

California Code of Regulations
Title 17, Division 3
Chapter 1 – Air Resources Board
Subchapter 8.5 – Consumer Products
Article 2 – Consumer Products

§ 94509. Standards for Consumer Products.

(a) Except as provided in Sections 94510 (Exemptions), 94511 (Innovative Products), 94514 (Variances), 94540 through 94555 (Alternative Control Plan), and 94567(a)(1) (Hairspray Credit Program), Title 17, California Code of Regulations, no person shall sell, supply, offer for sale, or manufacture for sale in California any consumer product which, at the time of sale or manufacture, contains volatile organic compounds in excess of the limits specified in the following Table of Standards after the specified effective dates.

Table of Standards Percent Volatile Organic Compounds by Weight

Product Category	Effective Date [FN1]	VOC
Standard [FN2]		
Adhesive Removers*:		
Floor or Wall Covering Adhesive Remover	12/31/2006	5
Gasket or Thread Locking Adhesive Remover	12/31/2006	50
General Purpose Adhesive Remover	12/31/2006	20
Specialty Adhesive Remover	12/31/2006	70
[See section 94509(n) for additional requirements that apply to adhesive removers.]		
Adhesives [FN1]:		
aerosol	1/1/95	75
mist spray adhesives	1/1/2002	65
web spray adhesives	1/1/2002	55
special purpose spray adhesives		
mounting, automotive engine compartment, and flexible vinyl adhesives	1/1/2002	70
polystyrene foam and automobile headliner adhesives	1/1/2002	65
polyolefin and laminate repair/edgebanding adhesives	1/1/2002	60
[See 94509(i), 94512(d), and 94513(d) for additional requirements that apply to aerosol adhesives.]		
.....		
construction, panel, and floor covering [FN3]	1/1/95	40
.....	12/31/2002	15
.....		
contact	1/1/95	80
contact adhesive - general purpose	12/31/2006	55
contact adhesive - special purpose	12/31/2006	80
[See section 94509(m) for additional requirements that apply to contact adhesives.]		
.....		
general purpose	1/1/95	10

[FN1] See section 94510(i) for an exemption that applies to adhesives sold FN in containers of one fluid ounce or less.

[FNa3] See section 94509(k) for the effective date of the VOC limit for FN certain types of "construction, panel, and floor covering adhesives."

Aerosol Cooking Sprays	1/1/95	18
Air Fresheners [FNa1]:		
double phase aerosols	1/1/93	30
.....	12/31/2004	25
single phase aerosols	1/1/93	70
.....	1/1/96	30
dual purpose air fresheners/disinfectant aerosols	1/1/94	60
.....		
liquid/pump sprays	1/1/93	18
.....		
solids/semi-solid	1/1/93	3
.....		
[FNa1] See sections 94510(f) and 94510(g) (2) for exemptions that o FN apply to certain air fresheners, and 94509(o) for additional requirements that apply to air fresheners.		
Anti-static Product:		
Aerosol	12/31/2008	80
non-aerosol	12/31/2006	11
Automotive Brake Cleaners	1/1/97	50
.....	12/31/2002	45
Automotive Rubbing or Polishing Compounds	1/1/2005	17
Automotive Wax/Polish/Sealant/Glaze:		
all other forms	1/1/2005	15
.....		
hard paste waxes	1/1/2005	45
.....		
instant detailers	1/1/2001	3
Automotive Windshield Washer Fluids:		
Type "A" areas [FNa1]	1/1/93	35
.....		
All other areas (all forms)	1/1/93	10
Dilutable and Pre-Mixed [FN1]	12/31/2002	1
[FNa1] See section 94508(a) (20), section 94508(a) (21), and section 94509(1) for provisions that apply to Automotive Windshield Washer Fluids.		
[FNa] Type "A" areas include only the following: Del Norte, Shasta and FNTrinity Counties; the Great Basin Valley, Lake Tahoe, Mountain FNCounties, and Northeast Plateau Air Basins, as defined in Title 17, FNCalifornia Code of Regulations, Sections 60105, 60108, 60111, and FN60113.		
Bathroom and Tile Cleaners:		
aerosols	1/1/94	7
.....		
all other forms	1/1/94	5
Bug and Tar Remover	1/1/2002	40
Carburetor or Fuel-injection Air Intake Cleaners	1/1/95	75
[FNa2]		
.....	12/31/2002	45
[FNa]2 See section 94509(k) for the effective date of the VOC limit for		

FN fuel-injection air intake cleaners.

