

**Board Administration and Regulatory Coordination Unit**

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**Division 3. Air Resources Board**

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**Chapter 1. Air Resources Board**

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**Subchapter 8.5 Consumer Products**

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**Article 5. Hairspray Credit Program**

**§ 94569. Protocol for Calculation of Excess Emissions During a Delayed Compliance Period.**

The following equations shall be used to determine the amount of excess emissions from an applicable consumer product manufactured during a delayed compliance period (or a portion of a period, if applicable):

$$\text{Projected Excess Emissions} = \\ ([\text{VOC Content}]_{\text{Product}} - [\text{VOC Standard}]_{\text{Product}})(\text{Projected Sales})$$

$$\text{Actual Excess Emissions} = \\ ([\text{VOC Content}]_{\text{Product}} - [\text{VOC Standard}]_{\text{Product}})(\text{Documented Sales}_{\text{Delayed Compliance Period}})$$

where,

“Projected Excess Emissions” and “Actual Excess Emissions” shall be expressed to the nearest pound of VOC (if the product is an antiperspirant or deodorant, the nearest pound of HVOC or MVOC, as applicable).

“Projected Sales” shall be determined with the following equation:

$$\text{Projected Sales} = \\ (\text{Delayed Compliance Period}/365)(\text{Documented Sales}_{\text{Previous Year}})$$

where,

“Delayed Compliance Period” shall be expressed in days.

“Documented Sales<sub>Previous Year</sub>” means the documented sales, in pounds, (determined using methodology approved by the Executive Officer) for the applicable consumer product for the most recent twelve-month period (for which documented sales records are available) prior to the delayed compliance period, as reported in the HERC use application submitted in accordance with section 94568.

“[VOC Content]<sub>Product</sub>” means the VOC content, in percent, of the applicable consumer product as reported in the HERC use application. (If the product is an antiperspirant or deodorant, the VOC Content shall be expressed as HVOC or MVOC, as applicable.)

“[VOC Standard]<sub>Product</sub>” means the VOC standard, in percent, for the consumer product category as set forth by sections 94502, 94509 or 94522, Title 17, California Code of Regulations.

“Documented Sales<sub>Delayed Compliance Period</sub>” means the documented sales, in pounds, (determined using methodology approved by the Executive Officer) for the applicable consumer product manufactured during the delayed compliance period, or a portion of the delayed compliance period, if applicable, as reported pursuant to section 94571(b).

NOTE: Authority cited: Sections 39600, 39601 and 41712, Health and Safety Code. Reference: Sections 39002, 39600, 40000 and 41712, Health and Safety Code.

REFERENCE