



# Personal Care Products Council

Committed to Safety,  
Quality & Innovation

September 25, 2013

**Via Email**

Clerk of the Board

Air Resources Board

1001 I Street, 23<sup>rd</sup> Floor

Sacramento, CA 95814

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

**Re: COMMENTS ON THE PROPOSED AMENDMENTS TO THE CONSUMER PRODUCTS REGULATION;  
AND PROPOSED REPEAL OF THE HAIRSPRAY CREDIT PROGRAM**

Dear Chair Nichols:

The Personal Care Products Council (Council)<sup>1</sup> is pleased to submit the following comments on the proposed amendments to the above referenced regulations that were developed by the Air Resources Board (ARB) and publicly released for comment. The Council previously filed comments on March 19, 2013, which are incorporated herein by reference, and we have worked closely with ARB staff to address our concerns and ideas.

Our member companies are involved in the manufacture and distribution of over-the-counter (OTC) drug products, cosmetics, toiletries, fragrances, and ingredients in California and throughout the United States, and our products are subject to ARB emission limits on volatile organic compounds (VOCs). As such, we have a strong interest in the scope and applicability of this regulation.

Our industry is highly innovative and frequently brings new or improved products to market. This fact presents a challenge to state agencies, such as ARB, tasked with developing and implementing regulations to address consumer products. Classifying new products into appropriate categories is a critical function of ARB, and ultimately controls how the product is regulated. For this reason, the Council worked closely with ARB staff to revise existing definitions – and develop new definitions – for

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<sup>1</sup> Based in Washington, D.C., the Council is the leading national trade association representing the \$250 billion global cosmetic and personal care products industry. Founded in 1894, the Council's more than 600 member companies manufacture, distribute, and supply the vast majority of finished personal care products marketed in the United States. As the makers of a diverse range of products that millions of consumers rely on every day, from sunscreens, toothpaste, and shampoo to moisturizer, lipstick, and fragrance, member companies are global leaders committed to product safety, quality, and innovation.

products in our industry categories. Our ultimate goal was to assist ARB staff in promulgating regulations that were both technically feasible and appropriate in scope.

To that end, the Council respectfully submits the following:

**I. The Council Supports the Proposed Amendments to the Consumer Products Regulation**

The Council supports the revised definitions to *existing* personal care product categories, as well as the newly developed definitions to address *new* personal care products now at market.

The Council also supports the elimination of the now defunct Hairspray Credit Program from the regulations, as that program became obsolete on January 1, 2010.

**II. The Council Supports the Comments From the Consumer Specialty Products Association**

The Council worked with the Consumer Specialty Products Association (CSPA), as well as other trade associations, during the course of this rulemaking, and we are aware of the positions CSPA has taken on the amendments to the Consumer Product Regulation, Aerosol Coatings Regulation, and other regulations. As such, we support the September 24, 2013 comments submitted by CSPA to ARB.

**Conclusion**

At all times during this rulemaking process, ARB staff demonstrated both professionalism and a willingness to listen to differing opinions, and we thank them for working so openly with our association on the proposed amendments.

We look forward to working with ARB staff in the months and years ahead as they continue to refine and develop their regulation of consumer products in an effort to improve air quality in California.

Very truly yours,



Thomas F. Myers  
Associate General Counsel

CC: Carla Takemoto: [ctakemot@arb.ca.gov](mailto:ctakemot@arb.ca.gov)  
Judy Yee: [jyee@arb.ca.gov](mailto:jyee@arb.ca.gov)  
Irina Malkina: [imalkina@arb.ca.gov](mailto:imalkina@arb.ca.gov)