

State of California  
AIR RESOURCES BOARD

**EXECUTIVE ORDER W-19-008**

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

**Hardwood Plywood and Veneer Association Laboratories**

WHEREAS, the California Air Resources Board (CARB) has adopted the “Airborne Toxic Control Measure (ATCM) to Reduce Formaldehyde Emissions from Composite Wood Products” (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, the Hardwood Plywood and Veneer Association Laboratories (HPVA or the “applicant”) submitted an original application dated July 10, 2008, which indicated that the applicant had a contractual agreement with Advanced Testing Services as a subcontractor to provide accredited laboratory services, and the application was deemed complete on July 21, 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, HPVA was issued Executive Order W-08-008, signed on August 4, 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, HPVA submitted an updated application for re-approval to CARB on June 17, 2010, which was approved and HPVA was issued Executive Order W-10-008, signed on August 18, 2010;

WHEREAS, HPVA submitted an updated application for re-approval to CARB on August 17, 2012, which was approved and HPVA was issued Executive Order W-12-008, signed on August 24, 2012;

WHEREAS, HPVA submitted an updated application for re-approval to CARB on August 18, 2014, which was approved and HPVA was issued Executive Order W-14-008, signed on August 27, 2014;

WHEREAS, HPVA submitted an updated application for re-approval to CARB on August 29, 2016, which was approved and HPVA was issued Executive Order W-17-008, signed on March 8, 2017;

WHEREAS, HPVA submitted an updated application for re-approval to CARB, dated January 31, 2019, which was deemed complete on March 6, 2019. The updated application noted that HPVA will no longer use a subcontract laboratory and added Timber Products Inspections, a subcontractor for inspection services;

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

WHEREAS, the Executive Officer approved HPVA's request for re-approval, and it is appropriate that Executive Order W-17-008 be superseded by this Executive Order W-19-008.

NOW, THEREFORE, IT IS ORDERED that HPVA is hereby approved as a TPC and is issued the following number designating them as a CARB-approved TPC: **TPC-8**.

BE IT FURTHER ORDERED that HPVA is a CARB-approved TPC for the following composite wood product: hardwood plywood.

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

1. HPVA 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. HPVA must participate in an inter-laboratory study of their primary and/or secondary chamber facilities.
3. If HPVA wishes to use a subcontractor other than those listed in Attachment A, HPVA 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. HPVA shall not use any subcontractor(s) unless the Executive Officer approves the request in writing.
4. HPVA 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-19-008 supersedes Executive Order W-17-008, which was issued on March 8, 2017.

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 this Executive Order, HPVA may apply for re-approval by submitting an updated application to the Executive Officer as provided in section 93120.4 of the ATCM.

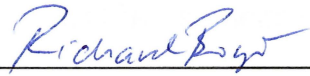
BE IT FURTHER ORDERED that the Executive Officer may review and, for good cause, modify or revoke this Executive Order as provided in section 93120.4(d) of the ATCM. The Executive Officer shall not modify or revoke this Executive Order without affording HPVA the opportunity for a hearing in accordance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

BE IT FURTHER ORDERED that HPVA 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, HPVA 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 HPVA 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 22<sup>nd</sup> day of March, 2019.



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Richard Boyd, Chief  
Risk Reduction Branch  
Transportation and Toxics Division

## Attachment A

List of Subcontractors for  
HPVA (TPC-8)  
Under Executive Order W-19-008

Company Name	Company Contact Information	Subcontractor Function
Timber Products Inspection	Timber Products Inspection, Inc. 1641 Sigman Road Conyers, Georgia 30012 Contact: Mr. Patrick C. Edwards (770) 922-8000	Inspection Services