

## Chapter 159: Control of Volatile Organic Compounds from Adhesives and Sealants

SUMMARY: This regulation limits emissions of volatile organic compounds (VOCs) from adhesives, sealants and primers through two basic components: sale and manufacture restrictions that limit the VOC content of specified adhesives, sealants and primers sold in the state; and use restrictions that apply primarily to commercial/industrial applications.

### 1. General Provisions

**A. Applicability.** Except as provided in section 3 of this rule, this rule applies to any person who:

- (1) Sells, supplies, offers for sale or manufactures [for sale in Maine](#) any adhesive, sealant, adhesive primer or sealant primer in Maine.
- (2) Uses or applies for compensation any adhesive, sealant, adhesive primer or sealant primer within Maine.

### B. Definitions

- (1) **Acrylonitrile-butadiene-styrene or ABS welding adhesive.** “Acrylonitrile-butadiene-styrene or ABS welding adhesive” means any adhesive intended by the manufacturer to weld acrylonitrile-butadiene-styrene pipe, which is made by reacting monomers of acrylonitrile, butadiene and styrene.
- (2) **Adhesive.** “Adhesive” means any chemical substance that is applied for the purpose of bonding two surfaces together other than by mechanical means.
- (3) **Adhesive primer.** “Adhesive primer” means any product intended by the manufacturer for application to a substrate, prior to the application of an adhesive, to provide a bonding surface.
- (4) **Aerospace component.** “Aerospace component” means for the purposes of this rule, the fabricated part, assembly of parts or completed unit of any aircraft, helicopter, missile, or space vehicle, including passenger safety equipment.
- (5) **Aerosol adhesive.** “Aerosol adhesive” means an adhesive packaged as an aerosol product in which the spray mechanism is permanently housed in a non-refillable can designed for handheld application without the need for ancillary hoses or spray equipment.
- (6) **Architectural sealant or primer.** “Architectural sealant or primer” means any sealant or sealant primer intended by the manufacturer to be applied to stationary structures, including mobile homes, and their appurtenances. Appurtenances to an architectural structure include, but are not limited to: hand railings, cabinets, bathroom and kitchen fixtures, fences, rain gutters and downspouts, and windows.
- (7) **Automotive glass adhesive primer.** “Automotive glass adhesive primer” means an adhesive primer labeled by the manufacturer to be applied to automotive glass prior to installation of the glass using an adhesive/sealant. This primer improves the adhesion to pinch weld and blocks ultraviolet light.

- (8) **CARB.** “CARB” means the California Air Resources Board.
- (9) **Ceramic tile installation adhesive.** “Ceramic tile installation adhesive” means any adhesive intended by the manufacturer for use in the installation of ceramic tiles.
- (10) **Chlorinated polyvinyl chloride plastic or CPVC plastic.** “Chlorinated polyvinyl chloride plastic” or “CPVC plastic” means a polymer of the vinyl chloride monomer that contains 67% chlorine and is normally identified with a CPVC marking.
- (11) **Chlorinated polyvinyl chloride welding adhesive or CPVC welding adhesive.** “Chlorinated polyvinyl chloride welding adhesive” or “CPVC welding adhesive” means an adhesive labeled for welding of chlorinated polyvinyl chloride plastic.
- (12) **Cleanup solvent.** “Cleanup solvent” means a VOC-containing material used to remove a loosely held uncured (i.e., not dry to the touch) adhesive or sealant from a substrate, or clean equipment used in applying a material.
- (13) **Computer diskette jacket manufacturing adhesive.** “Computer diskette jacket manufacturing adhesive” means any adhesive intended by the manufacturer to glue the fold-over flaps to the body of a vinyl computer diskette jacket.
- (14) **Contact bond adhesive.** “Contact bond adhesive” means an adhesive that: (i) is designed for application to both surfaces to be bonded together, and (ii) is allowed to dry before the two surfaces are placed in contact with each other, and (iii) forms an immediate bond that is impossible, or difficult, to reposition after both adhesive-coated surfaces are placed in contact with each other, and (iv) does not need sustained pressure or clamping of surfaces after the adhesive-coated surfaces have been brought together using sufficient momentary pressure to establish full contact between both surfaces. “Contact Adhesive” does not include rubber cements that are primarily intended for use on paper substrates. “Contact Adhesive” also does not include vulcanizing fluids that are designed and labeled for tire repair only.
- (15) **Cove base.** “Cove base” means a flooring trim unit, generally made of vinyl or rubber, having a concave radius on one edge and a convex radius on the opposite edge that is used in forming a junction between the bottom wall course and the floor or to form an inside corner.
- (16) **Cove base installation adhesive.** “Cove base installation adhesive” means any adhesive intended by the manufacturer to be used for the installation of cove base or wall base on a wall or vertical surface at floor level.
- (17) **Cyanoacrylate adhesive.** “Cyanoacrylate adhesive” means any adhesive with a cyanoacrylate content of at least 95% by weight.
- (18) **Dry wall installation.** “Dry wall installation” means the installation of gypsum dry wall to studs or solid surfaces using an adhesive formulated for that purpose.
- (19) **Flexible vinyl.** “Flexible vinyl” means non-rigid polyvinyl chloride plastic with at five percent by weight plasticizer content.
- (20) **Fiberglass.** “Fiberglass” means a material consisting of extremely fine glass fibers.

