



Amy Beasley Cronin
Secretary, Standards Council

17 August 2011

To: Interested Parties

Subject:

Standards Council Decision (Final):	D#11-9
Standards Council Agenda Item:	SC#11-8-12-a
Date of Decision*:	10 August 2011
<i>NFPA 704, Standard System for the Identification of the Hazards of Materials for Emergency Response, 2012 edition</i>	

Dear Interested Parties:

At its meeting of August 9-10, 2011, the Standards Council considered an appeal on the above referenced matter.

Attached is the final decision of the Standards Council on this matter.

Sincerely,

A handwritten signature in black ink that reads "Amy Beasley Cronin".

Amy Beasley Cronin
Secretary, NFPA Standards Council

- c: D. Berry, M. Brodoff, D. Beach, J. Goyette, E. Carroll
Members, Technical Committee on Classification and Properties of Hazardous Chemical Data (CLA-AAA)
Members, NFPA Standards Council (AAD-AAA)
Individuals Providing Appeal Commentary

*NOTE: Participants in NFPA's codes and standards making process should know that limited review of this decision may be sought from the NFPA Board of Directors. For the rules describing the available review and the method for petitioning the Board for review, please consult section 1-7 of the NFPA Regulations Governing Committee Projects and the NFPA Regulations Governing Petitions to the Board of Directors from Decisions of the Standards Council. Notice of the intent to file such a petition must be submitted to the Clerk of the Board of Directors within 15 calendar days of the Date of Decision noted in the subject line of this letter.



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SUMMARY OF ACTION (for convenience only; not part of official decision): *The Standards Council voted to deny the appeal to accept Certified Amending Motion 704-2 to accept Comment 704-4.*

DECISION:

At its meeting of August 9-10, 2011, the Standards Council considered an appeal from Erdem A. Ural of Loss Prevention Science & Technologies, Inc. The appeal requests that the 2012 edition of NFPA 704, *Standard System for the Identification of the Hazards of Materials for Emergency Response*, be issued with the acceptance of Certified Amending Motion (CAM) 704-2 (which was a Related Motion to 704-1). This motion sought the acceptance of Comment 704-4. The effect of this motion would be to modify the criteria in Table 6.2 on the flammability hazards of dusts, as specified in Proposal 704-10.

As background, the Technical Committee on Classification and Properties of Hazardous Chemical Data (TC) rejected Proposal 704-10 that sought to modify the criteria in Table 6.2. Comment 704-4 to reconsider Proposal 704-10 was rejected by the TC. Subsequently, CAM 704-2 seeking to accept Comment 704-4 was made at the 2011 Association Technical Meeting (Tech Session). The motion failed.

The appeal requests that the Council overturn the action that was recommended by the entire codes and standards development process. On appeal, the Council accords great respect and deference to the NFPA codes and standards development process. In conducting its review, the Council will overturn the result recommended through that process only where a clear and substantial basis for doing so is demonstrated. The Council has reviewed the entire record concerning this matter and has considered all the arguments put forth in this appeal. In the view of the Council, this appeal does not present any clear and substantial basis on which to overturn the results yielded by the NFPA codes and standards development process. Accordingly, the Council has voted to deny the appeal.