

Introduction

These additional instructions explain how to claim data elements as CBI for which no CBI checkbox is available in the asbestos data reporting application. This document lists elements of the data reporting form and describes the method for claiming that element as CBI. Generally, CBI claims can be made by selecting a checkbox and providing substantiation, by selecting a radio button, or by entering “CBI” into a free text field and then including an attachment indicating which asbestos fiber(s) and element(s) the attachment supports, including the necessary substantiation information. The final page of this document describes what to include in such an attachment.

1. CBI Claims for Asbestos Fiber to Site Linkage

1.1 From the Asbestos Fiber Summary tab, add a new asbestos fiber or click the Edit icon to edit an existing asbestos fiber record.

1.2 Check the appropriate checkbox(es) to mark the linkage between corresponding information (Parent Company Information, Site Information, Technical Contact Information, and Submitting Official Contact Information) and the Asbestos fiber type as CBI. Once activity reporting for all fibers is complete, you will be prompted to provide CBI substantiation in Step 3 of the application. Note that although North American Industry Classification System (NAICS) code is a data element in Site Information, NAICS cannot be claimed as CBI per 40 CFR 704.180(h)(1)(ii)(A).

The screenshot shows the 'Asbestos Fiber Summary' screen. At the top, there is a navigation bar with 'HOME USER MANAGEMENT' and a user profile for Daniel Ruedy. Below this, the reporting site is identified as 'A NEW TEST 2 FACILITY'. A progress bar indicates four steps: Step 1 (Respondent Identification Information), Step 2 (Asbestos Fibers), Step 3 (CBI Substantiation), and Step 4 (Review and Submit). The 'Asbestos Fibers' step is active. The main content area contains an 'Asbestos Fiber Summary' section with instructions: 'Click the edit icon next to an Asbestos fiber to edit information related to the fiber.' and 'Check the checkbox icon to select an Asbestos fiber to be deleted.' Below the instructions is a table with three columns: 'Asbestos Fiber Name', 'CASRN', and 'Action'. The table lists three fibers: Chrysotile (CASRN 12001-29-5), Crocidolite (CASRN 12001-28-4), and Amosite (CASRN 12172-73-5). Each row has an edit icon (pencil) and a checkbox. At the bottom of the table are 'Add Asbestos Fiber' and 'Delete Selected Fibers' buttons. Below the table are 'Previous' and 'Continue' buttons.

The screenshot shows the 'Asbestos Fiber Identification' screen. The navigation bar and progress bar are identical to the previous screen. The 'Asbestos Fibers' step is active. The main content area contains an 'Asbestos Fiber Identification' section. It starts with 'Asbestos Fiber Type' set to 'Amosite (12172-73-5)'. Below this is a 'Reporting Activity (Select All that Apply)' section with five checkboxes: 'Mined or Milled', 'Importer of Bulk Asbestos', 'Primary Processor', 'Secondary Processor', and 'Importer of Products (Mixtures and Articles) Containing Asbestos'. All five checkboxes are checked. Below this is a section titled 'Check the appropriate checkbox to mark the linkage between corresponding information and the Asbestos fiber type as confidential'. It contains four checkboxes: 'Parent Company Information', 'Site Information', 'Technical Contact Information', and 'Submitting Official Contact Information'. All four checkboxes are unchecked. At the bottom are 'Previous' and 'Continue' buttons. The footer contains 'Save', 'Preview', 'Validate', 'Submit', 'CDX Links', and contact information for CDX Helpdesk and TSCA Hotline.

2. CBI Claims for the Mined or Milled Bulk Asbestos or Bulk Material Containing Asbestos Activities

The screenshot shows a web application interface for asbestos reporting. A modal window titled "Mined or Milled Bulk Asbestos Information" is open over a main form. The modal contains the following fields and options:

- No reporting information for selected year.
- Bulk Asbestos or Bulk Material Containing Asbestos: Bulk Asbestos (dropdown)
- Year: 2019 (dropdown)
- Mined or Milled: Milled (dropdown)
- Quantity Processed (pounds) (Form B Only): 600 (text input)
- NKRA CBI (checkboxes)
- Disposition of Bulk Asbestos (Form B Only): Select an option... (dropdown menu with options: Used on-site, including further processed; Stored on-site; Sent to another U.S. site (including intra-company transfer); Sent to another U.S. site (includes inter-company transfer))
- NKRA CBI (checkboxes)
- Buttons: Cancel, Save

The background form shows a table for "Mined or Milled Bulk Materials Containing Asbestos, Including as an Impurity" with columns for Year, Bulk Material Type, Mined or Milled, Quantity (Pounds), % Asbestos, Disposition of Bulk Materials, and Actions. A table with one row is visible below the modal.

