

**Interstate Mercury Education & Reduction Clearinghouse
APPLICATION FOR EXEMPTION TO
MERCURY-ADDED PRODUCT PHASE-OUT**

Date of Submission: _____

For IMERC use only

Date received:

IMPORTANT NOTES:

- Please type or complete using black ink.
- All applications must be submitted online through the e-filing system — NO fax or email submissions will be accepted. Applications for phase-out exemptions in Rhode Island must be notarize and submitted in hard copy. See Page 9 for instructions on how to submit online and to Rhode Island.

An up-to-date listing of mercury-added products that are banned in IMERC-states, information about whether these states allow for an exemption process, and statutory exemptions that may apply, is available at www.newmoa.org/prevention/mercury/imerc/banphaseout.cfm.

- | | | |
|--|--|--|
| <input type="checkbox"/> Automobile Switches | <input type="checkbox"/> Button-Cell Batteries | <input type="checkbox"/> Dairy Manometers |
| <input type="checkbox"/> Diostats | <input type="checkbox"/> Fever Thermometers | <input type="checkbox"/> Lamps |
| <input type="checkbox"/> Measuring Devices | <input type="checkbox"/> Pressure Transducers | <input type="checkbox"/> Switches and Relays |
| <input type="checkbox"/> Thermometers | <input type="checkbox"/> Thermostats | <input type="checkbox"/> Other (see website) |

Using the check boxes below, please indicate the IMERC-member states you wish to review the exemption application. Only the states checked below will review the application. Before completing this section, please verify whether your product(s) is eligible for a phase-out exemption in certain state(s).

- | | | |
|--|--|---|
| <input type="checkbox"/> Connecticut | <input type="checkbox"/> Louisiana | <input type="checkbox"/> Maine ¹ |
| <input type="checkbox"/> Massachusetts | <input type="checkbox"/> Minnesota ² | <input type="checkbox"/> New Hampshire |
| <input type="checkbox"/> New York | <input type="checkbox"/> Rhode Island ³ | <input type="checkbox"/> Vermont |

Please contact the IMERC Coordinator, at (617) 367-8558 or imerc@newmoa.org, if you have questions about the product category or which states an exemption application is applicable.

¹ Contact Maine directly to file an application for an “advanced technology product.” See www.maine.gov/dep/mercury/hgrequire.html for definition and more information.

² See [Minnesota Statute 116.92, Subd. 8e](#) for conditions to receive an exemption for switches and relays only, in conjunction with IMERC. They do not use this form – applicants must submit a letter to the Commissioner following decisions from other states.

³ Rhode Island must receive a notarized hard copy of the application (see Page 9 for mailing instructions) and a \$200 application fee.

I. TYPE OF APPLICATION:

- New Application
- Renewal Application
- Update to Previous Application

II. APPLICANT'S FULL LEGAL NAME, ADDRESS, & CONTACT INFORMATION:

Name/Organization: _____
Mailing Address: _____
City/Town: _____ State: _____
Zip Code: _____ Telephone #: _____
Website: _____

Contact Person: _____ Telephone #: _____
Mailing Address: _____
City/Town: _____ State: _____
Zip Code: _____ E-mail address: _____

Please check one of the boxes below to indicate your relationship to the product manufacturer:

- Product Manufacturer
- Product User
- Importer
- Representative of Product Manufacturer
- Distributor

III. PRODUCT MANUFACTURERS' NAME, ADDRESS, & CONTACT INFORMATION (IF DIFFERENT FROM ABOVE)

Name/Organization: _____
Mailing Address: _____
City/Town: _____ State: _____
Zip Code: _____ Telephone #: _____
Website: _____

Contact Person: _____ Telephone #: _____
Mailing Address: _____
City/Town: _____ State: _____
Zip Code: _____ E-mail address: _____

IV. PRODUCT INFORMATION

Describe the mercury-added product or product component for which you seek an exemption and the uses of the product:

Briefly describe the purpose of and need for the mercury in the product:

V. MERCURY-ADDED REPLACEMENT PARTS

Are you seeking this exemption for the sole purpose of allowing the sale of replacement parts in a larger product?