- (21) **Indoor floor covering installation adhesive.** “Indoor floor covering installation adhesive” means any adhesive intended by the manufacturer for use in the installation of wood flooring, carpet, resilient tile, vinyl tile, vinyl backed carpet, resilient sheet and roll or artificial grass. Adhesives used to install ceramic tile and perimeter bonded sheet flooring with vinyl backing onto a non-porous substrate, such as flexible vinyl, are excluded from this category.
- (22) **Laminate.** “Laminate” means a product made by bonding together two or more layers of material.
- (23) **Low-solids adhesive, sealant or primer.** “Low-solids adhesive, sealant or primer” means any product that contains 120 grams or less of solids per liter of material.
- (24) **Marine deck sealant or marine deck sealant primer.** “Marine deck sealant” or “marine deck sealant primer” means any sealant or sealant primer labeled for application to wooden marine decks.
- (25) **Medical equipment manufacturing.** “Medical equipment manufacturing” means the manufacture of medical devices, such as, but not limited to, catheters, heart valves, blood cardioplegia machines, tracheostomy tubes, blood oxygenators, and cardiatory reservoirs.
- (26) **Metal to urethane/rubber molding or casting adhesive.** “Metal to urethane/rubber molding or casting adhesive” means any adhesive intended by the manufacturer to bond metal to high density or elastomeric urethane or molded rubber materials, in heater molding or casting processes, to fabricate products such as rollers for computer printers or other paper handling equipment.
- (27) **Multipurpose construction adhesive.** “Multipurpose construction adhesive” means any adhesive intended by the manufacturer for use in the installation or repair of various construction materials, including but not limited to drywall, subfloor, panel, fiberglass reinforced plastic (FRP), ceiling tile and acoustical tile.
- (28) **Nonmembrane roof installation/repair adhesive.** “Nonmembrane roof installation/repair adhesive” means any adhesive intended by the manufacturer for use in the installation or repair of nonmembrane roofs and that is not intended for the installation of prefabricated single-ply flexible roofing membrane, including, but not limited to, plastic or asphalt roof cement, asphalt roof coating and cold application cement.
- (29) **Outdoor floor covering installation adhesive.** “Outdoor floor covering installation adhesive” means any adhesive intended by the manufacturer for use in the installation of floor covering that is not in an enclosure and that is exposed to ambient weather conditions during normal use.
- (30) **Panel installation.** “Panel installation” means the installation of plywood, pre-decorated hardboard (or tileboard), fiberglass reinforced plastic, and similar pre-decorated or non-decorated panels to studs or solid surfaces using an adhesive formulated for that purpose.
- (31) **Perimeter bonded sheet flooring installation.** “Perimeter bonded sheet flooring installation” means the installation of sheet flooring with vinyl backing onto a

nonporous substrate using an adhesive designed to be applied only to a strip of up to four inches wide around the perimeter of the sheet flooring.

