

## PROPOSED REGULATORY CATEGORIES & DEFINITIONS

### Definitions proposed for inclusion/modification for the 2006 Consumer Products Regulation Amendments

July 19, 2006

| Category Name                                      | Proposed Definition   |
|--|---|
| 1 Automotive Brake Cleaner                         | No changes from existing definition in Consumer Products Regulation.  |
| 2 Carburetor or Fuel-Injection Air Intake Cleaners | means a product designed <u>or labeled</u> to remove fuel deposits, dirt, or other contaminants from a carburetor, choke, throttle body of a fuel-injection system, or associated linkages. “Carburetor or fuel-injection air intake cleaners” does not include products designed exclusively to be introduced directly into the fuel lines or fuel storage tank prior to introduction into the carburetor or fuel injectors.   |
| 3 Engine Degreaser                                 | means a cleaning product designed <u>or labeled</u> to remove grease, grime, oil and other contaminants from the external surfaces of engines and other mechanical parts.   |
| 4 Automotive Windshield Washer Fluids (Type A)     | <p>“Automotive Windshield Washer Fluid (Dilutable)” means any liquid 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 <u>or labeled</u> for use in a motor vehicle windshield washer fluid system either 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.</p> <p>“Automotive Windshield Washer Fluid (Pre-Mixed)” means any liquid 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 <u>or labeled</u> 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.</p> |
| 5 <u>Tire Cleaner and Wheel Cleaners</u>           | means a product <u>labeled to be used to clean either tires, wheels, or both.</u> “ <u>Tire Cleaners and Wheel Cleaners</u> ” includes but is not limited to products for use in commercial, fleet, hand, and “drive-through” car washes; commercial truck washing or large vehicle washing stations; new vehicle dealers and repair shops, as well as products for the general public. “ <u>Tire Cleaners and Wheel Cleaners</u> ” does not include “ <u>Rubber/Vinyl/Plastic Protectant</u> ” or products <u>labeled for use exclusively on locomotives or aircraft.</u>  |
| 6 Tire Sealant and Inflator                        | means any pressurized product that is designed <u>or labeled</u> to temporarily inflate and seal a leaking tire.  |
| 7 <u>Automotive Windshield Water Repellent</u>     | means a product designed or labeled to repel water from motor vehicle windshields as its primary <u>function.</u>   |

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California Air Resources Board – Consumer Products Program

| Category Name   | Proposed Definition   |
|---|---|
| 8 <u>Motor Vehicle Wash and Cleaner</u>               | means a product labeled to be used to wash, wash and wax, or wash and/or clean the exterior surfaces of motor vehicles including but not limited to automobiles; vans; sport utility vehicles (SUVs); motorcycles; commercial trucks and trailers; noncommercial trucks; service vehicles; and recreational vehicles. <u>“Motor Vehicle Wash and Cleaner” includes but is not limited to products for use in commercial, fleet, hand, and “drive-through” car washes; commercial truck washing or large vehicle washing stations; new vehicle dealers and repair shops, as well as products for the general public. “Motor Vehicle Wash and Cleaner” does not include “Bug and Tar Remover,” “Glass Cleaner,” “Engine Degreaser,” “Automotive Brake Cleaner,” “Tire Cleaners and Wheel Cleaners,” and products labeled for use exclusively on locomotives or aircraft.</u>  |
| 9 <u>Personal Sanitizer</u>                           | means a product designed to kill germs from human skin, without soap or water.  |
| 10 Astringent/ Toner                                  | means any product <del>not regulated as a drug by the United States Food and Drug Administration (FDA)</del> which is applied to the skin for the purpose of cleaning or tightening pores. This category also includes clarifiers and substrate-impregnated products. This category does not include any hand, face, or body cleaner or soap product, <del>“Medicated Astringent/Medicated Toner,”</del> “Personal Fragrance Product,” cold cream, lotion, or antiperspirant.   |
| 11 Hairspray  | No changes from existing definition in Consumer Products Regulation.  |
| 12 <u>Temporary Hair Color</u>                        | means any product that applies color, glitter, or UV-active pigments to hair, wigs, or fur and is removable when washed.  |
| 13 <u>Nail Coating</u>                                | means a clear, colored, pigmented, tinted, textured, metallic, or otherwise visually enhanced product that forms a hard film when applied to natural or artificial fingernails and/or toenails, and functions as one or more of the following: nail polish, top coat, base coat/undercoat, or nail treatment product that forms a hard film. <u>“Nail Coating” includes products that can be applied to bare or previously coated nails and includes, but is not limited to, enamels, lacquers, combination top coat/polish drying products, ridge fillers, strengtheners, hardeners, and conditioners. “Nail Coating” does not include nail glues or adhesives, cuticle care and removal products, nail soaks, nail creams and lotions, products designed exclusively for anti-fungal nail treatment, nor products used exclusively in the creation of artificial nail enhancements such as acrylic, gel, wrap, and sculptured nail systems.</u>     |
| 14 Personal Fragrance Product (20% or less fragrance) | means any product which is applied to the human body or clothing for the primary purpose of adding a scent or masking a malodor, including but not limited to cologne, perfume, <del>aftershave, and</del> toilet water, lotions, powders, body mists, and body sprays. <u>“Personal Fragrance Product” does not include: (A) Deodorant, as defined in section 94501(d); (B) medicated products designed primarily to alleviate fungal or bacterial growth on feet or other areas of the body; (C) mouthwashes, breath fresheners and deodorizers; (D) lotions, moisturizers, powders or other skin care products designed or labeled to be used primarily to alleviate skin conditions such as dryness and irritations; (E) products designed exclusively for use on human genitalia; (F) soaps, shampoos, and products primarily used to clean the human body; and (G) fragrance products designed to be used exclusively on non-human animals.</u> |

