

Statement on the U.S. EPA's Rulemaking to List DINP to the Toxics Release Inventory (TRI)

August 23, 2023

- U.S. Environmental Protection Agency added DINP to the Toxics Release Inventory
- Evonik Oxeno disagrees with the decision made by U.S. EPA
- TRI Listing is not a prohibition of the use or manufacturing of DINP in the U.S.

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On July 13rd, 2023, the U.S. Environmental Protection Agency (EPA) finalized a rule that adds a diisononyl phthalate (DINP) including branched alkyl di-esters of 1,2 benzenedicarboxylic acid in which alkyl ester moieties contain a total of nine carbons category to the Toxics Release Inventory (TRI) reporting requirements under the Emergency Planning and Community Right-to-Know Act (EPCRA) and the Pollution Prevention Act (PPA). The final rule is effective on September 12, 2023. However, facilities subject to TRI reporting requirements should start tracking their activities involving DINP as required by Section 313 of the Emergency Planning and Community Right-to-Know Act as of January 1st, 2024.

This ruling is not a prohibition of the use or manufacturing of DINP in the U.S., but establishes a reporting requirement for manufacturers and importers of DINP in the U.S.:

– Reporting of certain information to TRI by certain facilities in covered industry sectors (including federal facilities) that manufacture or process more than 25,000 pounds of DINP-category chemicals per year, or otherwise use more than 10,000 pounds of DINP-category chemicals per year.

This ruling is the result of a more than two decades of lasting review and assessment process, in which industry was also invited to contribute with toxicological and risk assessment relevant data and studies. Although Evonik Oxeno, as part of the industry association American Chemical Council, provided all the requested and up-to-date data, the U.S. EPA did not follow the evidence of the sound scientific data collection showing no risk for DINP in its current applications. We strongly disagree with the decision made by U.S. EPA.

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Although this ruling is just a reporting burden and no prohibition, we feel the need to inform our customers and the whole plasticizers downstream market about this development and reassure the following:

- DINP is not classified as a hazardous substance in any national chemical legislation.
- DINP is safe to be used in its current application including inter alia flooring, wall covering, cables, automotive, roofing and food contact materials except for toys and childcare products that can be put into the mouth.
- This ruling applies to U.S. based manufacturing or facilities handling above 10,000 pounds of DINP per year and does not have any impact on activities outside the U.S.
- Our DINP business in the U.S. will not be impacted by this new ruling and the responsible US entity Evonik Oxeno LLC will take all necessary reporting steps as part of our established quality and product stewardship processes.
- For our customers we can offer support in case of their reporting requirements.


DINP has a long-lasting tradition as a safe general-purpose plasticizer. This has been proven again recently by the consensual decision of the European Risk Assessment Committee in 2018, that concluded no classification of DINP is warranted.

We continue to support the market and its numerous applications of plasticizers in everyday life products with compliant, safe, and cost-effective products.

With best regards,



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