- Yes No

If no, proceed to Section VI. If yes, please answer the following additional questions before proceeding to Section VI.

1. When was the larger product placed in service?
 Before July 1, 2006
 On or after July 1, 2006 but before January 1, 2007
 On or after January 1, 2007 but before July 1, 2007
 On or after July 1, 2007

2. If the replacement part is a switch or relay is the switch or relay integrated and not physically separate from other components of the larger product?
 Yes No

3. Is the larger product used in manufacturing?
 Yes No
If yes, describe the function of the larger product in the manufacturing process:

VI. BASIS FOR MERCURY-ADDED PRODUCT EXEMPTION REQUEST

Indicate the basis for your exemption application by checking the appropriate line below.

1. There are no technically feasible non-mercury alternatives available.

2. There are technically feasible non-mercury alternatives available but the costs to users are too costly compared to the cost of the mercury-added product.

3. The use of mercury in the product is mandated by a state or federal law or other requirement (e.g., industry standard such as ASTM, federal contract specification).

4. The use of the mercury-added product provides a net benefit to the environment, public health or public safety when compared to non-mercury alternatives.

VII. REQUIRED SUPPORTING INFORMATION

The following information must be submitted with your Application:

1. An IMERC Mercury-added Product Notification Form approval letter for the most recent triennial filing period (i.e., 2004, 2007, 2010, 2013).

2. If you checked Section VI (1) or (2) as the basis for your exemption request, attach a narrative and supporting data that, at a minimum:
 - Describes why the product or component must use mercury;
 - Describes in detail the potential non-mercury alternative products or components and why they are not technically feasible (e.g., electrical performance, size, power consumption, product life);
 - Describes the current status of the industry efforts to find a non-mercury substitution;
 - Describes the process by which you researched available non-mercury alternative products or components and made a determination that they are not feasible, including discussions with outside unbiased experts;
 - Includes data documenting a claim that costs are unreasonable if there are technically feasible non-mercury alternatives. Please include an analysis of life cycle costs to specific product uses covering all associated costs including spill cleanup and hazardous waste disposal costs during the last 5 years immediately preceding the filing of the exemption application; list specific uses of the product for which exemption is requested and the price or range of prices at which the product is sold to users; list prices by non mercury alternative for each use; and provide an explanation of additional costs to replace mercury with non mercury alternative and how these additional costs are determined;
 - Identifies the risks to human health associated with the use of mercury in the product and pathways by which humans could be exposed to the mercury. Include the likelihood that mercury in the product will be released to the environment or that users of the product will be exposed to mercury.

 3. If you checked Section VI (3) as the basis of your exemption request, provide a citation to the federal or state law or other requirement (e.g., industry standard such as ASTM, federal contract specification):
-

Also provide a copy of the law or other requirement and highlight the specific provision that requires the use of mercury. If the law cites an industry standard please provide a copy of the industry standard to document the required use of mercury.

4. If you checked Section VI (4) as the basis of your exemption request, attach a narrative and supporting data that:
 - Specifies all uses of the product for which you are seeking an exemption and explicitly describes each benefit to the environment and public health and safety that you are claiming for that use;
 - Explains how the claimed benefit differs from the benefits afforded by available non-mercury alternatives to the mercury-added product;
 - Estimates the amount of mercury that will be placed in commerce annually if the exemption is granted;
 - Explains the likelihood that mercury in the product will be released to the environment or that users of the product will be exposed to the mercury;

- Identifies the risks to human health associated with the use of mercury in the product and the pathways by which humans could be exposed to the mercury; and
- Lists the steps, if any, that will be taken, through product design or otherwise, to ensure that the mercury in the product is not released during use and disposal.