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Carpet and Upholstery Cleaner:		
aerosols	1/1/2001	7
.....		
non-aerosols (dilutables)	1/1/2001	.1
.....		
non-aerosols (ready-to-use)	1/1/2001	3
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Charcoal Lighter Material	See 94509 (h)	
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Dusting Aids:		
aerosol	1/1/95	35
	1/1/97	25
.....		
all other forms	1/1/95	7
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Electrical Cleaner*	12/31/2006	45
[*See section 94509(n) for additional requirements that apply to electrical cleaners.]		
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Electronic Cleaner*	12/31/2006	75
[*See section 94509(m) for additional requirements that apply to electronic cleaners.]		
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Engine Degreasers :	1/1/93	75
	1/1/96	50
.....		
aerosols	12/31/2004	35
.....		
non-aerosols	12/31/2004	5
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Fabric-Refresher:		
Aerosol	12/31/2006	15
.....		
non-aerosol	12/31/2006	6
<hr/>		
Fabric Protectants	1/1/95	75
	1/1/97	60
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Floor Polishes/Waxes:		
products for flexible flooring materials	1/1/94	7
.....		
products for nonresilient flooring	1/1/94	10
.....		
wood floor wax	1/1/94	90
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Floor Wax Stripper:	See Section	
non-aerosols	94509 (j)	
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Footware or Leather Care Product*:		
Aerosol	12/31/2006	75
.....		
solid	12/31/2006	55
.....		
all other forms	12/31/2006	15
[*See section 94509(m) for additional requirements that apply to footware or leather care products.]		
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Furniture Maintenance Products:		
aerosols	1/1/94	25
	12/31/2004	17
.....		
all other forms (except solid/paste forms)	1/1/94	7

Furniture Maintenance Products:		
aerosols	1/1/94	25
	12/31/2004	17
.....		
all other forms (except solid/paste forms)	1/1/94	7
General Purpose Cleaners		
aerosols and non-aerosols:	1/1/94	10
.....		
non-aerosols	12/31/2004	4
General Purpose Degreasers:		
aerosols	1/1/2002	50
.....		
non-aerosols	12/31/2004	4
[*See section 94509(m) for additional requirements that apply to general purpose degreasers.]		
Glass Cleaners:		
aerosols	1/1/93	12
.....		
non-aerosols	1/1/93	8
	1/1/96	6
	12/31/2004	4
Graffiti Remover*:		
Aerosols	12/31/2006	50
.....		
non-aerosols	12/31/2006	30
[*See section 94509(n) for additional requirements that apply to graffiti removers.]		
Hair Mousses		
	1/1/94	16
	12/31/2002	6
Hair Shine		
	1/1/2005	55
Hair Spray		
	1/1/93	80
	6/1/99	55
Hair Styling Gels		
	1/1/94	6
Hair Styling Product		
aerosols and pump sprays	12/31/2006	6
.....		
all other forms	12/31/2006	2
Heavy-duty Hand Cleaners or Soap		
	1/1/2005	8
Insect Repellants:		
aerosols	1/1/94	65
Insecticides [FNa1]:		
crawling bug (all forms):	1/1/95	40
	1/1/98	20
aerosol crawling bug insecticides	12/31/2004	15
.....		
flea and tick	1/1/95	25
.....		
flying bug (all forms):	1/1/95	35
aerosols	12/31/2003	25
.....		
foggers	1/1/95	45
.....		

lawn and garden (all forms)	1/1/95	20
non-aerosol lawn and garden insecticides	12/31/2003	3
.....		
wasp and hornet	1/1/2005	40

FN*al See sections 94510(g) and 94510(k) for exemptions that apply to
FN certain insecticides.