2.1 For Mined or Milled Bulk Asbestos, Quantity Processed and Disposition of Bulk Asbestos may be claimed as CBI by checking the appropriate checkbox(es). Note that data fields marked “Not Known or Reasonably Ascertainable” (NKRA) or left blank may not be claimed as CBI. Once activity reporting for all fibers is complete, you will be prompted to provide CBI substantiation for these data elements in Step 3 of the application.

HOME USER MANAGEMENT Daniel Ruedy, TRI RY13 UAT (Primary Authorized Official)

Reporting Site: A NEW TEST 2 FACILITY

Step 1 Respondent Identification Information Step 2 **Asbestos Fibers** Step 3 CBI Substantiation Step 4 Review and Submit

Asbestos Fiber Summary Asbestos Fiber Identification **Mined or Milled** Importer of Bulk Asbestos Primary Processor Secondary Processor
 Importer of Products (Mixtures and Articles)

Mined or Milled Bulk Asbestos, or Bulk Materials Containing Asbestos, including as an Impurity Chemical ID: 12172-73-5 - Amosite

Mined or Milled Bulk Asbestos

Year	Mined or Milled	Quantity (Pounds)	Disposition of Bulk Asbestos	Actions
2019	Milled	600	Sent to another U.S. site (including intra-company transfer) for use or processing.	Edit Delete
2019	Mined	200	Used on-site, including further processed.	Edit Delete

[Add Mined or Milled Information \(Bulk Asbestos\)](#)

Number of Employees Involved with Mining Bulk Asbestos * CBI
 W1 - Fewer than 10 employees

Is Personal Protective Equipment (PPE) Used? *
 Yes No

What type of PPE is used? *
 If this response is claimed as CBI, enter "CBI" in this field and include an attachment with the confidential information and CBI substantiation.
 CBI

Number of Employees Involved with Milling Bulk Asbestos * CBI
 W1 - Fewer than 10 employees

Is Personal Protective Equipment (PPE) Used? *
 Yes No

What type of PPE is used? *
 If this response is claimed as CBI, enter "CBI" in this field and include an attachment with the confidential information and CBI substantiation.
 CBI

Submit Workplace Exposure Measurement Data (e.g., Monitoring) as an Attachment (Form B Only)

Document Upload

File Name	Document Type	CBI	Action
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[Attach Document](#)

Mined or Milled Bulk Materials Containing Asbestos, Including as an Impurity

Year	Bulk Material Type	Mined or Milled	Quantity (Pounds)	% Asbestos	Disposition of Bulk Materials	Actions
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Save Preview Validate Submit CDX Links CDX Helpdesk: (888) 890-1995 TSCA Hotline: (202) 554-1404

2.2 For the Mined or Milled activity, Number of Employees Involved with Mining Bulk Asbestos and Number of Employees Involved with Milling Bulk Asbestos may be claimed as CBI by checking the appropriate checkbox(es). Once activity reporting for all fibers is complete, you will be prompted to provide CBI substantiation for these data elements in Step 3 of the application.

2.3 To claim Type of PPE Used as CBI, enter "CBI" into the text field as shown and submit the confidential information as an attachment under "Submit Workplace Exposure Measurement Data."

The screenshot shows a web application interface for reporting asbestos data. A modal window titled "Attach Document" is open, allowing users to upload files. The modal includes a "Description" field, an "Attachment" section with a "Browse..." button, and a "Sanitized Attachment" section with a "Browse..." button and a warning message: "File name and Sanitized file name cannot be the same." At the bottom of the modal are "Save Document" and "Cancel" buttons. The background form contains sections for "Mined or Milled Bulk Asbestos" and "Mined or Milled Bulk Materials Containing Asbestos, Including as an Impurity", with various input fields and tables for data entry.

