

April 18, 2014

via e-mail

California Air Resources Board
1001 I Street
Sacramento, California 95814
<http://www.arb.ca.gov/lispub/comm/bclist.php>

Attn: Clerk of the Board

Subject: 15-Day Notice of Modifications to the Original Proposed 2013 Amendments to the California Consumer Products Regulation¹

Dear Board Members:

The Consumer Specialty Products Association (CSPA or the Association)² appreciates the opportunity to provide comments on the California Air Resources Board's (ARB's) 15-Day Notice of Public Availability of Modified Text for the Public Hearing to Consider Adoption of Proposed Amendments to the Antiperspirants and Deodorants Regulation; Consumer Products Regulation; Aerosol Coatings Regulation; The Tables of Maximum Incremental Reactivity Values; Test Method 310; and Proposed Repeal of the Hairspray Credit Program. This document was released on April 3, 2014, pursuant to Board Resolution 13-36 approved at the public hearing held on September 26, 2013.

CSPA commends the ARB staff's efforts to ensure that all interested parties had an opportunity to participate in an open and transparent public effort to develop the current amendments to California's comprehensive set of Consumer Products Regulations. CSPA's comments today relate solely to the Modified Text and make reference to the Association's written comments submitted on September 24, 2013, as well as the oral testimony presented by CSPA representatives at the ARB's public hearing that was held on September 26, 2013.

¹ The full text of the modifications to the originally proposed 2013 Amendments that were approved by the Board is posted on ARB's website at: <http://www.arb.ca.gov/regact/2013/cp2013/cp2013.htm> (hereinafter referred to as the "Modified Text").

² CSPA is national trade association representing the interests of approximately 250 companies engaged in the manufacture, formulation, distribution and sale of consumer and commercial products that help household and institutional customers create cleaner and healthier environments. CSPA member companies' products include disinfectants that kill germs in homes, hospitals and restaurants; air fresheners that eliminate odors; pest management products for home, garden and pets; cleaning products and polishes for use throughout the home and institutions; products used to protect and improve the performance and appearance of automobiles; and a host of other products used every day. These products are formulated and packaged in many forms and are generally marketed nationally. Through its product stewardship program Product Care® and scientific endeavors, CSPA provides its members a platform to effectively address issues regarding the health, safety, sustainability and environmental impacts of their products.

CSPA is in general support of all of the modifications proposed in this 15-Day Notice. In the following sections, we will comment on each.

1. CSPA Supports the Modifications to Section 94515(j) of the Consumer Products Regulation and Method 310 Sections 3.3.5 and 4.2.4

These modifications are in direct response to CSPA comments that found technical errors and inconsistencies in the Consumer Products Regulation and Method 310 amendments. CSPA supports these amendments, which are aimed at making the Regulation and Method 310 consistent and more technically accurate in the assessment of VOCs in Multi-Purpose Solvents and Paint Thinners. The corrections to the equation in Section 94515(j) and Method 310 Section 4.2.4 make the calculation of VOC content much more accurate.

CSPA continues to believe, however, as we commented last year, that all materials with the same or lower vapor pressures as these methyl esters should be treated the same in terms of defining VOC content. We continue to hope that this issue will be addressed in future rulemakings. We also continue to urge that, even though ARB's Monitoring and Laboratory Division no longer uses the isoteniscope method for vapor pressure determinations, ARB continues to recognize existing data developed by this method that demonstrates the LVP-VOC status of consumer product ingredients.

2. CSPA Supports the Clarifications Proposed to Definitions in Section 94508 of the Consumer Products Regulation

The clarification to the definition of General Purpose Cleaner in Section 94508(a)(58)(B) that "Furniture Maintenance Product" is not included is strongly supported by CSPA. We also support the clarification in Section 94508(a)(88)(B) of the definition of "Multi-Purpose Solvent" products.

CSPA also supports the clarification in Sections 94508(a)(122) and 94508(a)(123) to exclude from "Single-Purpose Cleaners" and "Single Purpose Degreasers" products already meeting the definition for another regulated category, and to require single-use status based on labeling. This makes it clear that the many types of single-purpose cleaners and degreasers already subject to existing VOC limits do not now also fall into these new categories.

Conclusion and Summary

CSPA actively participated and worked cooperatively with ARB staff, air management districts and other stakeholders in this very challenging rulemaking process. CSPA commends ARB staff's concerted efforts to ensure that all interested parties had an opportunity to participate in an open and transparent public effort to develop the 2013 Amendments to California's comprehensive Consumer Products Regulations.

CSPA appreciates the opportunity to file comments the Modified Text. Please contact us if you have any questions about issues or concerns raised in these comments. CSPA and its members look forward to continuing our cooperative work with ARB on these important air quality issues.

Respectfully submitted,



D. Douglas Fratz
Senior Science Fellow



Kristin Power
Vice President, State Affairs



Joseph T. Yost
Senior Director, Strategic Issues Advocacy

cc: Kurt Karperos, Chief, Air Quality Planning and Science Division
Ravi Ramalingam, Chief, Consumer Products and Air Quality Assessment Branch
Jose Gomez, Technical Development Section
David Edwards, Implementation Section
CSPA Air Quality Committee & Task Forces
Automotive Specialty Products Association
Laurie Nelson, Randlett Nelson Madden