- (32) **Plastic cement welding adhesive.** “Plastic cement welding adhesive” means any adhesive intended by the manufacturer for use to dissolve the surface of plastic to form a bond between mating surfaces.
- (33) **Plastic cement welding adhesive primer.** “Plastic cement welding adhesive primer” means any primer intended by the manufacturer for use to prepare plastic substrates prior to bonding or welding.
- (34) **Plastic foam.** “Plastic foam” means foam constructed of plastics.
- (35) **Plasticizer.** “Plasticizer” means a material, such as a high boiling point organic solvent, that is incorporated into a vinyl to increase its flexibility, workability, or distensibility, as determined by ASTM Method E-260-96.
- (36) **Plastics.** “Plastics” means synthetic materials chemically formed by the polymerization of organic (carbon-based) substances. Plastics are usually compounded with modifiers, extenders, and/or reinforcers and are capable of being molded, extruded, cast into various shapes and films or drawn into filaments.
- (37) **Polyvinyl chloride plastic or PVC plastic.** “Polyvinyl chloride plastic” or “PVC plastic” means a polymer of the chlorinated vinyl monomer that contains 57% chlorine.
- (38) **Polyvinyl chloride welding adhesive or PVC welding adhesive.** “Polyvinyl chloride welding adhesive” or “PVC welding adhesive” means any adhesive intended by the manufacturer for use in the welding of PVC plastic pipe.
- (39) **Porous material.** “Porous material” means a substance that has tiny openings, often microscopic, in which fluids may be absorbed or discharged, including, but not limited to, wood, paper and corrugated paperboard.
- (40) **Propellant.** “Propellant” means a fluid under pressure that expels the contents of a container when a valve is opened.
- (41) **Reactive diluent.** “Reactive diluent” means a liquid that is a reactive organic compound during application and one in that, through chemical and/or physical reactions, such as polymerization, twenty (20) percent or more of the reactive organic compound becomes an integral part of a finished material.
- (42) **Roadway sealant.** “Roadway sealant” means any sealant intended by the manufacturer for application to public streets, highways and other surfaces, including but not limited to curbs, berms, driveways and parking lots.
- (43) **Rubber.** “Rubber” means any natural or manmade rubber substrate, including but not limited to, styrene-butadiene rubber, polychloroprene (neoprene), butyl rubber, nitrile rubber, chlorosulfonated polyethylene and ethylene propylene diene terpolymer.
- (44) **SCAQMD.** “SCAQMD” means the South Coast Air Quality Management District, a part of the California Air Resources Board, which is responsible for the regulation of air quality in the State of California.

- (45) **Sealant primer.** “Sealant primer” means any product intended by the manufacturer for application to a substrate, prior to the application of a sealant, to enhance the bonding surface.
- (46) **Sealant.** “Sealant” means any material with adhesive properties that is formulated primarily to fill, seal, waterproof or weatherproof gaps or joints between two surfaces. Sealants include sealant primers and caulks.
- (47) **Sheet-applied rubber installation.** “Sheet-applied rubber installation” means the process of applying sheet rubber liners by hand to metal or plastic substrates to protect the underlying substrate from corrosion or abrasion. These operations also include laminating sheet rubber to fabric by hand.
- (48) **Single-ply roof membrane.** “Single-ply roof membrane” means a prefabricated single sheet of rubber, normally ethylene-propylenediene terpolymer, that is field applied to a building roof using one layer of membrane material.
- (49) **Single-ply roof membrane installation and repair adhesive.** “Single-ply roof membrane installation and repair adhesive” means any adhesive labeled for use in the installation or repair of single-ply roof membrane. Installation includes, as a minimum, attaching the edge of the membrane to the edge of the roof and applying flashings to vents, pipes and ducts that protrude through the membrane. Repair includes gluing the edges of torn membrane together, attaching a patch over a hole and reapplying flashings to vents, pipes or ducts installed through the membrane.
- (50) **Single-ply roof membrane adhesive primer.** “Single-ply roof membrane adhesive primer” means any primer labeled for use to clean and promote adhesion of the single-ply roof membrane seams or splices prior to bonding.
- (51) **Single-ply roof membrane sealant.** “Single-ply roof membrane sealant” means any sealant labeled for application to single-ply roof membrane.
- (52) **Solvent.** “Solvent” means organic compounds that are used as diluents, thinners, dissolvers, viscosity reducers, cleaning agents or other related uses.
- (53) **Structural glazing adhesive.** “Structural glazing adhesive” means any adhesive intended by the manufacturer to apply glass, ceramic, metal, stone or composite panels to exterior building frames.
- (54) **Subfloor installation.** “Subfloor installation” means the installation of subflooring material over floor joists, including the construction of any load bearing joists. Subflooring is covered by a finish surface material.
- (55) **Surface preparation solvent.** “Surface preparation solvent” means a solvent used to remove dirt, oil and other contaminants from a substrate prior to the application of a primer, adhesive or sealant.
- (56) **Thin metal laminating adhesive.** “Thin metal laminating adhesive” means any adhesive intended by the manufacturer for use in bonding multiple layers of metal to metal or metal to plastic in the production of electronic or magnetic components in which the thickness of the bond line(s) is less than 0.25 mils.