2.4 To identify the attached PPE information as CBI, check the CBI checkbox. You will be prompted to also include the information as a sanitized attachment. Click “Browse” to upload a file from your desktop. Note that each attachment must have a unique file name. Ensure that the file name(s) and any metadata associated with the file(s) do not unintentionally contain CBI. Click “Save Document” when finished.

3. CBI Claims for the Imported Bulk Asbestos and Bulk Materials Containing Asbestos Activities

3.1 For Imported *Bulk* Asbestos, Quantity Processed and Disposition of Bulk Asbestos may be claimed as CBI by checking the appropriate checkbox(es). Note that data fields marked “Not Known or Reasonably Ascertainable” (NKRA) or left blank may not be claimed as CBI. Once activity reporting for all fibers is complete, you will be prompted to provide CBI substantiation for these data elements in Step 3 of the application.

Imported Bulk Asbestos Information

Chemical ID: 12172-73-5 - Amosite

Be as specific as possible. If multiple fibers apply, report separate production volumes in pounds for each type. To complete the abbreviated Form A data elements only, check the “NKRA” box to indicate the quantity processed is not known or reasonably ascertainable.

Add Imported Asbestos Information

No reporting information for selected year.

Bulk Asbestos or Bulk Material Containing Asbestos: Bulk Asbestos

Year: 2020

Quantity Processed (pounds) (Form B Only): 8,000,000 NKRA CBI

Disposition of Bulk Asbestos (Form B Only): Select an option...
 Used on-site, including further processed. NKRA CBI
 Stored on-site.
 Sent to another U.S. site (including intra-company transfer)
 Sent to another U.S. site (including intra-company transfer)

Buttons: Cancel, Save

Submit Workplace Exposure Measurement Data (e.g., Monitoring) as an Attachment (Form B Only)

Document Upload

File Name	Document Type	CBI	Action
Attach Document			

Imported Asbestos was never physically present at site *

Yes No

Importation of Bulk Materials Containing Asbestos by Year

Year	Bulk Material Type	Quantity (Pounds)	% Asbestos	Disposition of Bulk Materials	Actions
Add Importation Information (Bulk Materials)					

Buttons: Previous, Continue

Footer: Save, Preview, Validate, Submit, CDX Links, CDX Helpdesk: (888) 890-1995, TSCA Hotline: (202) 554-1404

The screenshot shows a web application interface for reporting asbestos data. A modal window titled "Imported Bulk Materials Containing Asbestos, including as an Impurity" is open. The modal contains the following fields and options:

- No reporting information for selected year.
- Bulk Asbestos or Bulk Material Containing Asbestos: Bulk Materials containing Asbestos
- Bulk Material Type: Select an option...
- Year: Select an option...
- % Asbestos (Form B Only): [Text Field] NKRA CBI
- Quantity Processed (pounds) (Form B Only): [Text Field] CBI
- Disposition of Bulk Materials: Select an option... (Used on-site, including further processed; Stored on-site; Sent to another U.S. site (including intra-company transfer); Sent to another U.S. site (including intra-company transfer)) NKRA CBI

Buttons for "Cancel" and "Add to List" are at the bottom of the modal. Below the modal, there is a "Document Upload" section with a table for file names, types, and actions. A radio button selection for "Imported Asbestos was never physically present at site" is set to "No". At the bottom, there is a table titled "Importation of Bulk Materials Containing Asbestos by Year" with columns for Year, Bulk Material Type, Quantity (Pounds), % Asbestos, Disposition of Bulk Materials, and Actions. A button "Add Importation Information (Bulk Materials)" is below the table. At the very bottom, there are "Previous" and "Continue" buttons, and a footer with "Save", "Preview", "Validate", "Submit", "CDX Links", "CDX Helpdesk: (888) 890-1995", and "TSCA Hotline: (202) 554-1404".

3.2 For Imported Bulk Materials Containing Asbestos, % Asbestos, Quantity Processed, and Disposition of Bulk Materials may be claimed as CBI by checking the appropriate checkbox(es). Once activity reporting for all fibers is complete, you will be prompted to provide CBI substantiation for these data elements in Step 3 of the application.

3.3 To claim Bulk Material Type as CBI, select "Other" from the pick list and enter "CBI" into the text field as shown. Submit the confidential information as an attachment under "Submit Workplace Exposure Measurement Data."