Laundry Prewash:		
aerosols/solids	1/1/94	22
.....		
all other forms	1/1/94	5

Laundry Starch Products	1/1/95	5
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Metal Polish/Cleanser	1/1/2005	30
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Multi-purpose Lubricant: (excluding solid or semisolid products)	1/1/2003	50
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Nail Polish Removers	1/1/94	85
	1/1/96	75
	12/31/2004	0

Non-selective Terrestrial Herbicide: non-aerosols	1/1/2002	3
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Oven Cleaners:		
aerosols/pump sprays	1/1/93	8
.....		
liquids	1/1/93	5

Paint Remover or Stripper	1/1/2005	50
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Penetrant	1/1/2003	50
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Personal Fragrance Products [FNal]:		
products with 20% or less fragrance	1/1/95	80
	1/1/99	75
.....		
products with more than 20% fragrance	1/1/95	70
	1/1/99	65

[FNal] See sections 94510(h), 94510(j), and 94510(l) for exemptions that
FN apply to personal fragrance products.

Rubber and Vinyl Protectant:		
aerosols	1/1/2005	10
.....		
non-aerosols	1/1/2003	3

Sealants and Caulking Compounds	12/31/2002	4
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Shaving Creams	1/1/94	5
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Shaving Gel	12/31/2006	7
	12/31/2009	4

Silicone-based Multi-purpose Lubricant: (excluding solid or semisolid products)	1/1/2005	60
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Spot Remover:		
aerosols	1/1/2001	25
.....		
non-aerosols	1/1/2001	8

Tire Sealants and Inflators	12/31/2002	20
Toilet/Urinal Care Product:* Aerosol	12/31/2006	10
..... non-aerosol	12/31/2006	3
[See section 94509(o) for additional requirements that apply to Toilet/Urinal Care Products]		
Undercoating: aerosols	1/1/2002	40
Wood Cleaner: Aerosol	12/31/2006	17
..... non-aerosol	12/31/2006	4

[FN1] See section 94509(d) for the effective date of the VOC standards for products registered under FIFRA, and section 94509(c) for the "Sell-through" allowed for products manufactured prior to the effective date of standards.

[FN2] See section 94510(c) for an exemption that applies to fragrances in consumer products, and section 94510(d) for an exemption that applies to LVP-VOCs.

(b)Products that are diluted prior to use

(1) Except for "Automotive Windshield Washer Fluids (Dilutable)," 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 application such as hard-to-remove soils or stains.

(2) For consumer products for which the label, packaging, or accompanying literature states that the product should be diluted with any VOC solvent prior to use, the limits specified in subsection (a) shall apply to the product only after the maximum recommended dilution has taken place.

(3) For "Automotive Windshield Washer Fluids (Dilutable)" 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;

(A) the VOC limits specified in section 94509(a) shall apply to the product only after the minimum recommended dilution has taken place;

(B) for the purpose of complying with the VOC limits specified in section 94509(a), different dilution instructions for "Type A areas" and other areas of California may be specified on the product label if the dilution instructions meet the following criteria:

1. The instructions are readily visible, and
2. The instructions can be easily understood by the consumer, and
3. The instructions clearly specify the recommended dilutions to apply in "Type A areas" and in other areas of California, and

If the dilution instructions specified on the product label meet these criteria, the VOC limits specified in section 94509(a) shall apply to the product only after the minimum recommended dilution has taken place for the area in which the product is sold, supplied, or offered for sale.

(c) Sell-through of products.

(1) Sell-through period. Notwithstanding the provisions of Section 94509(a) or 94509(j), a consumer product manufactured prior to each of the effective dates specified for that product in the Table of Standards may be sold, supplied, or offered for sale for up to three years after each of the specified effective dates. This subsection (c) also does not apply to:

(A) any consumer product which does not display on the product container or package the date on which the product was manufactured, or a code indicating such date, or

(B) any consumer product on which the manufacturer has used a code indicating the date of manufacture that is different than the code specified in section 94512(b)(2), but an explanation of the code has not been filed with the ARB Executive Officer by the deadlines specified in section 94512(c)(1) or section 94512(c)(2), or

(C) Solid Air Fresheners and Toilet/Urinal Care Products that contain para-dichlorobenzene; these products are subject to the one-year sell-through period specified in section 94509(o).

(D) Products contained in multi-unit packages, as specified below:

1. Subsection (c)(1) does not apply to any individual consumer products unit contained within a multi-unit package that is produced or assembled after January 1, 2006, where the multi-unit package does not display the date(s) or date-code(s) of the individual product units, or display the

date of assembly, such that the displayed information is not readily observable without irreversibly disassembling any portion of the container or packaging.

2. For the purposes of this section, "date of assembly" means the date that the individual product units are assembled into the finished multi-unit package.

