



ADVISORY NOTICE

Rule 1113: Section (f) Paragraph (1)(D)
Original Review: February 2017
Revised Date: N/A
Subject: Flat and Nonflat-Coatings after January 1, 2019

Issue:

The South Coast Air Quality Management District (SCAQMD) has been made aware of an inquiry regarding selling Flat and Nonflat-Coatings after January 1, 2019.

Current Rule Language:

Rule 1113 Section (f)(1)(D), the small container exemption, specifies that "the provisions of the Table of Standards 1 and paragraph (c)(1) of this rule shall not apply to architectural coatings in containers having capacities of one liter (1.057 quart) or less, but shall apply to the following:

(D) Effective January 1, 2019, Flat and Nonflat-Coatings that are sold:

- (i) In containers having capacities greater than eight fluid ounce, or
- (ii) For purposes other than touch up."

Analysis:

The purpose of the small container exemption is to allow manufacturers to sell small quantities of niche coatings and for touch up of minor dents, scratches, or blemishes. Touch up is allowed so a previously coated object, e.g. an object coated in a shop or out of state with a high-Volatile Organic Compound (VOC) coating, will not have to be completely repainted. Touch up by applying a smaller quantity of a high-VOC coating can result in overall lower emissions than repainting the entire object.

Conclusion:

In the 2015 rule amendment, the small container exemption was restricted such that Flat and Nonflat-Coatings manufactured after January 1, 2019 do not have to meet the VOC limits if it is sold in a container having a capacity of:

- Eight fluid ounce or less
- One liter or less, provided it is only used for touch up.

Due to the limit of one-liter containers for touch up use only, SCAQMD staff does not expect to see a significant volume for sale at the retail level. Containers, to be used for touch up, with one liter or less of high-VOC Flat or Nonflat-Coatings shipped along with a previously painted widget (door, window, etc.) will be considered compliant.

Comments or questions regarding Rule 1113 should be directed to areasources@aqmd.gov or call the Area Source team at 909-396-2390.