

State of California
AIR RESOURCES BOARD

Second Notice of Availability of Additional Documents

**PUBLIC HEARING TO CONSIDER ADOPTION OF A REGULATION TO LIMIT
OZONE EMISSIONS FROM INDOOR AIR CLEANING DEVICES**

Public Hearing Date: September 27, 2007
Public Availability of Modified Text Date: July 16, 2008
Deadline for Public Comments: July 31, 2008

Introduction

At its September 27, 2007 public hearing, the Air Resources Board (ARB or the Board) approved the adoption of new sections 94800, 94801, 94802, 94803, 94804, 94805, 94806, 94807, 94808, 94809, and 94810 of title 17, California Code of Regulations which establish an ozone emission concentration standard, and requirements for certification, labeling and recordkeeping for indoor air cleaning devices that are introduced into commerce in California and used in occupied spaces.

On June 30, 2008, the ARB released a 15-day notice informing interested parties of additional changes being proposed to the staff's original proposal, including revisions approved by the Board at its September 27, 2007 hearing. This notice also describes the availability of several additional references that are being added to the rulemaking record, as well as minor corrections to existing references in the August 10, 2007 Staff Report: Initial Statement of Reasons for Proposed Rulemaking, Proposed Regulation to Limit Ozone Emissions from Indoor Air Cleaning Devices (ISOR, Staff Report).

Comments on the first 15-day notice are due by 5 p.m. on July 16, 2008. This second 15-day notice also describes the availability of several additional references that are being added to the rulemaking record, as well as minor corrections to existing references in the August 10, 2007 Staff Report.

Additions to the Rulemaking Record and Corrections

The following references are being added into the rulemaking record which the Board has compiled for this rulemaking action, including all the information upon which the proposal is based. This material is available for inspection at the Air Resources Board, 1001 I Street, Sacramento, CA 95814 upon request to the following contact persons from 8:00 am to 5:00 pm Monday through Friday: Ms. Lori Andreoni, Manager, Board Administration & Regulatory Coordination Unit (BARCU), (916) 322-4011, or Ms. Trini Balcazar, Regulations Coordinator, BARCU, (916) 445-9564.

1. UL, 2007a. EOKL.GuideInfo: Deodorizers, Ozone Generator Type. June 25.
<http://database.ul.com/cgi-bin/XYV/template/LISEXT/1FRAME/showpage.html?name=EOKL.GuideInfo&ccn>

[shorttitle=Deodorizers,+Ozone+Generator+Type&objid=1074006830&cfqid=1073741824&version=versionless&parent_id=1073986290&sequence=1.](http://database.ul.com/cgi-bin/XYV/template/LISEXT/1FRAME/showpage.html?name=OETX.GuideInfo&ccnshorttitle=Deodorizers,+Ozone+Generator+Type&objid=1074006830&cfqid=1073741824&version=versionless&parent_id=1073986290&sequence=1)

2. UL, 2007b. OETX.GuideInfo: Ion Generators. June 25.
[http://database.ul.com/cgi-bin/XYV/template/LISEXT/1FRAME/showpage.html?name=OETX.GuideInfo&ccnshorttitle=Ion+Generators&objid=1074024628&cfqid=1073741824&version=versionless&parent_id=1073990618&sequence=1.](http://database.ul.com/cgi-bin/XYV/template/LISEXT/1FRAME/showpage.html?name=OETX.GuideInfo&ccnshorttitle=Ion+Generators&objid=1074024628&cfqid=1073741824&version=versionless&parent_id=1073990618&sequence=1)
3. UL, 2008. AGGZ.GuideInfo: Electrostatic Air Cleaners. April 25.
http://database.ul.com/cgi-bin/XYV/template/LISEXT/1FRAME/showpage.html?name=AGGZ.GuideInfo&ccnshorttitle=Electrostatic+Air+Cleaners&objid=1073997187&cfqid=1073741824&version=versionless&parent_id=1073984036&sequence=1

The following two citations in the reference list to the ISOR are being corrected as follows:

1. In the Initial Statement of Reasons released for public review on August 10, 2007 the reference for Phillips *et al.* (1999) cited on pages 1 and 7 was omitted from the reference list on page 49. This reference is being added to the rulemaking record and is cited as follows:

Phillips, TJ, Bloudoff DP, Jenkins PL, and Stroud KR, 1999. Ozone emissions from a “personal air purifier”. *J. Exposure Analysis and Environmental Epidemiology* 9: 594-601.
2. The Initial Statement of Reasons erroneously referenced the Freedonia Group Report #1829 as being published in 2003. The correct date is 2004. The correct citation should be as follows: Freedonia Group, 2004. Consumer water purification and air cleaning systems to 2008. Report #1829. Cleveland, OH. Note that this reference is variously cited as “The Freedonia Group (2004)” and “Freedonia (2004)” in several locations in the Staff Report.

The regulatory documents for this rulemaking are all also available online at this ARB internet site:

<http://www.arb.ca.gov/regact/2007/iacd07/iacd07.htm>

Comments and Subsequent Action

In accordance with Section 11346.8 of the Government Code, the Board directed the Executive Officer to adopt Sections 94800 through 94810, title 17, California Code of Regulations, after making them available to the public for comment for a period of at least 15 days. The Board further provided that the Executive Officer shall consider such written comments as may be submitted during this period, shall make such

modifications as may be appropriate in light of the comments received, and shall present the regulations to the Board for further consideration if warranted.

Written comments on the additions or changes to the hearing record may be submitted by postal mail, electronic mail, or facsimile as follows:

Postal mail: Clerk of the Board
Air Resources Board
1001 I Street
Sacramento, California 95814

Electronic mail: <http://www.arb.ca.gov/lispub/comm/bclist.php>

Facsimile submittal: (916) 322-3928

Please note that under the California Public Records Act (Government Code section 6250 *et seq.*), your written and oral comments, attachments, and associated contact information (e.g., your address, phone, email, etc.) become part of the public record and can be released to the public upon request. Additionally, this information may become available via Google, Yahoo, and any other search engines.

In order to be considered by the Executive Officer, comments must be directed to the ARB in one of the three forms described above and received by the ARB by 5:00 p.m. on the deadline date for public comment listed at the beginning of this notice. Only comments relating to the above-described additions and corrections shall be considered by the Executive Officer.