



PPG Industries

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REVIEW COMMISSION  
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PPG Industries, Inc.  
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Bill Ries  
Director, Government Affairs

August 17, 2007

The Honorable Kathleen A. McGinty  
Secretary  
Department of Environmental Protection  
Rachel Carson State Office Building  
400 Market Street  
Harrisburg, PA 17101

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07 AUG 23 AM 11:15  
ENVIRONMENTAL PROTECTION  
SECRETARY'S OFFICE

**RE:** *Hazardous Waste Regulations (25 Pa. Code, Chapters 260a, 261a, 262a, 263a, 264a, 265a, 266a, 266b, 267a, 269a and 270a) [37 Pennsylvania Bulletin at 3249; Saturday, July 14, 2007]*

Dear Secretary McGinty:

PPG Industries, Inc. submits the following comments regarding the recently released Department of Environmental Protection (DEP) Hazardous Waste Regulations (25 Pa. Code, Chapters 260a, 261a, 262a, 263a, 264a, 265a, 266a, 266b, 267a, 269a and 270a) in 37 Pennsylvania Bulletin, at 3249; published Saturday, July 14, 2007.

Headquartered in Pittsburgh, PPG is a leading diversified manufacturer that supplies products and services around the world. PPG products include protective and decorative coatings, sealants, adhesives, metal pretreatment products, flat glass, fabricated glass products, continuous-strand fiber glass products, and industrial and specialty chemicals, including optical monomers, silicas and fine chemicals. We are also a leading producer of energy efficient products, including window glazings and fiber glass and coatings used to make wind turbines and blades.

Generally speaking, PPG supports the majority of changes proposed in the Hazardous Waste Regulations. Most of the changes being proposed by DEP would bring the Pennsylvania waste management system more in line with the federal system.

PPG is concerned, however, about certain provisions in 'Subchapter H. Financial Requirements.' In particular, there is one proposed change in the Financial Requirements that would delete both the financial test and the corporate guarantee as acceptable means of financial assurance. The regulations would replace the test and financial guarantee by an insurance policy. PPG opposes this approach.

PPG understands that DEP wishes to ensure companies covered by the regulations do not avoid financial responsibilities in cases of business failure or bankruptcy. We support this general principle. PPG and other well managed, financially sound companies, however, would be unfairly penalized under this provision, however. PPG respectfully requests that DEP reconsider this provision and allow the retention of the current provisions on the financial test and the corporate

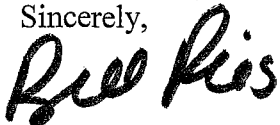
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guarantee. The Environmental Protection Agency's Financial Advisory Board recently made recommendations to strengthen – not eliminate – this structure by requiring that bond ratings be based on senior unsecured debt. We respectfully request that the DEP consider the same approach.

Should you wish additional information on this matter, please do not hesitate to contact me. Thank you in advance for your attention and consideration of this matter.

Sincerely,

A handwritten signature in black ink that reads "Bill Ries". The signature is written in a cursive, slightly slanted style.

Bill Ries  
Director, Government Affairs

CC: Sen. Mary Jo White (R)  
Sen. Raphael Musto (D)  
Rep. Bud George (D)  
Rep. Scott Hutchinson (R)