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California Air Resources Board – Consumer Products Program

| Category Name                                      | Proposed Definition  |
|--|--|
| 15 <u>Aftershave Product</u>                       | means a product designed or labeled to be applied to the face after shaving to scent, cool, refresh, soothe or moisturize the skin. <u>“Aftershave Product” includes but is not limited to aftershave colognes, lotions, balms, creams, and gels.</u>  |
| 16 Sealant & Caulking Compound                     | means any product with adhesive properties that is designed to fill, seal, waterproof, or weatherproof gaps or joints between two surfaces, <u>including threaded pipe surfaces and tiles.</u> <u>“Sealant and Caulking Compound” includes gasket makers.</u> “Sealant and Caulking Compound” does not include roof cements and roof sealants; insulating foams; removable caulking compounds; clear/paintable/water resistant caulking compounds; floor seam sealers; products designed exclusively for automotive uses; or sealers that are applied as continuous coatings. “Sealant and Caulking Compound” also does not include units of product, less packaging, which weigh more than one pound and consist of more than 16 fluid ounces. For the purposes of this definition only, “removable caulking compounds” means a compound which temporarily seals windows or doors for three to six month time intervals, and “clear/paintable/water resistant caulking compounds” means a compound which contains no appreciable level of opaque fillers or pigments; transmits most or all visible light through the caulk when cured; is paintable; and is immediately resistant to precipitation upon application. |
| 17 Construction, Panel and Floor Covering Adhesive | means any <u>non-aerosol</u> one-component adhesive that is designed <u>or labeled exclusively</u> for the installation, remodeling, maintenance, or repair of: (A) structural and building components that include, but are not limited to, beams, trusses, studs, paneling (drywall or drywall laminates, fiberglass reinforced plastic (FRP), plywood, particle board, insulation board, pre-decorated hardboard or tileboard, etc.), ceiling and acoustical tile, molding, fixtures, countertops or countertop laminates, cove or wall bases, and flooring or subflooring; or (B) floor or wall coverings that include, but are not limited to, wood or simulated wood covering, carpet, carpet pad or cushion, vinyl-backed carpet, flexible flooring material, nonresilient flooring material, mirror tiles and other types of tiles, and artificial grass. “Construction, Panel, and Floor Covering Adhesive” does not include “Floor Seam Sealer.”   |
| 18 Mist Spray Adhesive                             | No changes from existing definition in Consumer Products Regulation.   |
| 19 Web Spray Adhesive                              | No changes from existing definition in Consumer Products Regulation.   |
| 20 Bathroom & Tile Cleaner                         | means a product <u>labeled designed</u> to clean tile <u>surfaces</u> or surfaces in bathrooms. “Bathroom and Tile Cleaner” does not include “Toilet/Urinal Care Product,” or “Hard Surface Inorganic Stain Remover.” <del>products designed primarily to clean toilet bowls, toilet tanks, or urinals.</del>  |
| 21 Dusting Aid                                     | means a product <del>designed</del> <u>labeled</u> to assist in removing dust and other soils from floors and other surfaces without leaving a wax or silicone based coating. “Dusting Aid” does not include “Pressurized Gas Duster.”   |
| 22 Oven <u>or Grill</u> Cleaner                    | means any cleaning product <del>designed</del> <u>labeled</u> to clean and to remove dried <u>or baked on</u> food deposits from oven <u>or grilling surfaces, including barbeques or indoor grills.</u> <del>walls.</del>   |
| 23 <u>Brush Cleaner</u>                            | <u>means any product labeled to restore or recondition paint brushes, or clean oil-based or water-based paint, lacquer, varnish, or related coatings from brushes or rollers.</u>  |

