

State of California
AIR RESOURCES BOARD

Executive Order R-14-005

Relating to Consumer Products Regulations

WHEREAS, on September 26, 2013, the Air Resources Board (ARB or Board) conducted a public hearing to consider for approval the amendments of the California Consumer Products Regulations: Antiperspirants and Deodorants Regulation, Consumer Products Regulation, Aerosol Coating Products Regulation, Tables of Maximum Incremental Reactivity Values, Method 310, and Proposed Repeal of The Hairspray Credit Program, as set forth in the Initial State of Reasons released to the public on August 7, 2013;

WHEREAS, the environmental analysis included in the Initial Statement of Reasons, prepared in accordance with ARB's certified regulatory program and the policy and substantive requirements of CEQA, concluded that the amendments will not result in any significant adverse impacts on the environment;

WHEREAS, following the public hearing, the Board adopted Resolution 13-36, in which the Board approved for adoption the proposed amendments to sections 94501, 94506, 94508, 94509, 94512, 94513, 94515, 94520, 94521, 94522, 94523, 94524, 94525, 94526, 94528, and 94700, title 17, California Code of Regulations (CCR), and the amendments to sections 1,2,3,4,5, Appendix A, and repeal of Appendix B of ARB Method 310, as set forth in Attachments A, B, C, D and E thereto, with the modifications as set forth in Attachment G thereto;

BE IT FURTHER RESOLVED that the Board adopts the proposed repeal of the Hairspray Credit Program, sections 94560, 94561, 94562, 94563, 94564, 94565, 94566, 94567, 94568, 94569, 94570, 94571, 94572, 94573, 94574, and 94575, title 17, CCR., as set forth in Attachment F thereto;

WHEREAS, Resolution 13-36, directed the Executive Officer to determine if additional conforming modifications to the regulation were appropriate and take final action to adopt the modified regulation after making the modified regulatory language and any additional supporting documents and information available to the public for a period of 15 days, consider such written comments as may be submitted during this period, make such further modifications as may be appropriate in light of the comments received, or return the regulatory amendments to the Board for further consideration if warranted;

WHEREAS, on April 3, 2014, the approved regulations, with the changes to the originally proposed text clearly indicated, have been made available for public comment for a period of 15 days in accordance with the provisions of Title 1, California Code of Regulations, section 44;

WHEREAS, a number of written comments were received during the initial 45-day comment period and supplemental 15-day comment period, and those comments have been considered by the Executive Officer; and

WHEREAS, Resolution 13-36 further directed the Executive Officer to consider and approve the written responses to any comments raising environmental issues in accordance with CCR, title 17, section 60007 prior to taking final action to adopt the regulatory amendments.

NOW, THEREFORE, IT IS ORDERED that the recitals and findings contained in Resolution 13-36 are incorporated herein.

IT IS FURTHER ORDERED, the written responses prepared for comments received are hereby approved, including the written responses to any environmental issues raised as required by CCR, title 17, section 60007.

IT IS FURTHER ORDERED that the amendments to sections 94501, 94506, 94508, 94509, 94512, 94513, 94515, 94520, 94521, 94522, 94523, 94524, 94525, 94526, 94528, and 94700, title 17, California Code of Regulations, and the amendments to ARB Method 310, are adopted as set forth in Attachment 1 to this Order.

BE IT FURTHER RESOLVED that the Board adopts the repeal of the Hairspray Credit Program, sections 94560, 94561, 94562, 94563, 94564, 94565, 94566, 94567, 94568, 94569, 94570, 94571, 94572, 94573, 94574, and 94575, title 17, CCR., as set forth in Attachment 2 to this Order.

IT IS FURTHER ORDERED that the adopted regulatory text may be further revised with nonsubstantial or grammatical changes, which will be added to the rulemaking record and indicated as such.

Executed this 1st day of August 2014 at Sacramento, California.


Richard W. Corey
Executive Officer

Attachments

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Office of the Secretary

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Natural Resources Agency California