VIII. COLLECTION PLAN

If you meet the criteria for the states' product phase-out exemptions as outlined above in Sections VI and VII, you also need to include a description of the proposed or existing system for ensuring that the mercury-added product will be properly collected, transported, and processed when the user is done with it. Attach a narrative and supporting data that, at a minimum:

- Describes how the system will work and who will run it;
- Includes an estimate of the number of units of the product expected to be available for collection each year and the number of these units or percentage that the collection system can reasonably be expected to capture;
- Includes the performance measures to be used to demonstrate that the collection system is meeting the capture rate target and steps that will be taken to improve the collection system if the expected capture rate is not achieved;
- Describes a public education program, including implementation dates, which will inform the relevant portions of the public and private sector about the mercury-added products, the purpose of the collection system program, how they may participate, available collection opportunities, and legal requirements for management of the product;
- Proposes the frequency and method for disposal/recycling of the items that are collected, including removal and proper management;
- Demonstrates the financing for the implementation of the proposed collection system and whether there are any user fees;
- Describes the recordkeeping protocol that the manufacturer or company other than the manufacturer will maintain to assure compliance with this Plan; and
- Includes documentation of the readiness of all necessary parties to perform as intended in the collection and recycling or disposal system.

IX. RENEWAL APPLICATION

If you are requesting the renewal of an exemption previously granted by one or more IMERC-member states, please attach a detailed narrative describing your efforts to eliminate the use of mercury in the product or replace the product with one that does not require the use of mercury.

X. CERTIFICATION

As the applicant for this exemption, I have personally examined and am familiar with the information submitted in this document and all attachments thereto, and I certify that based on reasonable investigation, including my inquiry of the individuals responsible for obtaining the information, the submitted information is true, accurate, and complete to the best of my knowledge and belief. I certify that this application is on a complete and accurate Form as prescribed by the member states of the Interstate Mercury Education Reduction Clearinghouse Committee (IMERC) without alteration of text. I understand that a false statement in the submitted information may be punishable as a criminal offense, in accordance with the applicable IMERC members' state laws.

Signature (of an Authorized Senior Management Official or designee) Date

Print or Type Name and Title of the Authorized Senior Management Official, or designee

For Applicants to Rhode Island:

Notary Signature Commission Expires

XI. MANUFACTURER’S DESIGNATED INDUSTRIAL TRADE GROUP REGISTRATION

Manufacturers electing to designate an industrial trade group to submit their Application for Exemption to Mercury-added Product Phase-Out on their behalf must include a completed and certified Registration that demonstrates that the trade group is designated by the manufacturers to submit the required information. The trade organization must compile all of these Forms and submit them with their Application for Exemption to Mercury-added Product Phase-Out. Trade Groups should undertake the following steps to complete this process:

1. Ask each manufacturer for whom you are submitting information to complete and certify this Section. Make and attach additional copies of this Section as needed. Only applications with original signatures will be accepted by the participating IMERC states. No faxes, electronic submissions, or applications with copied signatures will be accepted. All information must be either typed or legibly printed using black ink.

2. Complete and return the original Manufacturer's Designated Industrial Trade Group Registrations with the full Application for Exemption to Mercury-added Product Phase-Out.

Manufacturer's Name: _____
Mailing Address: _____
Street Address (if different from mailing address): _____
City/Town: _____ State: _____
Zip Code: _____ Telephone #: _____
Manufacturer's Web Address: _____

Contact Person's Name: _____
Contact Person's Title: _____

Contact Person's Mailing Address: _____
Street Address (if different from mailing address): _____
City/Town: _____ State: _____ Zip Code: _____
Contact Person's Telephone #: _____
Contact Person's E-mail address: _____

DESIGNATED INDUSTRIAL TRADE GROUP:

Industrial Trade Group Name: _____

**MANUFACTURER'S CERTIFICATION OF DESIGNATED INDUSTRIAL TRADE GROUP
REGISTRATION:**

I have personally examined and am familiar with the information submitted in this document and all attachments thereto on behalf of my company, and I certify that based on reasonable investigation, including my inquiry of the individuals responsible for obtaining the information, the submitted information is true, accurate, and complete to the best of my knowledge and belief. I certify that this Application is on a complete and accurate Form without alteration of text. I understand that a false statement in the submitted information may be punishable as a criminal offense, in accordance with the applicable IMERC members' state laws.