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California Air Resources Board – Consumer Products Program

| Category Name   | Proposed Definition  |
|---|--|
| 24 <u>Hard Surface Inorganic Rust Stain Remover</u>   | means a product labeled to remove inorganic stains or deposits, including, but not limited to calcium, lime, rust, or scale from hard surfaces.  |
| 25 General Purpose Degreaser                          | No changes from existing definition in Consumer Products Regulation.   |
| 26 General Purpose Cleaner                            | means a <u>general all-purpose cleaning product to be used on a variety of hard surfaces, designed for general all-purpose cleaning, in contrast to cleaning products designed to clean specific substrates in certain situations.</u> “General Purpose Cleaner” includes, <u>but is not limited to</u> products <del>designed</del> <u>labeled</u> <del>designed</del> for general floor cleaning, <u>general wall cleaning, or for cleaning a variety of kitchen surfaces, including, but not limited to, countertops, microwaves, stovetops, or cooktops.</u> <del>kitchen or countertop cleaning, and cleaners designed to be used on a variety of hard surfaces.</del> <u>“General Purpose Cleaner” does not include “Glass Cleaner,” “Bathroom or Tile Cleaner,” or “Metal Polish/Cleanser.”</u> |
| 27 Glass Cleaner                                      | means a cleaning product <u>labeled</u> <del>designed</del> primarily for cleaning surfaces made of glass. “Glass eCleaner” does not include products <del>designed</del> <u>labeled</u> solely for the purpose of cleaning optical materials used in eyeglasses, photographic equipment, scientific equipment and photocopying machines.  |
| 28 Disinfectant                                       | No changes from existing definition in Consumer Products Regulation.   |
| 29 <u>Sanitizer</u>                                   | means any product that is registered under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA, 7 U.S.C. 136, et seq.) and is labeled to reduce, but not necessarily eliminate, <u>microorganisms in the air, on surfaces, or on inanimate objects.</u> “Sanitizer” includes food contact and non-food contact products. “Sanitizer” does not include (A) products designed or labeled solely for use on humans or animals, (B) products which, as indicated on principal display panel or label, are designed or labeled primarily for use as <u>bathroom and tile cleaners, glass cleaners, general purpose cleaners, toilet bowl cleaners, or metal polishes.</u>  |
| 30 Cooktop Cleaner                                    | Now included in “General Purpose Cleaner” category definition.   |
| 31 Charcoal Lighter Material                          | means any combustible material <u>designed or labeled to be</u> applied on, incorporated in, added to, or used with charcoal to enhance ignition. <u>“Charcoal Lighter Material” includes but is not limited to impregnated charcoal briquettes and “bag light” products.</u> “Charcoal Lighter Material” does not include any of the following: (A) electrical starters and probes, (B) metallic cylinders using paper tinder, (C) natural gas, (D) propane, and (E) fat wood.  |
| 32 Charcoal Lighter Material (impregnated briquettes) | See #33 above for “Charcoal Lighter Material” definition.  |
| 33 Charcoal Lighter Material (other forms)            | See #33 above for “Charcoal Lighter Material” definition.  |
| 34 Spot Remover                                       | means any product labeled to clean localized areas, or remove localized spots or stains, <u>or to neutralize or eliminate localized odor causing contaminants due to mishaps,</u> on cloth or fabric such as drapes, carpets, upholstery, <del>and</del> <u>or</u> clothing, that does not require subsequent laundering to achieve stain removal. “Spot Remover” does not include <del>“Dry Cleaning Fluid,” “Laundry Prewash,” or “Multi-purpose Solvent.”</del>   |

