

U.S. Federal Bans on Asbestos

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Banned products and uses

Under the Toxic Substances Control Act (TSCA): Banned Manufacture, Importation, Processing and Distribution in Commerce of Certain Asbestos-containing Products

- Corrugated paper
- Rollboard
- Commercial paper
- Specialty paper
- Flooring felt

In addition, the regulation continues to ban the use of asbestos in products that have not historically contained asbestos, otherwise referred to as “new uses” of asbestos.

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Under the Clean Air Act (CAA): Banned Asbestos-containing Uses

- Asbestos pipe insulation and asbestos block insulation on facility components, such as boilers and hot water tanks, if the materials are either pre-formed (molded) and friable or wet-applied and friable after drying.
- Spray-applied surfacing asbestos-containing materials
Spray-on application of materials containing more than 1% asbestos to buildings, structures, pipes, and conduits unless certain conditions specified under [40 CFR 61, Subpart M](#) are met.

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Under the Consumer Product Safety Act (Consumer Product Safety Commission): Banned Products

- Asbestos in artificial fireplace embers and wall patching compounds

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Examples of asbestos-containing products not banned

The manufacture, importation, processing and distribution in commerce of these products, as well as some others not listed, are not banned.

- Cement corrugated sheet
- Cement flat sheet
- Clothing
- Pipeline wrap
- Roofing felt
- Vinyl floor tile
- Cement shingle
- Millboard
- Cement pipe
- Automatic transmission components
- Clutch facings
- Friction materials
- Disk brake pads
- Drum brake linings
- Brake blocks
- Gaskets
- Non-roofing coatings
- Roof coatings

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Regulatory history of asbestos bans

- In 1973, EPA banned spray-applied surfacing asbestos-containing material for fireproofing/insulating purposes. See National Emission Standards for Hazardous Air Pollutants (NESHAP) at [40 CFR Part 61, Subpart M](#)
- In 1975, EPA banned installation of asbestos pipe insulation and asbestos block insulation on facility components, such as boilers and hot water tanks, if the materials are either pre-formed (molded) and friable or wet-applied and friable after drying. See National Emission Standards for Hazardous Air Pollutants (NESHAP) at [40 CFR Part 61, Subpart M](#)
- In 1978, EPA banned spray-applied surfacing materials for purposes not already banned. See National Emission Standards for Hazardous Air Pollutants (NESHAP) at [40 CFR Part 61, Subpart M](#)
- In 1977, the [Consumer Product Safety Commission \(CPSC\)](#) banned the use of asbestos in artificial fireplace embers and wall patching compounds. (See [16 CFR Part 1305](#) and [16 CFR 1304](#))
- In 1989, the EPA issued a final rule under Section 6 of Toxic Substances Control Act (TSCA) banning most asbestos-containing products. However, in 1991, this rule was vacated and remanded by the Fifth Circuit Court of Appeals. As a result, most of the original ban on the manufacture, importation, processing, or distribution in commerce for the majority of the asbestos-containing products originally covered in the 1989 final rule was overturned.
See [40 CFR 763 Subpart I](#).

[Asbestos Ban and Phase-Out Federal Register notices](#)

[Asbestos-containing products that remain banned](#)

[Examples of Asbestos-containing products not banned](#) (i.e, products no longer subject to the 1989 TSCA ban because it was overturned)

- In 1990, EPA prohibited spray-on application of materials containing more than 1% asbestos to buildings, structures, pipes, and conduits unless certain conditions specified. See National Emission Standards for Hazardous Air Pollutants (NESHAP) at [40 CFR 61, Subpart M](#) are met.

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