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Reporting Site: A NEW TEST 2 FACILITY

Step 1 Step 2 Step 3 Step 4
Respondent Identification Information Asbestos Fibers CBI Substantiation Review and Submit

Asbestos Fiber Summary Asbestos Fiber Identification Mined or Milled Importer of Bulk Asbestos Primary Processor Secondary Processor
 Importer of Products (Mixtures and Articles)

Importation of Bulk Asbestos or Bulk Materials Containing Asbestos, Including as an Impurity Chemical ID: 12172-73-5 - Amosite

Importation of Bulk Asbestos by Year

Year	Quantity (Pounds)	Disposition of Bulk Asbestos	Actions
2020	8,000,000	N/A	

Add Importation Information (Bulk Asbestos)

Number of Employees Involved with Importing Bulk Asbestos * CBI
 W1 - Fewer than 10 employees

Is Personal Protective Equipment (PPE) Used? *
 Yes No

What type of PPE is used? *
 If this response is claimed as CBI, enter "CBI" in this field and include an attachment with the confidential information and CBI substantiation.

Submit Workplace Exposure Measurement Data (e.g., Monitoring) as an Attachment (Form B Only)

Document Upload

File Name	Document Type	CBI	Action
Attach Document			

Imported Asbestos was never physically present at site *
 Yes No

Importation of Bulk Materials Containing Asbestos by Year

Year	Bulk Material Type	Quantity (Pounds)	% Asbestos	Disposition of Bulk Materials	Actions
Add Importation Information (Bulk Materials)					

Previous Continue

Save Preview Validate Submit CDX Links - CDX Helpdesk: (888) 890-1995 TSCA Hotline: (202) 554-1404

3.4 Number of Employees Involved with Importing Bulk Asbestos or Importing Bulk Materials Containing Asbestos may be claimed as CBI by checking the appropriate checkbox(es). Once activity reporting for all fibers is complete, you will be prompted to provide CBI substantiation for these data elements in Step 3 of the application.

3.5 To claim type of PPE used as CBI, enter "CBI" into the text field as shown and submit the confidential information as an attachment under "Submit Workplace Exposure Measurement Data."

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Importation of Bulk Materials Containing Asbestos by Year

Year	Bulk Material Type	Quantity (Pounds)	% Asbestos	Disposition of Bulk Materials	Actions
2021	Sand	5	5	Used on-site, including further processed.	✎ ✕

[Add Importation Information \(Bulk Materials\)](#)

Number of Employees Involved with Importing Bulk Materials CBI
 Containing Asbestos *
 W1 - Fewer than 10 employees

Is Personal Protective Equipment (PPE) Used? *
 Yes No

What type of PPE is used? *
If this response is claimed as CBI, enter "CBI" in this field and include an attachment with the confidential information and CBI substantiation.

Submit Workplace Exposure Measurement Data (e.g., Monitoring) as an Attachment (Form B Only)

Document Upload

File Name	Document Type	CBI	Action
Attach Document			

Imported Bulk Materials was never physically present at site *
 Yes No

If as Impurity, have you tested or received test results regarding the presence of asbestos in the applicable reporting years?
 (Form B Only)
If this response is claimed as CBI, enter "CBI" in this field and include an attachment with the confidential information and CBI substantiation.
 Yes No

With what frequency do you conduct testing on the presence of asbestos in your bulk material? *

Method of determining asbestos content? *

Type of test? *

Test results *
 Characters Remaining: 2977

Submit test results as an attachment.

Document Upload

File Name	Document Type	CBI	Action
Attach Document			

Save Preview Validate Submit CDX Links CDX Helpdesk: (888) 890-1995 TSCA Hotline: (202) 554-1404

3.6 For the Importation of Bulk Materials Containing Asbestos activity, to claim as CBI data elements associated with testing, received test results, or how you know the presence and amount of asbestos if you have not tested or received test results, enter “CBI” as shown and submit the confidential information as an attachment under “Submit test results as an attachment.”

The screenshot shows the 'Attach Document' dialog box in the foreground. The dialog has a title bar with 'Attach Document' and a close button. It contains a 'CBI' checkbox which is checked. Below it is a 'Description' field with the placeholder text 'File Description'. There are two 'Browse...' buttons, one for 'Attachment' and one for 'Sanitized Attachment'. A red error message states: 'File name and Sanitized file name cannot be the same.' At the bottom of the dialog are 'Save Document' and 'Cancel' buttons.