Signature (of an Authorized Senior Management Official or Designee) Date

Print or Type Name & Title of the Authorized Senior Management Official, or Designee

For applicants to Rhode Island:

Notary Signature Commission Expires

INSTRUCTIONS

If applying for an exemption in Rhode Island, complete and submit an original, notarized copy to the following addresses with payment of a \$200 fee:

Attn: Ann Battersby
Rhode Island Department of Environmental Management
235 Promenade St. OTCA
Providence, RI 02908
(Include \$200 fee with the notarized application to RI DEM)

Note: the hard-copy submission to RI DEM is only required if you are applying for an exemption in that state. If not, you only need to submit the application online to IMERC.

Complete and submit an electronic copy of this application by following the instructions below.



IMERC Mercury-Added Products Reporting System

Overview

Welcome to the Interstate Mercury Education and Reduction Clearinghouse (IMERC) Mercury-Added Product Reporting System. This e-filing System enables companies to comply with the Mercury-added Product Notification, Labeling, and Phase-out Exemption requirements of Connecticut, Louisiana, Maine, Massachusetts, New Hampshire, New York, Rhode Island, Vermont, and Washington.

Public Login

User name
JaneD

Password

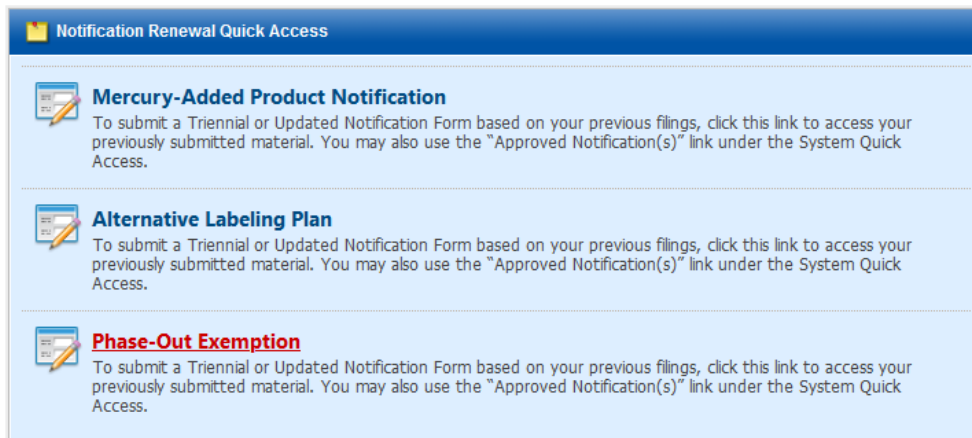
Login

Create a new account

Forgot your login user name or password?

Release Date: September 14, 2020
Version: 1.1020.0914.30588

Log in to your [GovOnline account](#). Click on the link for Phase-out Exemption in the Notification Renewal Quick Access panel on the left side of the dashboard.