3. For multi-unit packages that display the "date of assembly" instead of the date(s) or date-code(s) of the individual product units, the "date of assembly" shall be the "date of manufacture " for all of the product units contained within the multi-unit package. In other words, all of the product units shall be deemed to have been manufactured on the date these units are assembled into the multi-unit package, even if the individual product units show different date(s) or date-code(s).

(2)Notification for products sold during the sell-through period. Any person who sells or supplies a consumer product subject to the Table of Standards in section 94509 must notify the purchaser of the product in writing of the date on which the sell-through period for that product will end, provided, however, that this notification must be given only if all of the following conditions are met:

(A) the product is being sold or supplied to a distributor or retailer;

(B) the sell-through period for the product will expire 6 months or less from the date the product is sold or supplied;

(C) the product does not comply with the lowest VOC standard that applies on the date the sell-through period ends; and

(D) the product is subject to a VOC standard with an effective date on or after December 31, 2004.

(d)Products registered under FIFRA. For those consumer products that are registered under the Federal Insecticide, Fungicide, and Rodenticide Act, (FIFRA; 7 U.S.C. Section 136-136y), the effective date of the VOC standards specified in subsection (a) is one year after the date specified in the Table of Standards. For those consumer products that are registered under FIFRA, the three year period provided in subsection (c) shall also begin one year after the date specified in the Table of Standards.

(e)Products containing ozone-depleting compounds. For any consumer product for which VOC standards are specified under subsection (a), no person shall sell, supply, offer for sale, or manufacture for sale in California any consumer product which contains any of the following ozone depleting compounds:

CFC-11 (trichlorofluoromethane),

CFC-12 (dichlorodifluoromethane),

CFC-113 (1,1,1-trichloro-2,2,2-trifluoroethane),

CFC-114 (1-chloro-1,1-difluoro-2-chloro-2,2-difluoroethane),

CFC-115 (chloropentafluoroethane), halon 1211 (bromochlorodifluoromethane), halon 1301 (bromotrifluoromethane), halon 2402 (dibromotetrafluoroethane),

HCFC-22 (chlorodifluoromethane),

HCFC-123 (2,2-dichloro-1,1,1-trifluoroethane),

HCFC-124 (2-chloro-1,1,1,2-tetrafluoroethane),

HCFC-141b (1,1-dichloro-1-fluoroethane),

HCFC-142b (1-chloro-1,1-difluoroethane), 1,1,1-trichloroethane, and carbon tetrachloride.

(f) The requirements of section 94509(e) shall not apply to any existing product formulation that complies with the Table of Standards or any existing product formulation that is reformulated to meet the Table of Standards, provided the ozone depleting compound content of the reformulated product does not increase.

(g) The requirements of section 94509(e) shall not apply to any ozone-depleting compounds that may be present as impurities in a consumer product in an amount equal to or less than 0.01% by weight of the product.

(h) Requirements for charcoal lighter materials. The following requirements shall apply to all charcoal lighter material products as defined in section 94508(a)(27):

(1) Regulatory Standards

(A) In all areas of California except the South Coast Air Quality Management District no person shall sell, supply, or offer for sale after January 1, 1993 any charcoal lighter material product unless at the time of the transaction:

1. the manufacturer or distributor of the charcoal lighter material has been issued a currently

effective certification pursuant to subsection (h)(2).

2. the charcoal lighter material meets the formulation criteria and other conditions specified in the applicable Executive Order issued pursuant to subsection (h)(2).

3. the product usage directions for the charcoal lighter material are the same as those provided to the Executive Officer pursuant to subsection (h)(2)(C).

(B) In the South Coast Air Quality Management District, the regulatory standards specified in subsection (h)(1)(A) shall be applicable upon the effective date of this subsection.

(2) Certification Requirements

(A) No charcoal lighter material formulation shall be certified under this subsection unless the applicant for certification demonstrates to the Executive Officer's satisfaction that the VOC emissions from the ignition of charcoal with the charcoal lighter material are less than or equal to 0.020 pound of VOC per start, using the procedures specified in the South Coast Air Quality Management District Rule 1174 Ignition Method Compliance Certification Protocol, dated February 27, 1991 (the "SCAQMD Rule 1174 Testing Protocol"). The provisions relating to LVP-VOC in sections 94508(a)(91) and 94510(d) shall not apply to any charcoal lighter material subject to the requirements of sections 94509(a) and (h).

