

**Testimony of David Darling, Director Environmental Affairs
National Paint and Coatings Association
November 3, 2005 OTC Meeting**

Good Afternoon. My name is David Darling, Director Environmental Affairs at the National Paint and Coatings Association.

My intent today is to briefly mention our main concerns, however we would like to meet with OTC in the future to discuss our concerns in more detail.

First we believe that it is too premature for OTC to consider South Coast Rule 1113 as a Suggested Control Measure for the following reasons:

1. The current OTC AIM rule has barely been implemented – several states adopted the rule on January 1, 2005, Maine is to adopt on January 1, 2006 and many other OTC states have yet to adopt the rule.
2. Further, the key problematic implementation dates of Rule 1113 have not even been implemented and negotiations are still ongoing. Even South Coast staff recognize that there are problems with the limits for many of the categories and are currently considering what action to take in this regard.
3. OTC should wait until several key projects are completed by the California Air Resources Board (CARB). These include the 2005 AIM Survey, exemption of Tbac, AIM Reactivity, Method 24 and Texanol Availability. Specifically, the 2005 CARB survey should provide needed information on the availability of coatings compliant with the very low South Coast limits.
5. In addition, it is important to note that CARB will be working on its Suggested Control Measure next year - NPCA suggests that OTC hold off until CARB has completed its work - especially considering the fact that in the past CARB chose not to adopt Rule 1113 levels.
6. OTC should also wait until the EPA ANPR issue is settled – since this may have a significant impact on the reductions that OTC States can take in the future.
7. NPCA is very concerned that coatings formulated for South Coast will not work in the Northeast. OTC must consider the dramatic differences in weather patterns in the Los Angeles basin versus the Northeast including precipitation and colder temperatures. Coatings acceptable in South Coast may fail dramatically in the northeast.

NPCA also has concerns with OTC's intention to conduct an AIM survey in the Spring of 2006. Most importantly we are concerned that the 2005 data may not be representative since many manufacturers sold pre-rule products via the sell through provision which will impact the results of the survey. We suggest that NY and the other OTC States wait until 2007. We would like to meet with OTC to further discuss the AIM Survey issue.

Finally, NPCA would like to comment on the VOC inventory and OTC modeling effort

1. As discussed at the October 5th OTC meeting, AIM coatings make up only 3% of the VOC inventory whereas automobiles and stationary sources account for 52%. Since AIM coatings are such a small percentage of the VOC inventory – reducing VOCs from AIM coatings for a second time will have little impact on ozone nonattainment issue – OTC must go after the largest sources of VOCs and NO_x.
2. In addition, NPCA believes it's very important that OTC fully quantify natural sources of VOCs (isoprene) by zeroing out anthropogenic sources in order to fully understand the effects of natural VOCs. This is especially important since the production of these natural VOCs increase in direct relation to temperature increases.

Thank you for your time, any questions?