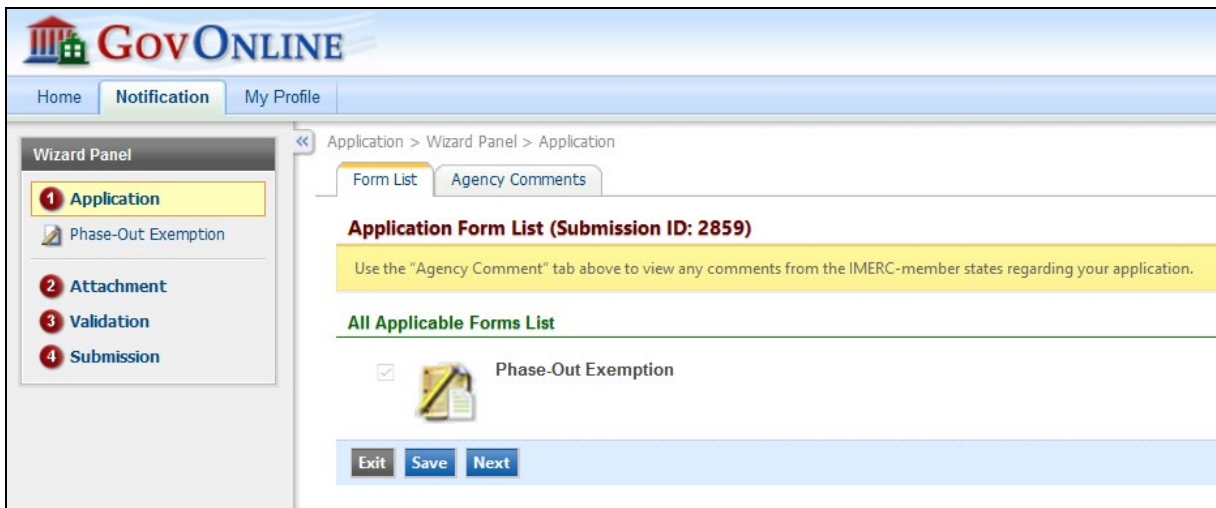


Notification Renewal Quick Access

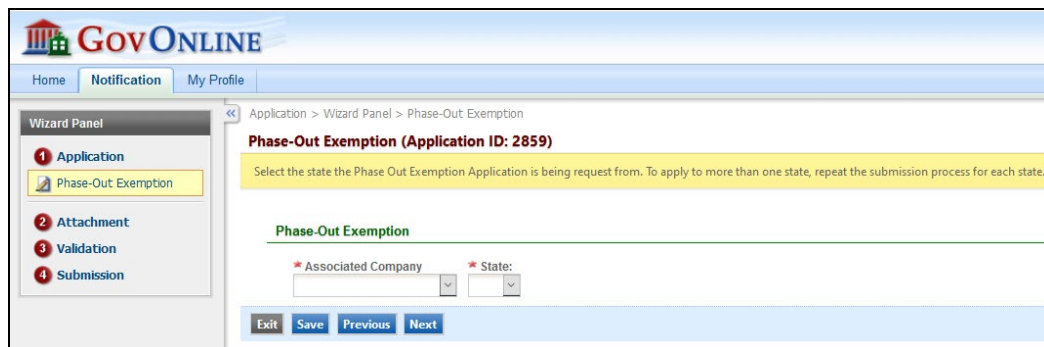
Mercury-Added Product Notification
To submit a Triennial or Updated Notification Form based on your previous filings, click this link to access your previously submitted material. You may also use the "Approved Notification(s)" link under the System Quick Access.

Alternative Labeling Plan
To submit a Triennial or Updated Notification Form based on your previous filings, click this link to access your previously submitted material. You may also use the "Approved Notification(s)" link under the System Quick Access.

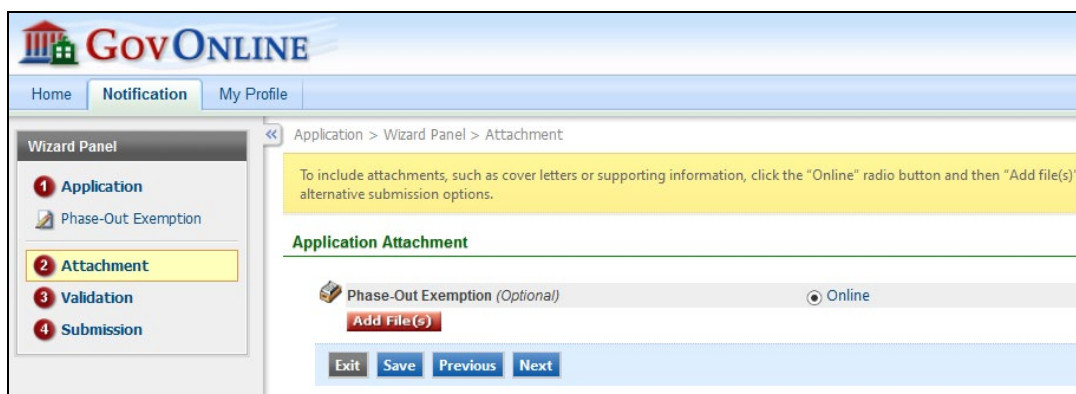
Phase-Out Exemption
To submit a Triennial or Updated Notification Form based on your previous filings, click this link to access your previously submitted material. You may also use the "Approved Notification(s)" link under the System Quick Access.