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California Air Resources Board – Consumer Products Program

| Category Name   | Proposed Definition  |
|---|--|
| 35 <u>Fabric Softener – Dryer Product</u>                 | means a laundry care product used in the dryer to prevent static cling, reduce wrinkles, reduce drying time, make ironing easier, or impart softness to washable fabrics. <u>“Fabric Softener-Dryer Product” includes, but is not limited, to sheets, packets, sachets, or dryer balls.</u>  |
| 36 Laundry Starch Product / <u>Sizing / Fabric Finish</u> | means a product that is designed <u>or labeled</u> for application to a fabric, either during or after laundering, to impart and prolong a crisp, fresh look and may also act to help ease ironing of the fabric. <u>“Laundry Starch Product / Sizing / Fabric Finish” includes, but is not limited to, starch, sizing, and fabric finish, sizing, and starch.</u>   |
| 37 <u>Fabric Softener – Washer Product</u>                | means a laundry care product used in the washing machine, either at the beginning of the laundry cycle or during the rinse cycle, to prevent static cling, reduce wrinkles, reduce fading, reduce drying time, make ironing easier, or impart softness to washable fabrics. <u>“Fabric Softener-Washer Product” does not include laundry detergent with fabric softener.</u>   |
| 38 Fabric Protectant                                      | means a product designed <u>or labeled</u> to be applied to fabric substrates to protect the surface from soiling from dirt <u>and or</u> other impurities or to reduce absorption of liquid into the fabric’s fibers. <u>“Fabric Protectant” does not include waterproofers, or products designed for use solely on leather, or products designed for use solely on fabrics which are labeled “for dry clean only” and sold in containers of 10 fluid ounces or less.</u>   |
| 39 <u>Carpet and / Upholstery Cleaner</u>                 | means a cleaning product designed <u>or labeled</u> for the purpose of eliminating dirt <u>and/or</u> stains on rugs, carpeting, <u>and/or</u> the interior of motor vehicles and/or on household furniture or objects upholstered or covered with fabrics such as wool, cotton, nylon or other synthetic fabrics. <u>“Carpet and/ Upholstery Cleaner” includes, but is not limited to, products that make fabric protectant claims. “Carpet and/ Upholstery Cleaner” does not include “General Purpose Cleaners,” “Spot Removers,” vinyl or leather cleaners, dry cleaning fluids, or products designed exclusively for use at industrial facilities engaged in furniture or carpet manufacturing.</u>  |
| 40 Multi-purpose Lubricant                                | <p><u>“Lubricant” means a product designed to that reduces friction, heat, noise, or wear between moving parts, or to loosens rusted or immovable parts or mechanisms, or inhibits rust. “Lubricant” does not include automotive power steering fluids; products for use inside power generating motors, engines, and turbines, and their associated power-transfer gearboxes; two cycle oils or other products designed to be added to fuels; products for use on the human body or animals or products that are (1) sold exclusively to establishments which manufacture or construct goods or commodities, and labeled “not for retail sale.”</u></p> <p><u>“Multi-purpose Lubricant” means any lubricant designed or labeled for general purpose lubrication, or for use in a wide variety of applications. “Multi-purpose Lubricant” does not include “Multi-purpose Dry Lubricants,” “Penetrants,” or “Silicone-based Multi-purpose Lubricants.”</u></p> |
| 41 Penetrant  | No changes from existing definition in Consumer Products Regulation.   |

