

State of California  
AIR RESOURCES BOARD

Notice of Public Availability of Modified Text

PUBLIC HEARING TO CONSIDER ADOPTION OF PROPOSED AMENDMENTS TO  
THE CALIFORNIA CONSUMER PRODUCTS REGULATION

Public Hearing Date: October 28, 1999  
Public Availability Date: March 27, 2000  
Deadline for Public Comment: April 11, 2000

At a public hearing held on October 28, 1999, the Air Resources Board ("the Board") considered amendments to the Regulation for Reducing Volatile Organic Compound (VOC) Emissions from Consumer Products (the "consumer products regulation"). The proposed amendments to the consumer products regulation are described in detail in the Initial Statement of Reasons released to the public on September 10, 1999.

At the hearing, the Board approved the amendments to the consumer products regulation with certain modifications to the originally proposed regulatory language. Following is a summary of the modifications:

- The definitions of "Automotive Windshield Washer Fluid" were modified to provide that dilutable automotive windshield washer fluids include products sold in containers with a capacity of 55 gallons or more, as well as products sold in containers with a capacity of one quart or less;
- The dilutable and ready-to use VOC standards for three product categories were combined;
- The VOC standards were increased for "Air Fresheners (double phase aerosols)," "General Purpose Cleaners (non-aerosols)," and "General Purpose Degreasers (non-aerosols)"; and
- Various other clarifications were also made to the regulatory language.

By this notice, the modified regulations are being made available for public comment prior to final action by the Board's Executive Officer. Attached to this notice is Board Resolution 99-34 (Enclosure 1), which approves the regulatory action. The text of the modified regulatory language is appended to the resolution as Enclosure 2. The originally proposed amendments are shown in underlined regular text to show additions and ~~strikeout~~ to indicate deletions. The modifications to the original proposal are shown in double-underline to indicate additions, and ~~**bold strikeout underline**~~ to indicate deletions.

In accordance with section 11346.8 of the Government Code, the Board directed the Executive Officer to adopt the amendments to sections 94508, 94509, and 94513, title 17, CCR, after making the modified regulatory language available for a supplemental written comment period of at least fifteen (15) days, provided that the Executive Officer shall consider such written comments as may be submitted during the 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 he determines that this is warranted.

Written comments on the proposed modifications shown in Enclosure 2 must be submitted to the Clerk of the Board, Air Resources Board, P.O. Box 2815, Sacramento, California, 95812, no later than April 11, 2000, for consideration by the Executive Officer prior to final action. The Executive Officer will consider only comments relating to the modifications to the original proposal which are described in this notice.

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Peter D. Venturini, Chief  
Stationary Source Division

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Date

Enclosures



Enclosure 2

**AMENDMENTS TO THE REGULATION FOR REDUCING VOLATILE ORGANIC  
COMPOUND EMISSIONS FROM CONSUMER PRODUCTS**

[Note: The originally proposed amendments to sections 94508 and 94509, title 17, California Code of Regulations (CCR), for this rulemaking action are shown in underlined regular text to indicate additions and ~~strikeout~~ to indicate deletions. The modifications to the original proposal are shown in double-underlined to indicate additions and ~~**bold-strikeout-underline**~~ to indicate deletions.

**Modifications to the originally proposed amendments**

*Amend section 94508(a)(18) and (19), title 17, CCR, to read as follows:*

- (18) “Automotive Windshield Washer Fluid (Dilutable)” means any liquid ~~**sold in a 1 quart container or less, and**~~ which meets the following criteria:
- (A) the product is sold either in a container with a capacity of 55 gallons or more, or a container with a capacity of one quart or less; and
  - (B) the product is designed for use in a motor vehicle windshield washer fluid system as an anti-freeze or for the purpose of cleaning, washing, bug removal, or wetting the windshield(s).
- “Automotive Windshield Washer Fluid (Dilutable)” does not include any fluid which is placed in a new motor vehicle at the time the vehicle is manufactured.
- (19) “Automotive Windshield Washer Fluid (Pre-Mixed)” means any liquid ~~**sold in a container greater than 1 quart in volume**~~ which meets the following criteria:
- (A) the product is sold in a container with a capacity that is greater than one quart, but less than 55 gallons; and
  - (B) the product is designed for use in a motor vehicle windshield washer fluid system as an anti-freeze or for the purpose of cleaning, washing, bug removal, or wetting the windshield(s).
- “Automotive Windshield Washer Fluid (Pre-Mixed)” does not include any fluid which is placed in a new motor vehicle at the time the vehicle is manufactured.

