

3-7-17

Sharpie FLip chart markers



18 June 2015

## Hazard Communication Compliance Declaration

Newell-Rubbermaid (NWL) writing instruments comply with U.S. OSHA GHS Hazard Communication Standard of 29 CFR section 1910.1200 (OSHA HazCom 2012) by virtue of exemption as 'articles' and as 'consumer products' per 29 CFR section 1910.1200(b)(6)(v) and (ix). Therefore, GHS Safety Data Sheets are not required for our writing instruments.

An 'article' is defined in Section 1910.1200(c) "as a manufactured item other than a fluid or particle:

- Which is formed to a specific shape or design during manufacture;
- Which has end use function(s) dependent in whole or in part on its shape or design during end use; and
- Which, under normal conditions of use, does not release other than very small (minute or trace) amounts of a hazardous chemical and does not pose a physical hazard or health risk to employees."

The 'consumer product' exemption in 29 C.F.R. section 1910.1200(b)(6)(ix) states that:

- Any consumer product or hazardous substance, as those terms are defined in the Consumer Product Safety Act (15 U.S.C. 2051 et seq.) and Federal Hazardous Substances Act (15 U.S.C. 1261 et seq.) respectively, where the employer can show that it is used in the workplace for the purpose intended by the chemical manufacturer or importer of the product, and the use results in a duration and frequency of exposure which is not greater than the range of exposures that could reasonably be experienced by consumers when used for the purpose intended.

OSHA has consistently taken the position, in various rulemaking documents and interpretation letters, "most office products (such as pens, pencils, adhesive tape) to be exempt under the provisions of the rule, either as articles or as consumer products." Markers also fall into these exempted categories. This position is cited currently on [OSHA's website](#) in a letter from OSHA Assistant Secretary John A. Pendergrass to U.S. Congressman Jim Bunning. These examples are cited again in OSHA's FAQs on the [Hazard Communication Standard](#) which further reinforces that Newell-Rubbermaid writing products are exempt from Hazard Communication requirements, specifically GHS Safety Data Sheet documentation.

A non-exhaustive list is provided below of Newell-Rubbermaid writing instruments that qualify as 'articles' and 'consumer products' that are exempt from GHS Safety Data Sheet requirements:

- Prismacolor Premier Colored Pencils and Sharpeners
- Prismacolor Nupastels and Art Stix and Erasers
- Prismacolor Premier Markers
- Sharpie Permanent Markers
- Sharpie Highlighters (Clearview, Accent, etc)
- Sharpie Professional, Industrial and T.E.C. Markers
- Sharpie Paint Markers
- Sharpie Pens
- Paper Mate Pens (InkJoy, FlexGrip, Replay, etc)
- Paper Mate Mechanical Pencils and Pearl Erasers
- Paper Mate Replay Premium Erasable Pens
- Paper Mate Flair Pens
- Expo Dry Erase Markers
- Expo Whiteboard Cleaner Wipes
- Expo Learning Boards
- Liquid Paper Correction Pens
- Liquid Paper Dryline Correction Tape
- Parker Fountain Pens
- Waterman Fountain Pens
- Rotring Tikky Ballpoint Pens
- Woodcase Pencils (Mongol, Mirado, etc)
- uni-ball pens
- uni-Paint Markers
- uni-Posca Markers

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Sharpie

IRWIN

Goody

Rubbermaid

GRACO

Calphalon

WATERMAN

LENOX

Paper Mate

LEVOLOR

PARKER

DYMO

Rubbermaid

Aprica

# MATERIAL SAFETY DATA SHEET

MSDS #: 38200

Page 1 of 2

Sanford NA  
2707 Butterfield Road  
Oak Brook, IL 60523  
Phone: 630-481-2000 or 800-323-0749

Emergency Medical Number: 888-786-0972

Creation Date: August 1, 2005

## Section One: Product Information

Product Name: Sharpie Chisel Tip Permanent Marker  
Colors: Black, Red, Blue, Green, Orange, Purple, Lime, Turquoise

Sanford is a member of The Art and Creative Materials Institute, Inc. This product is certified by the institute to be labeled in accordance with the voluntary chronic hazard labeling standard ASTM D-4236 and is labeled with the AP Non Toxic Seal. Products bearing the AP Approved Product Seal of The Art and Creative Materials Institute, Inc. are certified in a program of toxicological evaluation by a medical expert, subject to review by the Institute Toxicology Advisory Board, to contain no materials in sufficient quantities to be toxic or injurious to humans, or to cause acute toxicity or chronic health problems.