- (57) **Tire repair.** “Tire repair” means a process that includes expanding a hole, tear, fissure or blemish in a tire casing by grinding or gouging, applying adhesive and filling the hole or crevice with rubber.
- (58) **Tire tread adhesive.** “Tire tread adhesive” means any adhesive intended by the manufacturer for application to the back of precure tread rubber and to the casing and cushion rubber. Tire tread adhesive may also be used to seal buffed tire casings to prevent oxidation while the tire is being prepared for a new tread.
- (59) **Traffic marking tape.** “Traffic marking tape” means preformed reflective film intended by the manufacturer for application to public streets, highways and other surfaces, including but not limited to curbs, berms, driveways and parking lots.
- (60) **Traffic marking tape adhesive primer.** “Traffic marking tape adhesive primer” means any primer intended by the manufacturer for application to surfaces prior to installation of traffic marking tape.
- (61) **Undersea-based weapons systems components.** “Undersea-based weapons systems components” means the fabrication of parts, assembly of parts or completed units of any portion of a missile launching system used on undersea ships.
- (62) **Waterproof resorcinol glue.** “Waterproof resorcinol glue” means a two-part resorcinol-resin-based adhesive designed for applications where the bond line must be resistant to conditions of continuous immersion in fresh or salt water.

## 2. Requirements

~~A.~~ Except as provided in subsection 2(E) and Section 3 of this rule, on and after January 1, 2011, no person shall manufacture in Maine any adhesive, sealant, adhesive primer or sealant primer in excess of the applicable VOC content limits specified in Table 1.

~~B.~~A. Except as provided in subsection 2(E) and Section 3 of this rule, on and after January 1, 2011, no person shall sell, supply, or offer for sale or manufacture for sale in Maine any adhesive, sealant, adhesive primer or sealant primer any adhesive, sealant, adhesive primer or sealant primer manufactured on or after January 1, 2011, in excess of the applicable VOC content limits specified in Table 1.

~~C.~~B. Except as provided in subsection 2(E) and section 3 of this rule, on and after January 1, 2011, no person shall use or apply for compensation any adhesive, sealant, adhesive primer or sealant primer within Maine manufactured on or after January 1, 2011, in excess of the applicable VOC content limits specified in Table 1.

~~D.~~C. The VOC content limits in Table 1 for adhesives applied to particular substrates shall apply as follows:

- (1) If an operator uses an adhesive or sealant subject to a specific VOC content limit for such adhesive or sealant in Table 1, such specific limit is applicable rather than an adhesive-to-substrate limit; and
- (2) If an adhesive is used to bond dissimilar substrates together, the applicable substrate category with the highest VOC content shall be the limit for such use.

E.D. Any person subject to this rule using a surface preparation or cleanup solvent shall:

- (1) Except as provided in subsection 2(D)(2) of this rule for single-ply roofing, not use materials for surface preparation containing VOCs, unless the VOC content of the surface preparation solvent is less than 70 grams per liter;
- (2) If a surface preparation solvent is used in applying single-ply roofing, not use materials for surface preparation containing VOCs, unless the composite vapor pressure, excluding water and exempt compounds, of the surface preparation solvent does not exceed 45 mm Hg at 20 degrees Celsius;
- (3) Except as provided in subsection 2(D)(4) of this rule, not use materials containing VOCs for the removal of adhesives, sealants, or adhesive or sealant primers from surfaces, other than spray application equipment, unless the composite vapor pressure of the solvent used is less than 45 mm Hg at 20 degrees Celsius; and