(B) The Executive Officer may approve alternative test procedures which are shown to provide equivalent results to those obtained using the SCAQMD Rule 1174 Testing Protocol.

(C) A manufacturer or distributor of charcoal lighter material may apply to the Executive Officer for certification of a charcoal lighter material formulation in accordance with this subsection (h)(2). The application shall be in writing and shall include, at a minimum, the following:

1. the results of testing conducted pursuant to the procedures specified in SCAQMD Rule 1174 Testing Protocol.

2. the exact text and/or graphics that will appear on the charcoal lighter material's principal display panel, label, and any accompanying literature. The provided material shall clearly show the usage directions for the product. These directions shall accurately reflect the quantity of charcoal lighter material per pound of charcoal that was used in the SCAQMD Rule 1174 Testing Protocol for that product, unless:

i) the charcoal lighter material is intended to be used in fixed amounts independent of the amount of charcoal

used, such as certain paraffin cubes, or

ii) the charcoal lighter material is already incorporated into the charcoal, such as certain "bag light", "instant light" or "match light" products.

3. For a charcoal lighter material which meets the criteria specified in subsection (h)(2)(C)2.i), the usage instructions provided to the Executive Officer shall accurately reflect the quantity of charcoal lighter material used in the SCAQMD Rule 1174 Testing Protocol for that product.

4. Any physical property data, formulation data, or other information required by the Executive Officer for use in determining when a product modification has occurred and for use in determining compliance with the conditions specified on the Executive Order issued pursuant to section (h)(2).

(D) Within 30 days of receipt of an application, the Executive Officer shall advise the applicant in writing either that it is complete or that specified additional information is required to make it complete. Within 30 days of receipt of additional information, the Executive Officer shall advise the applicant in writing either that the application is complete, or that specified additional information or testing is still required before it can be deemed complete.

(E) If the Executive Officer finds that an application meets the requirements of this subsection (h)(2), then he or she shall issue an Executive Order certifying the charcoal lighter material formulation and specifying such conditions as are necessary to insure that the requirements of this subsection (h) are met. The Executive Officer shall act on a complete application within 90 days after the application is deemed complete.

(3)Notice of Modifications

For any charcoal lighter material for which certification has been granted pursuant to subsection (h)(2), the applicant for certification shall notify the Executive Officer in writing within 30 days of: (i) any change in the usage directions, or (ii) any change in product formulation, test results, or any other information submitted pursuant to subsection (h)(2) which may result in VOC emissions greater than 0.020 pound of VOC per start.

(4)Revocation of Certification

If the Executive Officer determines that any certified charcoal lighter material formulation results in VOC emissions from the ignition of charcoal which are greater than 0.020 pound of VOC per start, as determined by the SCAQMD Rule 1174 Testing Protocol and the statistical analysis procedures contained therein, the Executive Officer shall revoke or modify the certification as is necessary to assure that the charcoal lighter material will result in VOC emissions of less than or equal to 0.020 pound of VOC per start. The Executive Officer shall not revoke or modify the prior certification

without first affording the applicant for the certification an opportunity for a hearing in accordance with the procedures specified in Title 17, California Code of Regulations, Division 3, Chapter 1, Subchapter 1, Article 4 (commencing with section 60040), to determine if the certification should be modified or revoked.

(5) Notwithstanding any other provision of this subsection 94509(h), charcoal lighter material products manufactured prior to January 1, 1993, may be sold, supplied, or offered for sale until July 1, 1994, in all areas of California except the South Coast Air Quality Management District. Charcoal lighter material products subject to SCAQMD Rule 1174 and sold, supplied, or offered for sale in the South Coast Air Quality Management District shall meet the requirements of sections 94509(h) upon the effective date of this subsection, regardless of the date on which the products were manufactured.

(i) Requirements for aerosol adhesives (as defined in section 94508(a)(1)).

(1) As specified in Health and Safety Code section 41712(h)(2), the standards for aerosol adhesives apply to all uses of aerosol adhesives, including consumer, industrial, and commercial uses. Except as otherwise provided in sections 94509(c), 94510, 94511, and 94514, no person shall sell, supply, offer for sale, use or manufacturer for sale in California any aerosol adhesive which, at the time of sale, use, or manufacture, contains VOCs in excess of the specified standard.

