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Greg Fritz

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Subject: Re: Incineration ECA/ language inserts and deletions

First one must understand access in the CBI manual....

In order to have off site possession one must first receive authorized access, for another Agency entity this requires

"9. Agency seeking TSCA CBI access must provide written agreement that it will not disclose TSCA CBI, except in the following situations:

- **The agency has statutory authority both to compel production of the information and to make the proposed disclosure, and it has furnished affected businesses with at least the same notice that EPA would provide under EPA regulations.**
- **The agency has obtained the consent of each affected business prior to the proposed disclosure... "**

Once access has been granted and TSS inspection of the off site facility has been approved the other Agency / gov. entity is still responsible under 16:

"16. Agency security procedures and standards that equal or surpass those set forth in this manual. The requesting official must provide to TSS a written statement of the agency's security procedures for handling TSCA CBI. The statement should state that the security procedures in this manual have been adopted or, how the security procedures used by the agency differ from those in this manual [**remember sentence one only allows changes that surpass those in the manual**].

I hope this helps.

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