(4) Removal of an adhesive, sealant, adhesive primer or sealant primer from the parts of spray application equipment shall be performed ~~as follows:~~

~~(a) In an enclosed cleaning system, or equivalent cleaning system as determined by the test method identified in subsection 5(H) of this rule,~~

~~(b) Using a solvent with a VOC content less than or equal to 70 grams of VOC per liter of material, or~~

~~(c) Parts containing dried adhesive may be soaked in a solvent if the composite vapor pressure of the solvent, excluding water and exempt compounds, is less than or equal to 9.5 mm Hg at 20 degrees Celsius and the parts and solvent are in a closed container that remains closed except when adding parts to or removing parts from the container.~~

in accordance with 06-096 CMR Chapter 130 Solvent Cleaners.

F.E. A person using an adhesive, sealant, adhesive primer or sealant primer subject to this rule may comply with ~~subsections 2(B) and (D)~~ the VOC limits in Table of this ~~rule~~ section using add-on air pollution control equipment if such equipment meets the following requirements:

- (1) The VOC emissions from the use of all adhesives, sealants, adhesive primers or sealant primers subject to this rule are reduced by an overall capture and control efficiency of at least 85%, by weight;
- (2) The combustion temperature is monitored continuously if a thermal incinerator is operated;
- (3) Inlet and exhaust gas temperatures are monitored continuously if a catalytic incinerator is operated;
- (4) Control device efficiency is monitored continuously if a carbon absorber or control device other than a thermal or catalytic incinerator is operated, and
- (5) Operation records sufficient to demonstrate compliance with the requirements of this subdivision are maintained as required by section 4 of this rule.

**G.F.** Any person using adhesives, sealants, adhesive primers, sealant primers, surface preparation or clean-up solvents subject to this rule shall store or dispose of all absorbent materials, such as cloth or paper, which are moistened with adhesives, sealants, primers or solvents subject to this rule, in non-absorbent containers that shall be closed except when placing materials in or removing materials from the container.

**H.G.** No person shall solicit, require the use or specify the application of any adhesive, sealant, adhesive primer, sealant primer, surface preparation or clean-up solvent if such use or application results in a violation of the provisions of this rule. The prohibition of this section shall apply to all written or oral contracts under which any adhesive, sealant, adhesive primer, sealant primer, surface preparation or clean-up solvent subject to this rule is to be used at any location in Maine.

**Table 1. VOC Content Limits for Adhesives, Sealants, Adhesive Primers, Sealant Primers and Adhesives Applied to Particular Substrates**

Adhesive, sealant, adhesive primer or sealant primer category	VOC content limit (grams VOC per liter*)
<b>Adhesives</b>	
ABS welding	400
Ceramic tile installation	130
Computer diskette jacket manufacturing	850
Contact bond	250
Cove base installation	150
CPVC welding	490
Indoor floor covering installation	150
Metal to urethane/rubber molding or casting	850
Multipurpose construction	200
Nonmembrane roof installation/repair	300
Other plastic cement welding	510
Outdoor floor covering installation	250
PVC welding	510
Single-ply roof membrane installation/repair	250
Structural glazing	100
Thin metal laminating	780
Tire retread	100
Perimeter bonded sheet vinyl flooring installation	660
Waterproof resorcinol glue	170
Sheet-applied rubber installation	850
<b>Sealants</b>	
Architectural	250
Marine deck	760
Nonmembrane roof installation/repair	300
Roadway	250
Single-ply roof membrane	450
Other	420
<b>Adhesive Primers</b>	
Automotive glass	700

Plastic cement welding	650
Single-ply roof membrane	250
Traffic marking tape	150
Other	250
<b><i>Sealant Primers</i></b>	
Non-porous architectural	250
Porous architectural	775
Marine deck	760
Other	750
<b><i>Adhesives Applied to the Listed Substrate</i></b>	
Flexible vinyl	250
Fiberglass	200
Metal	30
Porous material	120
Rubber	250
Other substrates	250

\* The VOC content is determined as the weight of volatile compounds, less water and exempt compounds as specified in Section VI of this rule.