(2)(A) In order to qualify as a "Special Purpose Spray Adhesive" the product must meet one or more of the definitions for "Special Purpose Spray Adhesive" specified in section 94508(a)(132), but if the product label indicates that the product is suitable for use on any substrate or application not listed in one of the definitions for "Special Purpose Spray Adhesive," then the product shall be classified as either a "Web Spray Adhesive" or a "Mist Spray Adhesive."

(B) If a product meets more than one of the definitions specified in section 94508(a)(132) for "Special Purpose Spray Adhesive," and is not classified as a "Web Spray Adhesive" or "Mist Spray Adhesive" under subsection (2)(A), then the VOC limit for the product shall be the lowest applicable VOC limit specified in section 94509(a).

(3) Effective 1/1/2002, no person shall sell, supply, offer for sale, or manufacture for use in California any aerosol adhesive which contains any of the following compounds: methylene chloride, perchloroethylene, or trichlorethylene, except that an aerosol adhesive manufactured before 1/1/2002 may be sold, supplied, or offered for sale until 1/1/2005, so long as the product container or package displays the date on which the product was manufactured, or a code indicating such date.

(4) All aerosol adhesives must comply with the labeling requirements specified in section 94512(d), and all manufacturers and responsible parties for aerosol adhesives must comply with the special reporting requirements specified in section 94513(d).

(j)Requirements for Floor Wax Strippers. After an effective date of January 1, 2002, no person shall sell, supply, offer for sale, or manufacture for use in California any floor wax stripper unless the following requirements are met:

(1) The label of each non-aerosol floor wax stripper must specify a dilution ratio for light or medium build-up of polish that results in an as-used VOC concentration of 3 percent by weight or less.

(2) If a non-aerosol floor wax stripper is also intended to be used for removal of heavy build-up of polish, the label of that floor wax stripper must specify a dilution ratio for heavy build-up of polish that results in an as-used VOC concentration of 12 percent by weight or less.

(3) The terms "light build-up," "medium build-up" or "heavy build-up" are not specifically required, as long as comparable terminology is used.

(k)Effective dates of the VOC limits for "Carburetor or Fuel-injection Air Intake Cleaners" and "Construction, Panel, and Floor Covering Adhesives."The definitions for the product categories of "Carburetor or Fuel-injection Air Intake Cleaners" and "Construction, Panel, and Floor Covering Adhesives" were modified as part of the "Mid-term Measures II" rulemaking action that was considered by the Board in October 1999. As a result of these modifications, certain types of consumer products were included in these definitions that had not previously been included. For those consumer products that were included in these definitions for the first time as a result of the "Mid-term Measures II" rulemaking action, the VOC limits (in section 94509(a)) applicable to these newly included products shall not become legally effective until December 31, 2002.

(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)(21).

(m)Requirements for Contact Adhesives, Electronic Cleaners, Footwear or Leather Care Products, and General Purpose Degreasers.

(1) Except as provided below in sections 94509(m)(2) and (m)(4), effective December 31, 2005, no person shall sell, supply, offer for sale, or manufacture for use in California any Contact Adhesive, Electronic Cleaner, Footwear or Leather Care Product, or General Purpose Degreaser that contains any of the following compounds: methylene chloride, perchloroethylene, or trichloroethylene.

(2)Sell-through of Products. Contact Adhesives, Electronic Cleaners, Footwear or Leather Care Products, and General Purpose Degreasers that contain methylene chloride, perchloroethylene, or trichloroethylene and were manufactured before December 31, 2005, may be sold, supplied, or offered for sale until December 31, 2008, so long as the product container or package displays the date on which the product

was manufactured, or a code indicating such date.

(3) Notification for products sold during the sell-through period. Any person who sells or supplies a consumer product identified above in section 94509(m)(1) must notify the purchaser of the product in writing that the sell-through period for that product will end on December 31, 2008, provided, however, that this notification must be given only if both of the following conditions are met:

(A) the product is sold or supplied to a distributor or retailer; and

(B) the product is sold or supplied on or after June 30, 2008.

(4) Impurities. The requirements of section 94509(m)(1) and (m)(3) shall not apply to any Contact Adhesive, Electronic Cleaner, Footwear or Leather Care Product, or General Purpose Degreaser containing methylene chloride, perchloroethylene, or trichloroethylene that is present as an impurity in a combined amount equal to or less than 0.01% by weight.