The background form is partially visible. It includes a 'Document Upload' table with columns for 'File Name', 'Document Type', 'CBI', and 'Action'. Below the table is an 'Attach Document' button. The form also contains several text input fields and radio buttons for various reporting requirements.

At the bottom of the application, there is a footer with the following text: 'Save Preview Validate Submit CDX Links CDX Helpdesk: (888) 890-1995 TSCA Hotline: (202) 554-1404'

3.7 To identify the attached PPE and/or testing information as CBI, check the CBI checkbox. You will be prompted to also include the information as a sanitized attachment. Click “Browse” to upload file from your desktop. Note that each attachment must have a unique file name. Ensure that the file name(s) and any metadata associated with the file(s) do not unintentionally contain CBI. Click “Save Document” when finished.

4. CBI Claims for the Primary or Secondary Processor Activities

4.1 For Primary Processor or Secondary Processor End Product Type(s) Total Annual Production, % Asbestos, and Disposition of End Product may be claimed as CBI. Note that data fields marked “Not Known or Reasonably Ascertainable” (NKRA) or left blank may not be claimed as CBI. Once activity reporting for all fibers is complete, you will be prompted to provide CBI substantiation for these data elements in Step 3 of the application.

4.2 To claim End Product Type as CBI, select “Other (specify generic name)” from the pick list and enter “CBI” into the text field as shown. Submit the confidential information as an attachment under “Submit Workplace Exposure Measurement Data.”

The screenshot shows a web application interface for reporting asbestos data. A modal window titled "End Product Type" is open, allowing the user to enter details for a specific product. The "Chemical ID" is 12172-73-5 - Amosite. The form includes a "Product Shipment Information" section with an "Add Product Information" button. A note states: "If multiple product types apply, report separate production values for each type. To complete the abbreviated Form A data elements only, check the 'NKRA' textbox to indicate the quantity processed is not known or reasonably ascertainable." The form has a checkbox for "No reporting information for selected year." Below this, the "End Product Type" is set to "Rollerboard" and the "Year" is 2019. The "Total Annual Production" is 5 Short Tons, and the "% Asbestos (Form B Only)" is 5. Both of these fields have checkboxes for "NKRA" and "CBI", with "CBI" selected. The "Disposition of End Product (Form B Only)" dropdown is set to "CBI", also with "NKRA" and "CBI" checkboxes, where "CBI" is selected. The form includes "Cancel" and "Save" buttons. The background shows a sidebar with navigation options like "Reporting Site: A", "Step 1", "Respondent", "Asbestos Fiber", "Importer of Product", "Primary Processor Amosite", "Product Shipment", "End Product", "Add End Product", "If as Impurity, Form B Only", "Number of End Products", "Is Personal Protective Equipment (PPE) Used?", and "Submit Workplace Exposure Measurement Data (e.g., Monitoring) as an Attachment (Form B Only)". At the bottom, there are "Previous" and "Continue" buttons, and a footer with "Save", "Preview", "Validate", "Submit", "CDX Links", "CDX Helpdesk: (888) 890-1995", and "TSCA Hotline: (202) 554-1404".

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Primary Processor Production (Processing Bulk Asbestos Other than Milling), Including as an Impurity Chemical ID: 12172-73-5 - Amosite

Product Shipment Information
If multiple product types apply, report separate production values in pounds for each type.

End Product Type	Year	Total Annual Production	% Asbestos	Disposition of End Product	Actions
Rollerboard	2019	5	5	N/A	

[Add End Product](#)

If as Impurity, have you tested or received test results regarding the presence of asbestos in the applicable reporting years? (Form B Only)
If this response is claimed as CBI, enter "CBI" in this field and include an attachment with the confidential information and CBI substantiation.

Yes No

With what frequency do you conduct testing on the presence of asbestos in your bulk material? *

CBI

Method of determining asbestos content? *

BI

Type of test? *

CBI

Test results *
Characters Remaining: 2977

CBI

Submit test results as an attachment.