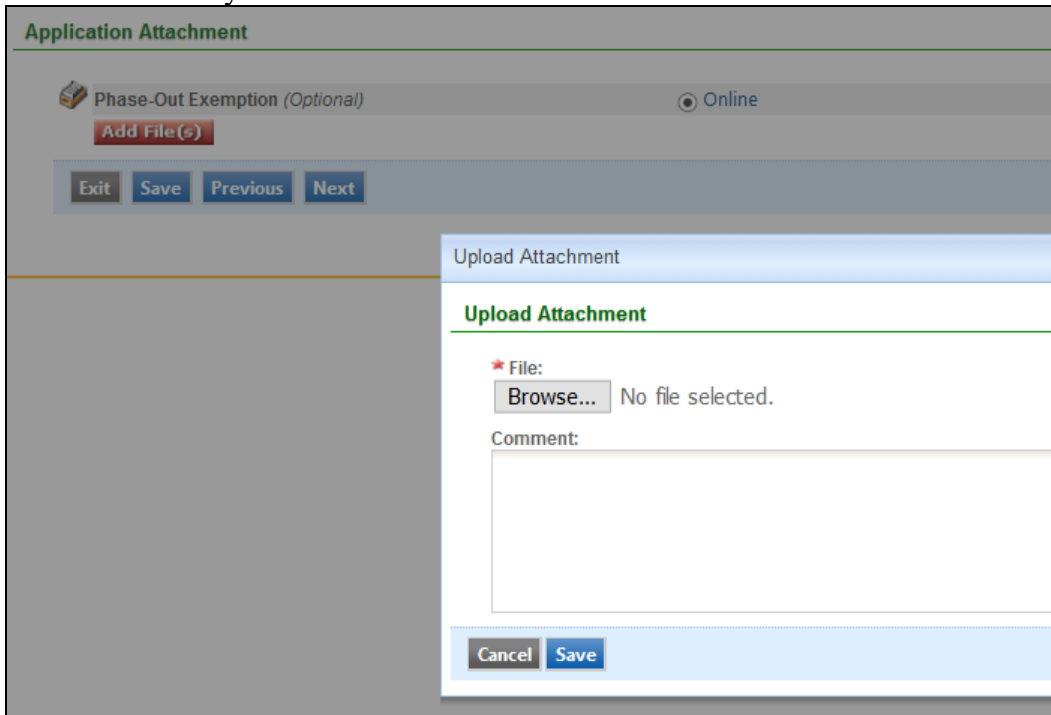
Click Next on the Application Form List. On the following screen, select the company you are making the submission for to and which state you are applying for an exemption from product phase-out provisions. Click Next. Note: you should repeat this process and make individual submissions to each state as states individually review and make decisions on applications for exemptions.



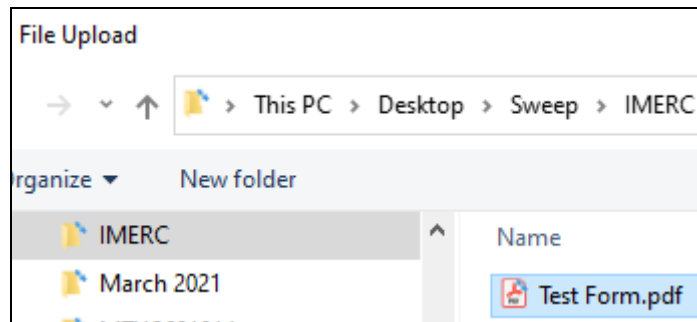
Upload the Phase-Out Exemption Application (above) that you have already filled out and saved in either Microsoft Word or Adobe Acrobat by clicking on the red “Add File(s)” button.