### 3. Exemptions and Exceptions

A. The requirements of this rule shall not apply to the use ~~or~~, sale or manufacture of the following compounds:

- (1) Adhesives, sealants, adhesive primers or sealant primers being tested or evaluated in any research and development, quality assurance or analytical laboratory, provided records are maintained as required in section 4 of this rule;
- (2) Adhesives, sealants, adhesive primers and sealant primers that are subject regulated as consumer products under 06-096 CMR Chapter 152 Control of Volatile Organic Compounds from Consumer Products;
- (3) Adhesives and sealants that contain less than 20 grams of VOC per liter of adhesive or sealant, less water and less exempt compounds, as applied;
- (4) Cyanoacrylate adhesives;
- (5) Adhesives, sealants, adhesive primers or sealant primers that are sold or supplied by the manufacturer or supplier in containers with a net volume of 16 fluid ounces or less, or a net weight of one pound or less, except plastic cement welding adhesives and contact adhesives; ~~and~~
- (6) Contact adhesives that are sold or supplied by the manufacturer or supplier in containers with a net volume of one gallon or less; ~~and~~
- (7) Adhesives and sealants that are applied in a dry, powdered form and activated without the use of solvent.

- B. The requirements of this rule shall not apply to the use, sale or manufacture of adhesives, sealants, adhesive primers, sealant primers, surface preparation and cleanup solvents in the following operations:
- (1) Tire repair operations, provided the label of the adhesive states "For tire repair only;"
  - (2) In the assembly, repair and manufacture of aerospace or undersea-based weapon systems;
  - (3) Solvent welding operations used in the manufacture of medical equipment; and
  - (4) Plaque laminating operations in which adhesives are used to bond clear, polyester acetate laminate to wood with lamination equipment installed prior to July 1, 1992. Any person claiming exemption pursuant to this subparagraph shall record and maintain monthly operational records sufficient to demonstrate compliance with this exemption and in accordance with section 4 of this rule.
- C. The provisions of this rule, except subsection 2(A) of this rule, shall not apply if the total VOC emissions from all adhesives, sealants, adhesive primers and sealant primers used at the source are less than 200 pounds per calendar year, or an equivalent volume. Any person claiming exemption pursuant to this subparagraph shall record and maintain monthly operational records sufficient to demonstrate compliance ~~and in accordance with section 4 of this rule.~~
- D. The provisions of ~~subsections 2(A) and 2(D) of~~ this rule shall not apply to the use of any adhesives, sealants, adhesive primers, sealant primers, cleanup solvents and surface preparation solvents provided the total volume of noncomplying adhesives, sealants, primers, cleanup and surface preparation solvents applied facility-wide does not exceed 55 gallons per calendar year. Any person claiming exemption pursuant to this subparagraph shall record and maintain monthly operational records sufficient to demonstrate compliance with this exemption ~~and in accordance with section 4 of this rule.~~
- E. Section 2(A) of this rule shall not apply to the sale of any adhesive, sealant, adhesive primer or sealant primer to a person using Department-permitted add-on air pollution control equipment, pursuant to section 2(E) of this rule, to comply with the requirements of this rule.
- F. The VOC limits in Table 1 of this rule shall apply to the use of single-ply roof membrane installation or repair adhesive, single-ply roof membrane sealant and single-ply roof membrane adhesive primer on the following schedule:
- (1) For the year 2011, from May 1 through September 30; and
  - (2) On and after January 1, 2012.
- G. The VOC limits in Table 1 of this rule shall not apply to any manufacturer or distributor who sells supplies or offers for sale any single-ply roof membrane installation or repair adhesive, single-ply roof membrane sealant or single-ply roof membrane adhesive primer prior to January 1, 2012.

#### 4. Administrative Requirements

- A. Each person subject to this rule shall maintain records demonstrating compliance with this rule, including, but not limited to, the following information:

- (1) A list of each adhesive, sealant, adhesive primer, sealant primer cleanup solvent and surface preparation solvent in use and in storage;
- (2) A data sheet or material list which provides the material name, manufacturer identification, and material application;
- (3) Catalysts, reducers or other components used and the mix ratio;
- (4) The VOC content of each product as supplied;
- (5) The final VOC content or vapor pressure, as applied; and
- (6) The monthly-annual volume of each adhesive, sealant, adhesive primer, sealant primer, cleanup or surface preparation solvent used or purchased.