Document Upload

File Name	Document Type	CBI	Action
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[Attach Document](#)

Number of Employees Involved with Production * CBI

W1 - Fewer than 10 employees

Is Personal Protective Equipment (PPE) Used? *

Yes No

What type of PPE is used?
If this response is claimed as CBI, enter "CBI" in this field and include an attachment with the confidential information and CBI substantiation.

CBI

Submit Workplace Exposure Measurement Data (e.g., Monitoring) as an Attachment (Form B Only)

Document Upload

File Name	Document Type	CBI	Action
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[Attach Document](#)

[Previous](#) [Continue](#)

Save Preview Validate Submit CDX Links CDX Helpdesk: (888) 890-1995 TSCA Hotline: (202) 554-1404

4.3 For Primary Processor or Secondary Processor activities, to claim Type of PPE Used or data elements associated with testing, received test results, or how you know the presence and amount of asbestos if you have not tested or received test results, enter “CBI” as shown and submit the confidential information as an attachment under “Submit Workplace Exposure Measurement Data” and “Submit test results as an attachment” as appropriate.

4.4 See [part 3.7](#) of these instructions for information on how to submit an attachment for a CBI claim.

5. CBI Claims for the Importer of Products Activity

The screenshot shows the 'Importation of Products (Mixtures and Articles) Containing Asbestos, including as an Impurity' form. A modal window is open for entering CBI information. The form fields include:

- No reporting information for selected year.
- Imported Product Type: Other (specify generic name) (dropdown)
- CBI (text field)
- Year: 2020 (dropdown)
- Mixture or Article?: Article (dropdown)
- Quantity of Imported Products: 500 (text field) brains (text field)
- % Asbestos (Form B Only): 5 (text field)
- Disposition of Imported Product (Form B Only): Select an option... (dropdown menu with options: Used on-site, including further processed; Stored on-site; Sent to another U.S. site (including intra-company transfer) f; Sent at another U.S. site (including intra-company transfer))

Checkboxes for CBI, NKRA, and CBI are visible next to the Quantity, % Asbestos, and Disposition fields respectively. The modal has 'Cancel' and 'Save' buttons.

5.1 For Imported Product Type(s), Quantity of Imported Products, % Asbestos, Quantity Processed, and Disposition of End Product may be claimed as CBI by checking the appropriate checkbox(es). Note that data fields marked “Not Known or Reasonably Ascertainable” (NKRA) or left blank may not be claimed as CBI. Once activity reporting for all fibers is complete, you will be prompted to provide CBI substantiation for these data elements in Step 3.

5.2 To claim Imported Product Type as CBI, select “Other (specify generic name)” from the pick list and enter “CBI” into the text field as shown. Submit the confidential information as an attachment under “Submit Workplace Exposure Measurement Data.”

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Importation of Products (Mixtures and Articles) Containing Asbestos, including as an Impurity Chemical ID: 12172735 - Amosite

Imported Products by Year

Imported Product Type	Year	Mixture/Article	Quantity of Imported Products	% Asbestos	Disposition of Imported Product	Actions
Rollerboard	2021	Article	5 CBI	5 CBI	Stored on-site, CBI	

Number of Employees Involved with Importing * CBI
W1 - Fewer than 10 employees

Is Personal Protective Equipment (PPE) Used? *
 Yes No

What type of PPE is used?
If this response is claimed as CBI, enter "CBI" in this field and include an attachment with the confidential information and CBI substantiation.

Submit Workplace Exposure Measurement Data (e.g., Monitoring) as an Attachment (Form B Only)

Document Upload

File Name	Document Type	CBI	Action
<input type="button" value="Attach Document"/>			

Imported material was never physically present at site *
 Yes No

If as Impurity, have you tested or received test results regarding the presence of asbestos in the applicable reporting years? (Form B Only)
If this response is claimed as CBI, enter "CBI" in this field and include an attachment with the confidential information and CBI substantiation.
 Yes No

With what frequency do you conduct testing on the presence of asbestos in your bulk material? *

Method of determining asbestos content? *

Type of test? *

Test results *
Characters Remaining: 2977

Submit test results as an attachment.