(n) Requirements for Adhesive Removers, Electrical Cleaners, and Graffiti Removers.

(1) Except as provided below in sections 94509(n)(2) and (n)(4), effective December 31, 2006, no person shall sell, supply, offer for sale, or manufacture for use in California any Adhesive Remover, Electrical Cleaner, or Graffiti Remover that contains any of the following compounds: methylene chloride, perchloroethylene, or trichloroethylene.

(2) Sell-through of Products. Adhesive Removers, Electrical Cleaners, and Graffiti Removers that contain methylene chloride, perchloroethylene, or trichloroethylene and were manufactured before December 31, 2006, may be sold, supplied, or offered for sale until December 31, 2009, so long as the product container or package displays the date on which the product was manufactured, or a code indicating such date.

(3) Notification for products sold during the sell-through period. Any person who sells or supplies a consumer product identified above in section 94509(n)(1) must notify the purchaser of the product in writing that the sell-through period for that product will end on December 31, 2009, provided, however, that this notification must be given only if both of the following conditions are met:

(A) the product is sold or supplied to a distributor or retailer; and

(B) the product is sold or supplied on or after June 30, 2009.

(4) Impurities. The requirements of section 94509(n)(1) and (n)(3) shall not apply to any Adhesive

Remover, Electrical Cleaner, or Graffiti Remover containing methylene chloride, perchloroethylene, or trichloroethylene that is present as an impurity in a combined amount equal to or less than 0.01% by weight.

(o) Requirements for Solid Air Fresheners and Toilet/Urinal Care Products.

(1) Effective December 31, 2005, no person shall sell, supply, offer for sale, or manufacture for use in California any Solid Air Fresheners or Toilet/Urinal Care Products that contain para-dichlorobenzene, except that Solid Air Fresheners and Toilet/Urinal Care Products that contain para-dichlorobenzene and were manufactured before December 31, 2005 may be sold, supplied, or offered for sale until December 31, 2006, so long as the product container or package displays the date on which the product was manufactured, or a code indicating such date.

(2) Notification for products sold during the sell-through period. Any person who sells or supplies any Solid Air Freshener or Toilet/Urinal Care Product that contains para-dichlorobenzene must notify the purchaser of the product in writing that the sell-through period for the product will end on December 31, 2006, provided, however, that this notification must be given only if both of the following conditions are met:

(A) the product is sold or supplied to a distributor or retailer; and

(B) the product is sold or supplied on or after June 30, 2006.

Note: Authority cited: Sections 39600, 39601, 39650, 39658, 39659, 39666 and 41712, Health and Safety Code. Reference: Sections 39002, 39600, 39650, 39655, 39656, 39658, 39659, 39666, 40000 and 41712, Health and Safety Code.

HISTORY

1. New section filed 9-19-91; operative 10-21-91 (Register 92, No. 12).
2. Amendment of table in subsection (a), new table in subsection (a), amendment of subsections (c)-(f), redesignating of subsection (f)(2) to (g) and amendment, and new subsections (h)-(h)(5) filed 12-7-92; operative 1-6-93 (Register 92, No. 50).
3. Amendment filed 11-18-97; operative 11-18-97 pursuant to Government Code section 11343.4(d) (Register 97, No. 47).
4. Amendment of subsection (a) filed 12-23-97; operative 12-23-97 pursuant to Government Code section 11343.4(d) (Register 97, No. 52).
5. Amendment filed 7-17-98; operative 8-16-98 (Register 98, No. 29).
6. Amendment of subsection (a) filed 8-24-98; operative 8-24-98 pursuant to Government Code section 11343.4(d) (Register 98, No. 35).

7. Amendment implementing Mid-Term Measures II redesigning table of standards and adding subsections (k)-(l) filed 10-20-2000; operative 11-19-2000 (Register 2000, No. 42).

8. Amendment of Table of Standards, amendment and redesignation of portion of subsection (i) as subsection (i)(1), new subsections (i)(2)-(4) and amendment of Notefiled 4-18-2001; operative 5-18-2001 (Register 2001, No. 16).

9. Amendment of section andNotefiled 6-20-2005; operative 7-20-2005 (Register 2005, No. 25).

17 CCR s 94509, 17 CA ADC s 94509
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17 CA ADC s 94509

Last updated July 5, 2007