

Volatile Organic Compounds 2025

RAC Meeting #4

April 8, 2025/Microsoft Teams

Brief information about the meeting. These are notes for the 4th meeting with the rules advisory committee to discuss the Volatile Organic Compounds 2025 proposed rulemaking.



Meeting minutes

- Meeting was called to order by DEQ staff at 1:33 pm on April 8th, 2025.
- DEQ staff led with an icebreaker activity for introductions of rulemaking advisory committee members, an overview of the meeting agenda, expectations and conduct, as well as meeting process and procedures.
- DEQ staff then reviewed meeting purpose, and provided recap of previous rulemaking advisory committee meetings.
- DEQ presented regulatory option to adopt model rules from Ozone Transport Commission, phase V for consumer products and phase II for architectural and industrial maintenance coatings. DEQ staff provided review of major structural and content components of the model rules. Emphasized that most applications used in industrial or manufacturing settings are not applicable.
- DEQ provided an overview of model rules for consumer products using Ozone Transport Commissions phase V model rule for consumer products and phase II for architectural and industrial maintenance coatings. DEQ staff guided RAC over highlights of rule structure.
- DEQ led the RAC in a round-robin discussion with committee members about the model rules.
- Some of the issues discussed by RAC members are highlighted below.

Implementation

- Propose 2030 for effective date
- Will OR have the resources and bandwidth to enforce these rules?
- What would updating and enforcement look like?
- When does everything goes into effect – is there a grace period for fines and penalties?
- Sell through provisions – industry supports what is already built into the model rule
- Industry wants consistency with OTC model rules
- Request for easy way to approve exemptions already approved by CARB – manufacturer can send paperwork and approves within 2 days like as is the case in Virginia
- CA is only jurisdiction that has sell through date 3 years
- Would we adopt the CARB approach to phase 5 for wiper fluids or is it a brand new approach?
- Products usually off the selves within a year – so people don't use full sell through date
- Have CP and AIM separate rules from each other – don't combine them
- Concern that other states don't have phase 5, avoiding regulatory patchwork-

Translations or other formats

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Costs

- Concerns about financial feasibility of taking on model rules and concerns about costs being passed down to the consumers because of state of the nation
- Concern about putting Oregon at a disadvantage – want advance notice and time for Oregon manufacturers to comply

Requests from Industry

- ACA supports Phase 4 for CP and Phase 2 for AIM
- HCPA – requests timeline of at least one year from adoption rule
- For paints and coatings, want to provide customers quality products and wants 2 years before effective date to do everything correctly
- need clear definition of labeling required and who is responsible in the end
- Double check on IP exemption – if you can't sell internationally, no reason to get an IP
- See if can approve exemptions like in CO don't need to see the CARB IP – other states just want a copy from CARB

Air Quality, Key Metrics, and Community Engagement

- Oregon is not in a state of non-attainment, want to have assurance that if you adopt rules they can be put into a SIP later on
- What would be measurable impacts and success measures for phase 5?
- What does Phase 5 mean for windshield wipers fluids that are treated differently under CARB.
- Interest currently in getting message out to people community for public comment

DEQ then wrapped up the meeting and identified that the next steps will be to refine the model rules and tailor rules for Oregon. Planning to have one-two additional RAC meetings to discuss fiscal impacts and draft of rules.

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