



CREATING GOOD JOBS, A CLEAN ENVIRONMENT, AND A FAIR AND THRIVING ECONOMY

The Honorable Shelley Moore Capito
Chairperson
Environment & Public Works Committee
U.S. Senate
Washington, DC 20510

The Honorable Sheldon Whitehouse
Ranking Member
Environment & Public Works Committee
U.S. Senate
Washington, DC 20510

March 4, 2026

Dear Chair Capito and Ranking Member Whitehouse:

BGA unifies labor unions and environmental organizations into a powerful force to fight climate change, protect the health of people and the environment, stand against economic and racial inequality, and create and maintain good-paying, union jobs in communities across the country. We write today in opposition to the draft legislation being considered in today's hearing that would modify the Toxic Substances Control Act (TSCA).

A bipartisan Congress passed the 1976 Toxics Substances Control Act (TSCA) and strengthened its provisions in 2016 to review that "large body of science" and address the human health impacts of phthalates and other hazardous chemicals. The 2016 Frank R. Lautenberg Chemical Safety for the 21st Century Act (LCSEA) allowed the EPA to initiate a long overdue effort to review the scientific evidence and restrict the chemicals that were doing the most harm to the health of the American people.

Adoption of the Senate discussion draft would undercut the purpose of both the 1976 TSCA and the 2016 LCSEA. It would create a broad set of loopholes and "more likely than not" wiggle room that would result in the production of more chemicals that are not safe. It would allow for the destruction of the Safer Choice program which has been a model of public-private partnership for healthier products. And it would lower protections for workers by allowing manufacturers to claim that personal protective equipment like masks and gloves are all workers need to protect themselves from toxic chemicals.

We urge you to withdraw this proposed legislation that will effectively prioritize chemical industry interests over the health of workers and communities.