

TSCA Compliance Obligations Checklist

A practical, section-referenced checklist for US manufacturers and importers - covering applicability, PFAS Section 8(a)(7) reporting, new chemical filings, CDR, and Section 6 risk management.

Key Learnings

- TSCA applies to any company that manufactures or imports chemical substances - or products containing them - into the US, regardless of where it is headquartered.
- The PFAS reporting rule (Section 8(a)(7)) is broader than most companies' existing TSCA obligations: it covers PFAS in articles, not just bulk chemicals, for the 2011–2022 manufacture/import window.
- A Premanufacture Notice (PMN) under Section 5 has a standard 90-day EPA review - but an incomplete or poorly substantiated filing resets that clock.
- Chemicals under active EPA Section 6 risk evaluation can gain new use restrictions or recordkeeping duties with limited notice - ongoing monitoring matters as much as one-time screening.
- Civil penalties can reach \$50,000 per violation, per day of continued non-compliance - and not knowing an obligation applied is not a defense.

The Checklist

Work through each group. Items are grouped by TSCA obligation, not by department - most companies touch all six.

01 - APPLICABILITY & INVENTORY SCREENING

- ☐ **Confirm which of your substances, mixtures, or articles are subject to TSCA.**
Cross-check against the active TSCA Inventory, not a cached internal list.
- ☐ **Flag any substance moving toward, or already under, a Section 6 risk evaluation.**
EPA's risk evaluation list changes - screen on a recurring cycle, not once.

02 - PFAS SECTION 8(A)(7) REPORTING

- ☐ **Identify PFAS manufactured or imported since 2011, including PFAS present in articles.**
Articles are in scope - this catches many first-time TSCA filers.

- ☐ **Confirm your reporting window against the current EPA rule before filing.**
The rule's start date has shifted before; verify against EPA.gov, not a cached date.
- ☐ **Prepare CDX submission data: chemical identity, use, volume, and exposure information.**
Existing test data must be reported - but no new testing is required.

03 - NEW CHEMICAL FILINGS (SECTION 5)

- ☐ **Determine if a new chemical requires a Premanufacture Notice (PMN), SNUN, or exemption filing.**
Low-volume and low-release exemptions can shorten the path - confirm eligibility early.
- ☐ **Build full technical substantiation before submitting.**
Incomplete filings restart the 90-day review clock.

04 - CHEMICAL DATA REPORTING (CDR)

- ☐ **Confirm whether your production volumes cross CDR reporting thresholds.**
CDR is a quadrennial (every 4 years) cycle - mark the next deadline now.
- ☐ **Assemble production volume, use, and exposure data ahead of the filing window.**

05 - SECTION 6 RISK MANAGEMENT

- ☐ **Monitor EPA risk evaluations for substances relevant to your products.**
Includes legacy solvents, phthalates, and PFAS-related substances under active review.
- ☐ **Track new use restrictions, phase-outs, or recordkeeping rules as they're finalized.**

06 - SUPPLIER ENGAGEMENT & DOCUMENTATION

- ☐ **Collect Safety Data Sheets (SDSs) and Full Material Declarations (FMDs) from suppliers.**
A data sheet alone rarely confirms TSCA-reportable status - follow up directly.
- ☐ **Maintain audit-ready records for at least three years.**
Documentation gaps are the most common finding in EPA inspections.

Key Takeaways

- TSCA compliance is a moving target, not a one-time filing - inventory status, PFAS scope, and Section 6 rules all change on their own schedules.
- The PFAS §8(a)(7) rule is the single biggest near-term exposure for companies with no prior TSCA reporting history - screen for it first.
- Supplier data is the actual bottleneck, not the regulation text - build a repeatable FMD/SDS collection process rather than one-off outreach.
- Treat this checklist as a quarterly review, not a launch-day task - every group above has a recurring trigger (new EPA rule, new chemical, new CDR cycle).

Next step: APA Engineering can run this screening for you - applicability, PFAS §8(a)(7) exposure, PMN pipeline, and supplier follow-up - as a managed program backed by GreenCheck software.

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This checklist is a general working reference, not legal advice. TSCA rules and reporting windows are amended periodically - confirm current requirements and deadlines at epa.gov before filing.