PROPOSED AMENDED RULE 1106 - MARINE AND PLEASURE CRAFT COATINGS

&

PROPOSED RESCINDING OF RULE 1106.1 - PLEASURE CRAFT COATING OPERATIONS

PUBLIC WORKSHOP

February 12, 2019
OUTLINE

☐ Purpose
☐ Proposal
☐ Updates
☐ Other Impacts
☐ Rulemaking Schedule
PURPOSE

☐ Rulemaking previously conducted
  – Continuing from October 2, 2015 Public Hearing

☐ Meet U.S. EPA RACT requirements

☐ Enhance Compliance
  – Observed non-compliant products (with VOC requirements) in use and on retail shelves

☐ Clarification & updates consistent with more recent Regulation XI coating rules
PROPOSAL

☐ Enhance Rule Effectiveness:
  – Subsume Rule 1106.1 into Rule 1106 - Marine Coating Operations
  – Rescind Rule 1106.1 - Pleasure Craft Coating Operations
  – Format VOC limits into three Tables of Standards, one for Marine, one for Pleasure Craft, and one for Low Solids categories
    {PAR1106 paragraphs (d)(1), (d)(2) & (d)(3)}
  – Remove obsolete rule language
    • Out of date rule language not necessary

☐ Enhance Enforceability:
  – Add prohibitions for possession, specification and sales rule language
    {PAR1106 subdivision (e)}
  – New “most restrictive” VOC limit rule language
    {PAR1106 paragraph (d)(4)}
PROPOSAL (CONT)

☐ Other:

– Align VOC limits with U.S. EPA CTG and other CA APCDs / AQMDs
  {PAR1106 paragraphs (d)(1), (d)(2) & (d)(3)}

– Add application equipment transfer efficiency requirements
  {PAR1106 subparagraphs (d)(9)(A) & (d)(9)(B)}

– Amend touch-up definition and exemption
  {PAR1106 paragraphs (c)(41) & (j)(3)}

– Add Purpose subdivision to Proposed Amended Rule 1106  {PAR1106 subdivision (a)}

– Make Updates and Editorial Corrections as necessary
Received comments during and after Working Group Meeting #1 (January 16, 2019)

- No nonskid coating category in Table of Standards for Pleasure Craft Coatings
  - Falls under Any Other Coating Type (limit is 420 g/L VOC) {PAR 1106 paragraph (d)(2)}

- Request for exemption for UV/EB/LED-cure materials
  - Staff proposes to add an exemption from PAR 1106 provisions for marine and pleasure craft coatings containing <10 g/L VOC {PAR 1106 paragraph (j)(1)}

- Request to include ASTM D7767-11 in subdivision (h) Test Methods
  - SCAQMD laboratory determined ASTM D7767-11 is not an appropriate test method for VOC determination of thin-film energy curable products

- Request time for rule implementation for labeling requirements for Marine and Pleasure Craft Coating manufacturers {PAR 1106 subdivision (g)}
  - Labeling of VOC content is not a new requirement and has been required since December 5, 1986 per Rule 443.1 – Labeling of Materials Containing Organic Solvents
OTHER IMPACTS

☐ CEQA analysis
  – Revised Final Environmental Assessment to be included in May 3, 2019 Governing Board package

☐ Socioeconomic analysis
  – Impacts expected to be negligible
RULEMAKING SCHEDULE

☐ Public Workshop ........................................... February 12, 2019
  – Please submit comments by February 26, 2019

☐ SSC ............................................................... March 15, 2019

☐ Set Hearing ......................................................... April 5, 2019

☐ Public Hearing ..................................................... May 3, 2019
COMMENTS & QUESTIONS

For more information, questions, or comments:

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