Amend section 94509(a), title 17, CCR, to read as follows:  
 (Note: the Table of Standards shown below is a condensed version which displays only the consumer products categories where the Board has approved modifications.)

**Table of Standards  
 Percent Volatile Organic Compound by Weight**

Product Category	Effective Date <u>1</u>	VOC Standard <u>2</u>
Air Fresheners*: double phase aerosols	1/1/93 <u>12/31/2004</u>	30 <del>20</del> <u>25</u>
----- single phase aerosols	1/1/93 1/1/96	70 30
----- dual purpose air fresheners/disinfectant aerosols	1/1/94	60
----- liquid/pump sprays	1/1/93	18
----- solids/gels	1/1/93	3
=====	=====	=====
* See sections 94510(f) and 94510(g) for exemptions that apply to certain air fresheners.		
Automotive Windshield Washer Fluids: Type "A" areas*	1/1/93	35
----- All other areas (all forms) <u>Dilutable and Pre-Mixed</u> <sup>1</sup>	1/1/93 <u>12/31/2002</u>	10 <del>1</del> <b>1 (after dilution as specified in section 94509(b)(1))</b>
<sup>1</sup> See section 94508(a)(18), section 94508(a)(19), and section 94509(l) for provisions that apply to Automotive Windshield Washer Fluids.		
----- <b><u>Pre-Mixed</u></b>	<b><u>12/31/2002</u></b>	<b><u>1 (as packaged in container)</u></b>
=====	=====	=====
* Type "A" areas include only the following: Del Norte, Shasta and Trinity Counties; the Great Basin Valley, Lake Tahoe, Mountain Counties, and Northeast Plateau Air Basins, as defined in Title 17, California Code of Regulations, Sections 60105, 60108, 60111, and 60113.		
General Purpose Cleaners ( <del>all forms</del> ) aerosols	1/1/94	10
----- <b><u>non-aerosols (dilutables)</u></b>	<b><u>12/31/2004</u></b>	<b><u>1</u></b>

<del>non-aerosols (ready to use)</del> <u>non-aerosols</u>	1/1/94 <u>12/31/2004</u>	10 <del>3</del> <u>4</u>
General Purpose Degreasers: aerosols	1/1/2002	50
<del>non-aerosols</del> <del>non-aerosols (dilutables)</del>	<del>1/1/2001</del> <b><u>12/31/2004</u></b>	<del>10</del> <b><u>1</u></b>
<del>non-aerosols (ready to use)</del> <u>non-aerosols</u>	<del>1/1/2001</del> <u>12/31/2004</u>	<del>10</del> <b><u>3</u></b> <u>4</u>
Glass Cleaners: aerosols	1/1/93	12
<del>all other forms</del> <u>non-aerosols</u>	1/1/93 1/1/96 <u>12/31/2004</u>	8 6 <u>4</u>
<del>non-aerosols (dilutables)</del>	<b><u>12/31/2004</u></b>	<b><u>1</u></b>
<del>non-aerosols (ready to use)</del>	<b><u>12/31/2004</u></b>	<b><u>4</u></b>

Amend section 94509(b)(1), Title 17, CCR, to read as follows:

(b) *Products that are diluted prior to use*

- (1) For consumer products for which the label, packaging, or accompanying literature specifically states that the product should be diluted with water or non-VOC solvent prior to use, the limits specified in subsection (a) shall apply to the product only after the minimum recommended dilution has taken place. For purposes of this subsection (b), “minimum recommended dilution” shall not include recommendations for incidental use of a concentrated product to deal with limited special applications such as hard-to-remove soils or stains. **The provisions of this subsection (b)(1) shall not apply to automotive windshield washer fluid products sold in containers with a capacity greater than one quart.**

Add subsection 94509(l) to read as follows:

- (l) Automotive Windshield Washer Fluids. The provisions of subsection 94509(b)(1) shall not apply to “Automotive Windshield Washer Fluid (Pre-Mixed)” as defined in section 94508(a)(19).