## Section Two: Composition

Dyes, n-propanol (71-23-8), n-butanol (71-36-3), diacetone alcohol (123-42-2)

## Section Three: Hazards Identification

This product is considered safe under normal use conditions.

## Section Four: First Aid Measures

Inhalation: This product is considered safe under normal use conditions.  
Skin Contact: This product is considered safe under normal use conditions.  
Eye Contact: This product is considered safe under normal use conditions.  
Ingestion: This product is considered safe under normal use conditions.

## Section Five: Fire Fighting Measures

Flash Point: 84F Tag Open Cup (ASTM D-1310)  
Flammability Limits (% by volume): Lower: 2.2% in air by volume Upper: 14.0% in air by volume  
Extinguishing Media: As appropriate for surrounding area  
Special Fire Fighting Measures: None  
Unusual Fire and Explosion Hazards: None

## Section Six: Accidental Release Measures

In Case of Spill or Accidental Release: Wipe up with absorbent material.

## Section Seven: Handling and Storage

Handling: Do not shake marker.  
Storage: Keep cap on marker when not in use.

**Section Eight: Exposure Controls and Personal Protection**

Eye Protection: None under normal use conditions.  
 Clothing: None under normal use conditions.  
 Respirator: None under normal use conditions.  
 Ventilation: None under normal use conditions.

**Section Nine: Physical and Chemical Properties**

For ink unless otherwise specified:

Boiling Point: 207F (n-propanol)  
 Specific Gravity: 0.80 (n-propanol)  
 Vapor Pressure: 13 mm Hg at 20C (n-propanol)  
 Solubility in Water: Soluble  
 Evaporation Rate: 1.3 (n-propanol)  
 Appearance; Odor: Colored liquid; alcoholic odor

**Section Ten: Stability and Reactivity**

Stability: Stable  
 Conditions to Avoid: Not available  
 Chemical Incompatibility: Not available  
 Hazardous Decomposition: Not available  
 Hazardous Polymerization: Will not occur

**Section Eleven: Toxicological Information**

IARC Monographs: No  
 National Toxicology Program: No  
 OSHA Regulated: No

**Section Twelve: Ecological Information**

Not available

**Section Thirteen: Disposal Considerations**

Dispose in accordance with Federal, State, and Local Regulations.

**Section Fourteen: Transport Information**

Not regulated as a hazardous material by DOT, IMO, or IATA.

**Section Fifteen: Regulatory Information**

TSCA INVENTORY: The product on this Material Safety Data Sheet is not listed on the Toxic Substances Control Act Inventory. All ingredients used to manufacture this product are listed on the TSCA Inventory

**Section Sixteen: Other Information**

| HMIS Code           |     |
|---------------------|-----|
| Health              | N/A |
| Flammability        | N/A |
| Reactivity          | N/A |
| Personal Protection | N/A |

0=Minimal / 4 = Severe

Sanford NA has been advised by Counsel that the OSHA Hazard Communication Standard does not apply to the Sanford Product described in this Material Safety Data Sheet. The reason for the exemption is contained in 29 CFR 1910.1200(b)(6)(ix) as amended July 1, 2004 per the Code of Federal Regulations. The information contained in this MSDS is forwarded to you for your information, but is not meant to imply that the product is covered by the Hazard Communication Standard nor is this MSDS meant to comply with all requirements of the Hazard Communication Standard.