

State of California
CALIFORNIA AIR RESOURCES BOARD

EXECUTIVE ORDER W-18-015

Relating to CARB Approval of Third-Party Certifiers under
Section 93120.4, Title 17, California Code of Regulations

**AIDIMME - Instituto Tecnológico Metalmeccánico,
Mueble, Madera, Embalaje y Afines**

WHEREAS, the California Air Resources Board (CARB) has adopted the “Airborne Toxic Control Measure to Reduce Formaldehyde Emissions from Composite Wood Products” (the “ATCM”; title 17, California Code of Regulations, sections 93120- 93120.12), which establishes formaldehyde emission standards for composite wood products;

WHEREAS, section 93120.3(b) of the ATCM requires that manufacturers of composite wood products must verify compliance with the formaldehyde emission standards by using a third-party certifier (TPC) approved by CARB;

WHEREAS, the ATCM requires TPCs to: 1) verify the accuracy of the emission test procedures and facilities used by composite wood product manufacturers to conduct formaldehyde emission tests; 2) monitor manufacturer quality assurance programs; and 3) provide independent audits and inspections;

WHEREAS, section 93120.4 of the ATCM sets forth the process for the CARB Executive Officer to approve TPCs;

WHEREAS, section 93120.4(b)(1) of the ATCM requires that applications to become CARB-approved TPCs must be submitted to the Executive Officer in writing and must contain: 1) evidence of actual field experience in the verification of laboratories and wood products, to demonstrate how applicants will be able to competently perform the requirements for TPCs of composite wood products listed in section 93120.12, Appendix 3, of the ATCM; 2) evidence of the ability to properly train and supervise inspectors; 3) evidence of a current “product certification agency” accreditation; and 4) a list of the composite wood products that the applicant is applying to verify and evidence that the applicant is qualified to verify these products;

WHEREAS, Asociación de Investigación y Desarrollo en la Industria del Mueble y Afines (AIDIMA or the “applicant”) submitted an original application dated July 7, 2008, which was deemed complete on September 24, 2008;

WHEREAS, section 93120.4(b)(4) of the ATCM provides that the Executive Officer shall approve the application and issue an Executive Order if the evidence submitted by the

applicant is sufficient to demonstrate that the applicant can competently perform the tasks specified in section 93120.12, Appendix 3, of the ATCM;

WHEREAS, AIDIMA was issued Executive Order W-08-015, signed on November 21, 2008;

WHEREAS, section 93120.4(b)(4) of the ATCM allows CARB-approved TPCs to apply for re-approval by CARB by submitting an updated application;

WHEREAS, AIDIMA submitted an updated application for re-approval to CARB on August 4, 2010, which was deemed complete on August 31, 2010, and AIDIMA was issued Executive Order W-10-015, signed on September 7, 2010;

WHEREAS, AIDIMA submitted an updated application for re-approval to CARB on June 20, 2012, which was deemed complete on June 21, 2012, and AIDIMA was issued Executive Order W-12-015, signed on July 5, 2012;

WHEREAS, AIDIMA submitted an updated application for re-approval to CARB on March 12, 2014, which was deemed complete on June 2, 2014, and AIDIMA was issued Executive Order W-14-015, signed on June 4, 2014;

WHEREAS, AIDIMA submitted an updated application for re-approval to CARB on March 22, 2016, which was deemed complete on May 11, 2016, and AIDIMA was issued Executive Order W-16-015, signed on May 18, 2016;

WHEREAS, on June 13, 2016, AIDIMA requested permission to use staff from the Universidad Tecnologica de Tabasco of Tabasco, Mexico as a subcontractor for inspection services and informed CARB that through a merger with another technological center, their name had changed to AIDIMME - Instituto Tecnologico Metalmeccanico, Mueble, Madera, Embalaje y Afines (AIDIMME);

WHEREAS, AIDIMME possesses the necessary qualifications to train and supervise inspectors;

WHEREAS, it was appropriate to approve AIDIMME's request to add the subcontractor for inspection services listed in Attachment A, and amended Executive Order W-16-015A was issued on July 19, 2016;

WHEREAS, AIDIMME submitted an updated application for re-approval by CARB, received on May 16, 2018, which was deemed complete on July 23, 2018;

WHEREAS, the Executive Officer finds that the complete, updated application for re-approval demonstrated the TPC's ability to continue to comply with section 93120.4(b)(1); and

WHEREAS, the Executive Officer approved AIDIMME's request for re-approval and it is appropriate that Executive Order W-16-015A be superseded by this Executive Order W-18-015.

NOW, THEREFORE, IT IS ORDERED that AIDIMME is hereby approved as a TPC and is issued the following number designating them as a CARB-approved TPC: **TPC-15**.

BE IT FURTHER ORDERED that AIDIMME is a CARB-approved TPC for the following composite wood products: hardwood plywood, particleboard, and medium density fiberboard.

BE IT FURTHER ORDERED that this approval is subject to the following conditions:

1. AIDIMME must provide their CARB-approved TPC number to each manufacturer it has subcontracted with for services, as specified in section 93120.12, Appendix 3, of the ATCM.
2. AIDIMME must participate in an inter-laboratory study of their primary and/or secondary chamber facilities.
3. If AIDIMME wishes to use a subcontracted laboratory other than those listed in Attachment A, AIDIMME must submit a request to the Executive Officer in writing and must provide evidence to demonstrate that the subcontractor can competently perform the tasks for which it is employed. AIDIMME shall not use the subcontractor unless the Executive Officer approves the request in writing.
4. AIDIMME shall immediately notify the Executive Officer if any accreditation or certification provided in support of their initial application is renewed, allowed to expire, or revoked within the duration of this Executive Order.

BE IT FURTHER ORDERED that this Executive Order W-18-015 supersedes Executive Order W-16-015A, which was issued on July 19, 2016.

BE IT FURTHER ORDERED that this Executive Order shall have a duration of two years from the date it is executed; within 120 days prior to the expiration of the original Executive Order, the TPC may apply for re-approval by submitting an updated application to the Executive Officer as provided in section 93120.4 of the ATCM.

BE IT FURTHER ORDERED that the Executive Officer may review and, for good cause, modify or revoke this Executive Order as provided in section 93120.4(d) of the ATCM. The Executive Officer shall not modify or revoke this Executive Order without affording the TPC the opportunity for a hearing in accordance with the procedures specified in title 17, California Code of Regulations, section 60055.1 et seq.

BE IT FURTHER ORDERED that the TPC must maintain records in electronic or hard copy form for two years, for review by CARB upon request, as specified in section 93120.12, Appendix 3, of the ATCM.

BE IT FURTHER ORDERED that on or before March 1 of each year, the TPC must provide an annual report to CARB for the previous calendar year, as specified in section 93120.12, Appendix 3, of the ATCM.

BE IT FURTHER ORDERED that the TPC must notify the Executive Officer in writing within 30 days of any change in their ability to carry out the responsibilities of this Executive Order.

Executed at Sacramento, California this 8th day of August, 2018.



Richard Boyd, Chief
Risk Reduction Branch
Transportation and Toxics Division

Attachment A

List of Subcontractors for AIDIMME - Instituto Tecnológico Metalmeccánico, Mueble, Madera, Embalaje y Afines (TPC-15)
Under Executive Order W-18-015

Company Name	Contact Information	Subcontractor Function
Universidad Tecnológica de Tabasco, Tabasco, Mexico	Maria Jesus Soler AIDIMME - Instituto Tecnológico Metalmeccánico, Mueble, Madera, Embalaje y Afines mjsoler@aidimme.es	Inspection Services