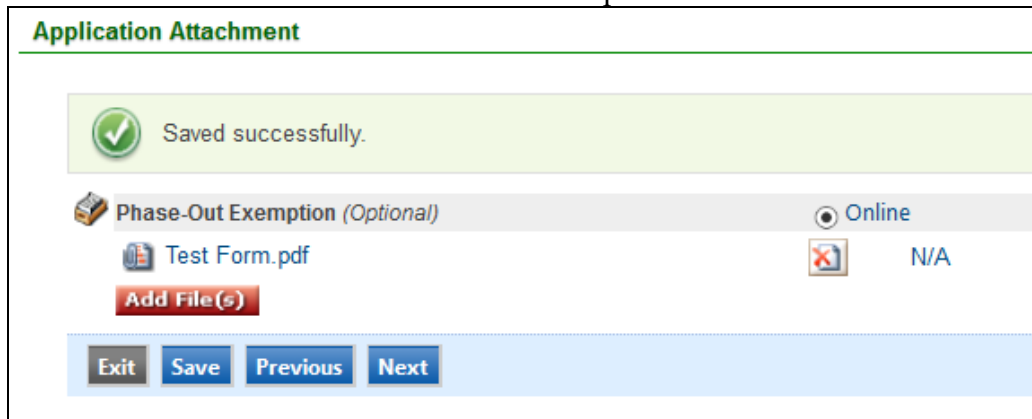
Browse to the location you saved the file.



Select the file, click Open and then Save.



You will receive an on-screen confirmation that the upload succeeded. Then click Next.



Follow the on-screen instructions to review and validate your submission before proceeding to the Certification page.


Validation (Submission ID: 2859)

To review your submission from the beginning, click the link in the Application Form(s) Summary below – make sure to save any changes before returning to this page. To view a PDF version of your submission, click the icon next to the link.

To review any attachments, click the "Attachment" link.

To proceed to the Certification page, click "Next".

Application Form(s) Summary

✓Phase-Out Exemption  (Click icon to view form.)

Attachment(s) Summary

✓Attachment

[Exit](#) [Previous](#) [Next](#)

Check the box to certify your submission and then answer a security question that you responded to when creating your account. Once completed, review the Disclaimer before clicking Submit.

Submit Application (Application ID: 2859)

To complete your submission, check the Certification of Submission box and click "Submit." By clicking "Submit", you agree with the following disclaimer and security precautions.

Certification of Submission

The IMERC-member states require certification of the information in this submission by an authorized senior management official. If the owner of this online account is or an operational unit of a facility, such as a plant manager, superintendent, manager of environmental programs, or person of equivalent responsibility – you must visit signed form to this submission, and proceed by checking the Certification of Submission box below.

If the owner of this online account is a senior management official as defined above, you may certify this submission by checking the Certification of Submission box below.

* I have personally examined and am familiar with the information in this submission and all attachments thereto, and I certify that, based on reasonable investigation, the information is accurate, and complete to the best of my knowledge and belief. I understand that a false statement in the submitted information may be punishable as a criminal offense.

Security Precautions

To prevent your information from being used inappropriately, we maintain stringent electronic safeguards as well as physical and administrative protection for the GovOnline compliant processes. Once we provide you with a password, you are responsible for maintaining the confidentiality of the password. Please note that access to this system is restricted to authorized personnel only.

Question: What is your best friend's last name?
Answer:

Disclaimer

Your privacy with respect to the use of this website results from a partnership between IMERC and you, the user. We attempt to protect your privacy to the maximum extent possible, but subject to public records laws of the IMERC states, we cannot ensure absolute privacy. Information that you provide to us through this site, even personally identifiable information, and its GovOnline system development company specifically disclaim any and all liability from damages which may result from accessing the website, or from reliance on the information provided.

[Exit](#) [Previous](#) [Submit](#)

You will receive an email confirmation of your submission. Upon their review, the relevant state agencies will contact you regarding the status of your applications.