B. Any person who complies with subsection 2(A) through the use of add-on air pollution control equipment shall record the key operating parameters for the control equipment, including but not limited to, the following information:

- (1) The volume used per day of each adhesive, sealant, adhesive primer, sealant primer or solvent that is subject to a VOC content limit in Table 1 and that exceeds such a limit;
- (2) On a daily basis, the combustion temperature, inlet and exhaust gas temperatures and control device efficiency, as appropriate, control equipment operating parameters required to be monitored pursuant to subsection 2(E) of this rule;
- (3) Daily hours of operation; and
- (4) All maintenance performed including the date and type of maintenance.

C. All records made to determine compliance with this rule shall be maintained for five (5) years from the date such record is created and shall be made available to the Department within 90 days of a request.

D. For adhesives, sealants, adhesive primers and sealant primers subject to the laboratory testing exemption pursuant to subsection 3(A)(1) of this rule, the person conducting the testing shall make and maintain records of all such materials used, including, but not limited to, the product name, the product category of the material or type of application and the VOC content of each material.

5. **Compliance Procedures and Test Methods.** Any person who sells, supplies, offers for sale or manufactures an adhesive, sealant, adhesive primer or sealant primer subject to this rule on or after January 1, 2011 for sale in Maine shall possess documentation that such adhesive, sealant, adhesive primer or sealant primer complies with the VOC limits in Table 1 of this rule, where the VOC content is determined according to the requirements of this section.

- A. Except as provided in subsections 5(C), (D) and (E) of this section, the VOC and solids content of all non-aerosol adhesives, adhesive primers and cleanup solvents shall be determined using U.S. EPA Reference Method 24, as identified in 40 CFR 60, Appendix A, or SCAQMD Method 304.
- B. The organic content of exempt organic compounds shall be determined using ASTM D4457-85, as applicable.

- C. The VOC content of any plastic welding cement adhesive or primer shall be determined using SCAQMD Method 316A.
- D. To determine if a diluent is a reactive diluent, the percent of the reactive organic compound that becomes an integral part of the finished materials shall be determined using SCAQMD Method 316A.
- E. The composite vapor pressure of organic compounds in cleaning materials shall be determined by quantifying the amount of each compound in the blend using gas chromatographic analysis (ASTM E 260-91) for organics and ASTM D3792-79 for water content, as applicable, and the following equation:

$$Pp_c = \frac{\sum_{i=1}^n (W_i)(VP_i)/Mw_i}{W_w/Mw_w + \sum_{i=1}^n W_e/Mw_e + \sum_{i=1}^n W_i/Mw_i}$$

Where:

- Ppc = VOC composite partial pressure at 20 C, in mm Hg
- Wi = Weight of the "i"th VOC compound, in grams, as determined by ASTM E 260-91
- Ww = Weight of water, in grams as determined by ASTM D 3792-86
- We = Weight of the "i"th exempt compound, in grams, as determined by ASTM E 260-91
- Mwi = Molecular weight of the "i"th VOC compound, in grams per g-mole, as given in chemical reference literature
- Mww = Molecular weight of water, 18 grams per g-mole
- Mwe = Molecular weight of the "i"th exempt compound, in grams per g-mole, as given in chemical reference literature
- Vpi = Vapor pressure of the "i"th VOC compound at 20 C, in mm Hg, as determined by subdivision (6) of this section

- F. The vapor pressure of each single component compound may be determined from ASTM D2879-86 or may be obtained from any of the following sources:
- (1) The most recent edition of *The Vapor Pressure of Pure Substances*, Boublik, Fried, and Hala; Elsevier Scientific Publishing Company, New York;
  - (2) The most recent edition of *Perry's Chemical Engineer's Handbook*, McGraw-Hill Book Company;
  - (3) The most recent edition of *CRC Handbook of Chemistry and Physics*, Chemical Rubber Publishing Company;
  - (4) The most recent edition of *Lange's Handbook of Chemistry*, John Dean, editor, McGraw-Hill Book Company; or
  - (5) Additional sources approved by the ~~SCAQMD or other California air districts~~ Department.
- G. If air pollution control equipment is used to meet the requirements of this rule, the owner or operator shall make the following determinations:

- (1) The measurement of capture efficiency shall be conducted and reported in accordance with the EPA Technical Document "*Guidelines for Determining Capture Efficiency*," issued January 9, 1995; and
  - (2) The control efficiency shall be determined in accordance with U.S. EPA Methods 25, 25A, 25B or CARB Method 100.
- H. The active and passive solvent losses from spray gun cleaning systems shall be determined using SCAQMD's "General Test Method for Determining Solvent Losses from Spray Gun Cleaning Systems," dated October 3, 1989. The test solvent for this determination shall be any lacquer thinner with a minimum vapor pressure of 105 mm of Hg at 20 degrees Celsius, and the minimum test temperature shall be 15 degrees Celsius.
- I. For adhesives that do not contain reactive diluents, grams of VOC per liter of adhesive, less water and exempt compounds, shall be calculated according to the following equation:

$$\text{Grams of VOC per liter of adhesive} = \frac{W_s - W_w - W_e}{V_m - V_w - V_e}$$

Where:

- $W_s$  = weight of volatile compounds, in grams
- $W_w$  = weight of water, in grams
- $W_e$  = weight of exempt compounds, in grams
- $V_m$  = volume of material, in liters
- $V_w$  = volume of water, in liters
- $V_e$  = volume of exempt compounds, in liters

- J. For adhesives that contain reactive diluents, the VOC content of the adhesive is determined after curing. The grams of VOC per liter of adhesive, less water and exempt compounds, shall be calculated according to the following equation:

$$\text{Grams of VOC per liter of adhesive} = \frac{W_{rs} - W_{rw} - W_{re}}{V_{rm} - V_{rw} - V_{re}}$$

Where:

- $W_{rs}$  = weight of volatile compounds not consumed during curing, in grams
- $W_{rw}$  = weight of water not consumed during curing, in grams
- $W_{re}$  = weight of exempt compounds not consumed during curing, in grams
- $V_{rm}$  = volume of material not consumed during curing, in liters
- $V_{rw}$  = volume of water not consumed during curing, in liters
- $V_{re}$  = volume of exempt compounds not consumed during curing, in liters

- K. Grams of VOC per liter of material shall be calculated according to the following equation:

$$\text{Grams of VOC per liter of materials} = \frac{W_s - W_w - W_e}{V_m}$$

Where:

- $W_s$  = weight of volatile compounds, in grams
- $W_w$  = weight of water, in grams
- $W_e$  = weight of exempt compounds, in grams
- $V_m$  = volume of material, in liters

- L. Percent VOC by weight shall be calculated according to the following equation:

$$\% \text{ VOC by weight} = [(W_v / W)] \times 100$$

Where:

$W_v$  = weight of VOCs in grams

$W$  = weight of material in grams

## 6. Container Labeling

- A. Each manufacturer of an adhesive, sealant, adhesive primer or sealant primer subject to this rule shall display the following information on the product container or label:
- (1) A statement of the manufacturer's recommendation regarding thinning, reducing, or mixing of the product, except that:
    - (a) This requirement does not apply to the thinning of a product with water; and
    - (b) If thinning of the product prior to use is not necessary, the recommendation must specify that the product is to be applied without thinning;
  - (2) The maximum or the actual VOC content of the product in accordance with section 5, as supplied, displayed in grams of VOC per liter of product; and
  - (3) The maximum or the actual VOC content of the product in accordance with section 5, which includes the manufacturer's maximum recommendation for thinning, as applied, displayed in grams of VOC per liter of product.

AUTHORITY: 38 M.R.S.A., Section 585-B

EFFECTIVE DATE:

### BASIS STATEMENT

This rule reduces volatile organic compound (VOC) emissions from adhesives, sealants, adhesive primers and sealant primers by setting VOC content limits on approximately 40 adhesive, sealant adhesive primer and sealant primer products. Additionally, the rule allows for the use of add-on controls to meet the VOC limits. VOCs react with nitrogen oxides in the presence of sunlight to form ozone, which is responsible for exacerbating a variety of respiratory ailments and may result in permanent lung damage. Products in these categories account for approximately 3.1 tons of VOC emissions per day in Maine.

In addition to the Basis Statement above, the Department has filed with the Secretary of State response to representative comments received during the comment period.