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|---|---|
| 42 Multi-purpose Dry Lubricant                              | See #39 above for “Lubricant” definition.<br>means any lubricant which is: <del>(A) designed or labeled to</del> provides lubricity <u>exclusively</u> by depositing a dry, thin film of graphite, molybdenum disulfide (“moly”), or polytetrafluoroethylene or closely related fluoropolymer (“teflon”) on surfaces, and (B) <u>is designed or labeled</u> for general purpose lubrication, or for use in a wide variety of applications.  |
| 43 Floor Polish or Wax (for flexible flooring material)     | “Floor Polish or Wax” means a <del>wax, polish, or any other product designed-labeled</del> to polish, <u>wax, condition, protect, temporarily seal, or otherwise</u> enhance floor surfaces by leaving a protective <del>coating finish</del> that is designed <u>or labeled</u> to be periodically replenished. “Floor Polish or Wax” does not include “ <del>s</del> Spray <del>b</del> Buff <del>p</del> Products,” “ <del>products solely for the purpose of cleaning floors, f</del> Floor <del>f</del> Finish <del>s</del> Strippers,” products <u>designed-labeled</u> for unfinished wood floors, <del>and</del> or coatings subject to architectural coatings regulations.<br>No changes from existing definition in Consumer Products Regulation for “Flexible Flooring Material.” |
| 44 Floor Polish or Wax (for nonresilient flooring material) | See #43 above for “Floor Polish or Wax” definition.<br>“Nonresilient Flooring” means flooring of a mineral content which is not flexible. “Nonresilient Flooring” includes terrazzo, marble, slate, granite, brick, stone, <del>ceramic</del> tile, or concrete.  |
| 45 Floor Polish or Wax (for wood floors)                    | See #43 above for “Floor Polish or Wax” definition.<br>No changes from existing definition in Consumer Products Regulation for “Wood Floor Wax.”  |
| 46 Furniture Maintenance Product                            | means a wax, polish, conditioner, or any other product <del>labeled</del> <u>designed</u> for the purpose of polishing, protecting or enhancing finished wood surfaces other than floors. “Furniture Maintenance Product” does not include “Dusting Aids,” “Wood Cleaners,” <del>and</del> products designed solely for the purpose of cleaning, <del>and</del> or products designed to leave a permanent finish such as stains, sanding sealers and lacquers.  |
| 47 Spray Buff Product                                       | means product <del>designed</del> <u>labeled</u> to restore a worn floor finish, <u>typically used</u> in conjunction with a floor buffing machine and special pad: <del>to remove abrasions, scuff marks or stains.</del>  |
| 48 <u>Non-aerosol Air Freshener</u>                         | “Non-aerosol Air Freshener” means any liquid, solid, or semisolid air freshener that is not an aerosol product. Liquid air fresheners include, but are not limited to, dilutable or ready-to-use products that are packaged and/or dispensed, but not limited to, as pump sprays, wicks, or diffusers or impregnated on materials such as wipes, pads, or towels.   |
| 49 <u>Odor Remover/ Eliminator</u>                          | means any product that eliminates, neutralizes, removes, encapsulates, inhibits, controls, destroys and or counteracts odor. “Odor Eliminator/Remover” does not include “Air Freshener”, “Air “Sanitizer”, “Spot Remover” and/or “Disinfectant.”  |
| 50 Insecticide Fogger                                       | Deferred.   |
| 51 Aerosol Cooking Spray                                    | No changes from existing definition in Consumer Products Regulation.  |

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**Additional regulatory related definitions proposed for modification for the  
2006 Consumer Products Regulation Amendments**

| Category Name                         | Proposed Definition  |
|---------------------------------------|--|
| A Air Fresheners                      | means any <del>consumer</del> products including, but not limited to, sprays, wicks, <u>wipes, diffusers</u> , powders, and crystals, designed <u>or labeled</u> for the purpose of masking odors, or freshening, cleaning, scenting, or deodorizing the air. "Air Fresheners" includes dual purpose air freshener/disinfectant products. "Air Fresheners" does not include products that are used on the human body, products that function primarily as cleaning products as indicated on a product label, or "Toilet/Urinal Care Product."  |
| B Contact Adhesive                    | means a <u>non-aerosol</u> adhesive that: (A) is designed or labeled for application to both surfaces to be bonded together, and (B) is allowed to dry before the two surfaces are placed in contact with each other, and (C) forms an immediate bond that is impossible, or difficult, to reposition after both adhesive-coated surfaces are placed in contact with each other, and (D) does not need sustained pressure or clamping of surfaces after the adhesive-coated surfaces have been brought together using sufficient momentary pressure to establish full contact between both surfaces. "Contact Adhesive" does not include rubber cements that are primarily intended for use on paper substrates. "Contact Adhesive" also does not include vulcanizing fluids that are designed and labeled for tire repair only. |
| C Multi-purpose Solvent               | <del>means any organic liquid designed to be used for a variety of purposes, including cleaning or degreasing of a variety of substrates, or thinning, dispersing or dissolving other organic materials. "Multi-purpose Solvent" includes solvents used in institutional facilities, except for laboratory reagents used in analytical, educational, research, scientific or other laboratories. "Multi-purpose Solvent" does not include solvents used in cold cleaners, vapor degreasers, conveyorized degreasers or film cleaning machines, or solvents that are incorporated into, or used exclusively in the manufacture or construction of, the goods or commodities at the site of the establishment.</del>   |
| D Rubber / Vinyl / Plastic Protectant | means any product designed <u>or labeled</u> to protect, preserve, <u>coat</u> , or renew vinyl, rubber, and/or plastic on vehicles, tires, luggage, furniture, and/or household products such as vinyl covers, clothing, and/or accessories. "Rubber <del>and/</del> Vinyl / Plastic Protectant" does not include products primarily <del>designed</del> <u>labeled</u> to clean the wheel rim, such as aluminum or magnesium wheel cleaners, and tire cleaners that do not leave an appearance-enhancing, <del>or</del> protective substance, or coating on the tire.  |