design registered. Made in U.S.A.
FORNEX, PRODUCTS COMPANY
P.O. Box 2007 • Houston, TX 77262-2007 Stock No. 7363



GUMOUT

XTRA[®] CONCENTRATED INTAKE VALVE CLEANER

DANGER: Harmful or fatal if swallowed. Vapor harmful. Combustible. Read carefully other cautions on back.

NET 12 FL OZ .354 LITRE

DIRECTIONS: Add entire bottle to gasoline tank, then fill tank. For best results, do not refill tank until near empty.
MODO DE EMPLEO: Añada el contenido de este envase al tanque de gasolina.

Treats Up To 21 Gallons (80 L) of Fuel

- Contains No Alcohol
- Won't Harm Catalytic Converters or Oxygen Sensors

DANGER: Contains petroleum solvents. Prolonged and repeated skin contact may cause skin disorders.
PRECAUTIONARY MEASURES: Keep away from heat and flames. Do not swallow. Avoid breathing of mists and vapors. Use only in well ventilated areas. Keep container closed. Avoid skin and eye contact. Wash thoroughly after handling. **FIRST AID:** If swallowed, do not induce vomiting. Call physician immediately. If inhaled, remove to fresh air. For skin or eye contact, wash thoroughly with water.

KEEP OUT OF REACH OF CHILDREN.
FOR HEALTH EMERGENCY: (800) 848-8848
Trademark and package design registered. Made in U.S.A.
FORNEX, PRODUCTS COMPANY
P.O. Box 2007 • Houston, TX 77262-2007 Stock No. 7318



DIRECTIONS: Add entire bottle to gasoline tank, then fill tank. For best results, do not refill tank until near empty.
MODO DE EMPLEO: Añada el contenido de este envase al tanque de gasolina.

Treats Up To 21 Gallons (80 L) of Fuel

- Very Effective in Multi-Point Engines
- Contains No Alcohol
- Won't Harm Catalytic Converters or Oxygen Sensors

DANGER: Contains petroleum solvents. Prolonged and repeated skin contact may cause skin disorders.
PRECAUTIONARY MEASURES: Keep away from heat and flames. Do not swallow. Avoid breathing of mists and vapors. Use only in well ventilated areas. Keep container closed. Avoid skin and eye contact. Wash thoroughly after handling. **FIRST AID:** If swallowed, do not induce vomiting. Call physician immediately. If inhaled, remove to fresh air. For skin or eye contact, wash thoroughly with water.

KEEP OUT OF REACH OF CHILDREN.
FOR HEALTH EMERGENCY: (800) 848-8848
Trademark and package design registered. Made in U.S.A.
FORNEX, PRODUCTS COMPANY
P.O. Box 2007 • Houston, TX 77262-2007 Stock No. 7707