Document Upload

File Name	Document Type	CBI	Action
<input type="button" value="Attach Document"/>			

CDX Links - CDX Helpdesk: (888) 890-1995 TSCA Hotline: (202) 554-1404

5.3 For the Importation of Products Containing Asbestos activity, Number of Employees Involved with Importing may be claimed as CBI by checking the appropriate checkbox. Once activity reporting for all fibers is complete, you will be prompted to provide CBI substantiation for these data elements in Step 3.

5.4 To claim data elements associated with PPE, testing, received test results, or how you know the presence and amount of asbestos if you have not tested or received test results, enter "CBI" as shown and submit the confidential information as an attachment under "Submit Workplace Exposure Measurement Data" and "Submit test results as an attachment" as appropriate.

5.5 See [part 3.7](#) of these instructions for information on how to submit an attachment for a CBI claim.

6. What to Include in Attachments for Each CBI Claim

Generally, CBI claims can be made by selecting a checkbox and providing substantiation. However, for certain fields, as described above, a CBI claim can be made by selecting a radio button or by entering “CBI” into a free text field and then, in both instances, including an attachment indicating which asbestos fiber and data element the substantiation in the attachment supports, including the necessary substantiation. Below, the necessary substantiation is listed. EPA recommends that you copy and paste this content into the attachment that you submit, responding to the prompts as provided. The substantiation attachment may include CBI claims, but you must also include a sanitized copy of the attachment (with all CBI information redacted).

At the top of the attachment, include the following information with the bracketed information being replaced by the details for your submission: [Year] – [Name of Fiber, Reporting Activity, and Data Element] – [Reported Data Claimed as CBI]

For each data element claimed as confidential, you must submit with your report detailed written answers to the following questions. Written answers may be claimed as CBI.

1. Please specifically explain what harm to the competitive position of your business would be likely to result from the release of the information claimed as confidential. How would that harm be substantial? Why is the substantial harm to your competitive position *likely* (i.e., probable) to be caused by release of the information rather than just possible? If you claimed multiple types of information to be confidential (e.g., site information, exposure information, environmental release information, etc.), explain how disclosure of each type of information would be likely to cause substantial harm to the competitive position of your business.
2. Has your business taken precautions to protect the confidentiality of the disclosed information? If yes, please explain and identify the specific measures, including but not limited to internal controls, that your business has taken to protect the information claimed as confidential. If the same or similar information was previously reported to EPA as non-confidential (such as in an earlier version of this submission), please explain the circumstances of that prior submission and reasons for believing the information is nonetheless still confidential.
3. A) Is any of the information claimed as confidential required to be publicly disclosed under any other Federal law? If yes, please explain.

B) Does any of the information claimed as confidential otherwise appear in any public documents, including (but not limited to) safety data sheets; advertising or promotional material; professional or trade publications; state, local, or Federal agency files; or any other media or publications available to the general public? If yes, please explain why the information should be treated as confidential. If this chemical is patented and the patent reveals the information you are claiming confidential, please explain your reasons for believing the information is nonetheless still confidential.

C) Does any of the information claimed as confidential appear in one or more patents or patent applications? If yes, please provide the associated patent number or patent application number (or numbers) and explain why the information should be treated as confidential.
4. Is the claim of confidentiality intended to last less than 10 years (see TSCA section 14(e)(1)(B))? If yes, please indicate the number of years (between 1 and 10 years) or the specific date after which the claim is withdrawn.
5. Has EPA, another federal agency, or court made any confidentiality determination regarding information associated with this chemical substance? If yes, please provide the circumstances associated with the prior determination, whether or not the information was found to be entitled to confidential treatment, the entity that made the decision, and the date of the determination.

Substantiation Opt-Out []

Please note that substantiation is generally required to assert a CBI claim for this information. If you are asserting that this information is exempt from the substantiation requirement according to TSCA section 14(c)(2), please note the specific exemption and provide a brief explanation. Pursuant to 40 CFR 704.180(h)(2)(iv), confidentiality claims are exempt from the requirement to substantiate the claim at the time of submission for the data elements required pursuant to [paragraphs \(e\)\(4\)\(iii\)\(B\)\(1\), \(iv\)\(B\)\(1\), \(v\)\(A\), \(v\)\(B\)\(2\), \(vi\)\(A\), \(vi\)\(B\)\(2\), \(vii\)\(A\), and \(vii\)\(B\)\(3\)](#) of 40 CFR 704.180. .

Substantiation Opt-Out Reason: