

State of California
AIR RESOURCES BOARD

Executive Order R-10-013

*Relating to Amendments to the California Consumer Products Regulations and
Test Method 310*

WHEREAS, on September 24, 2009, the Air Resources Board (ARB or Board) conducted a public hearing to consider proposed amendments to the California Consumer Products Regulations and Test Method 310, as set forth in the Initial Statement of Reasons, which was released to the public on August 7, 2009;

WHEREAS, following the public hearing, the Board adopted Resolution 09-51, in which the Board the adoption of the proposed amendments to sections 94508, 94509, 94510, 94511, 94512, 94513, and 94515, title 17, CCR, and the proposed amendments to ARB Method 310, as set forth in Attachment A, with the modifications set forth in Attachment B thereto;

WHEREAS, Resolution 09-51, directed the Executive Officer to take final action to adopt the regulatory amendments set forth in Attachment A, with the modifications set forth in Attachment B, and such other conforming modifications as may be appropriate, after making the modified regulatory language available to the public for a period of 15 days, "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 the Executive Officer determines that this is warranted";

WHEREAS, on January 14, 2010, the modified regulations, reflecting the amendments approved by the Board and other changes made to best reflect the intent of the Board at the hearing, and additional documents were made available for public comment for a period of at least 15 days, with the changes to the originally proposed text clearly indicated, in accordance with the provisions of title 1, CCR, section 44;

WHEREAS, written comments were received during first 15-day comment period and those comments have been considered by the Executive Officer.

WHEREAS, on June 28, 2010, additional modifications were prepared in response to the comments received during the first 15-day comment period, with the changes to the previously proposed text clearly indicated, in accordance with the provisions of title 1, CCR, section 44; and

WHEREAS, no written comments were received during the second 15-day comment period.

WHEREAS the responses to comments on the environmental issues associated with the proposed regulation, which are contained in the Final Statement of Reasons for this regulatory action, have been approved by the Executive Officer as provided in section 60007, title 17, CCR; and

NOW, THEREFORE, IT IS ORDERED that the recitals and findings contained in Resolution 9-51 are incorporated herein.

IT IS FURTHER ORDERED that the amendments to sections 94508, 94509, 94510, 94512, 94513, and 94515, title 17, CCR, and the amendments to ARB Method 310, are approved and adopted as set forth in Attachment I hereto.

Executed this 6th day of August 2010, at Sacramento, California.

/s/
James N. Goldstene
Executive Officer

Attachment