

HR 4805

Formaldehyde Standards for Composite Wood Products Act

Congress: 111 (2009–2011, Ended)

Chamber: House

Policy Area: Environmental Protection

Introduced: Mar 10, 2010

Current Status: Placed on the Union Calendar, Calendar No. 291.

Latest Action: Placed on the Union Calendar, Calendar No. 291. (Jun 22, 2010)

Official Text: <https://www.congress.gov/bill/111th-congress/house-bill/4805>

Sponsor

Name: Rep. Matsui, Doris O. [D-CA-5]

Party: Democratic • **State:** CA • **Chamber:** House

Cosponsors (3 total)

Cosponsor	Party / State	Role	Date Joined
Rep. Ehlers, Vernon J. [R-MI-3]	R · MI		Mar 10, 2010
Rep. Sutton, Betty [D-OH-13]	D · OH		Mar 17, 2010
Rep. Schakowsky, Janice D. [D-IL-9]	D · IL		Mar 18, 2010

Committee Activity

Committee	Chamber	Activity	Date
Energy and Commerce Committee	House	Discharged from	May 26, 2010
Financial Services Committee	House	Discharged From	Jun 22, 2010

Subjects & Policy Tags

Policy Area:

Environmental Protection

Related Bills

Bill	Relationship	Last Action
111 S 1660	Related bill	Jul 7, 2010: Became Public Law No: 111-199.

Formaldehyde Standards for Composite Wood Products Act - (Sec. 2) Amends the Toxic Substances Control Act (TSCA) to establish formaldehyde emission standards for hardwood plywood, medium-density fiberboard, and particleboard sold, supplied, offered for sale, or manufactured in the United States. Lists exemptions from such standard for hardboard, structural plywood (as specified in the Voluntary Product Standard-Structural Plywood standard numbered PS 1-07), structural panels (as specified in the Voluntary Product Standard-Performance Standard for Wood-Based Structural-Use Panels standard numbered PS 2-04), structural composite lumber (as specified in the Standard Specification for Evaluation of Structural Composite Lumber Products standard labeled ASTM D 5456-06), oriented strand board, glued laminated lumber (as specified in the Structural Glued Laminated Timber standard labeled ANSI A190.1-2002), prefabricated wood I-joists (as specified in the Standard Specification for Establishing and Monitoring Structural Capacities of Prefabricated Wood I-Joists labeled ASTM D 5055-05), finger-jointed lumber, wood packaging (including pallets, crates, spools, and Dunnage), and composite wood products used inside new vehicles, rail cars, boats, aerospace craft, aircraft, or windows, exterior doors, and garage doors that contain de minimis amounts of composite wood products. Sets forth provisions concerning compliance with such standards.

Requires the Administrator of the Environmental Protection Agency (EPA) to conduct a rulemaking process to determine whether the definition of hardwood plywood should exempt engineered veneer or any laminated product.

Applies the formaldehyde emission standard regardless of whether an applicable hardwood plywood, medium-density fiberboard, or particleboard is in the form of an unfinished panel, or incorporated into a finished good.

Establishes emission standards for: (1) composite wood products made with no-added formaldehyde-based resins; and (2) ultra low-emitting formaldehyde resin.

Directs the Administrator, by July 1, 2013, to promulgate implementing regulations that ensure compliance with the standards, including its provisions relating to labeling, chain of custody requirements, sell-through provisions, ultra low-emitting formaldehyde resins, no-added formaldehyde-based resins, finished goods, third-party testing and certification, auditing and reporting of third-party certifiers, recordkeeping, enforcement, laminated products, and exemptions from the emission requirements for products and components containing de minimis amounts of composite wood products.

Requires sell-through provisions, with respect to composite wood products and finished goods containing regulated wood products, to: (1) be based on a designated date of manufacture (which shall be no earlier than the date 180 days following the promulgation of such regulations) of the composite wood product or finished good, rather than date of sale of the composite wood product or finished good; and (2) provide that any inventory of composite wood products or finished goods containing regulated composite wood products manufactured before the designated date of manufacture of the composite wood products or finished goods shall not be subject to the formaldehyde emission standard requirements.

Requires implementing regulations to: (1) prohibit the stockpiling of inventory to be sold after the designated date of manufacture; and (2) not require any labeling or testing of composite wood products or finished goods containing regulated composite wood products manufactured before the designated date of manufacture.

Requires the Administrator, by July 1, 2013, in coordination with the Commissioner of Customs and Border Protection (CBP) and other appropriate federal agencies, to revise regulations promulgated under TSCA concerning import certification of any chemical substance, mixture, or article containing a chemical substance or mixture as necessary to

ensure compliance with this Act.

Provides that an individual or entity that violates any requirement under this Act shall be considered to have committed a prohibited act under TSCA.

(Sec. 3) Requires the Administrator within a year of this Act's enactment and annually thereafter through December 31, 2014, to report to specified congressional committees on the status of the measures to be carried out pursuant to formaldehyde standards for composite wood products and the extent to which relevant industries have achieved compliance with such requirements.

(Sec. 4) Requires the Secretary of Housing and Urban Development (HUD), within 180 days of the Administrator promulgating such standards, to update its regulation regarding formaldehyde emission controls standards for plywood and particleboard materials in manufactured homes to ensure that the regulation reflects TSCA formaldehyde standards.

Actions Timeline

- **Jun 22, 2010:** Reported (Amended) by the Committee on Energy and Commerce. H. Rept. 111-509, Part I.
- **Jun 22, 2010:** Committee on Financial Services discharged.
- **Jun 22, 2010:** Placed on the Union Calendar, Calendar No. 291.
- **May 26, 2010:** Committee Consideration and Mark-up Session Held.
- **May 26, 2010:** Ordered to be Reported (Amended) by the Yeas and Nays: 27 - 10.
- **May 26, 2010:** Subcommittee on Commerce, Trade and Consumer Protection Discharged.
- **Mar 18, 2010:** Subcommittee Hearings Held.
- **Mar 11, 2010:** Referred to the Subcommittee on Commerce, Trade and Consumer Protection.
- **Mar 10, 2010:** Introduced in House
- **Mar 10, 2010:** Referred to House Energy and Commerce
- **Mar 10, 2010:** Referred to the Committee on Energy and Commerce, and in addition to the Committee on Financial Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.
- **Mar 10, 2010:** Referred to House Financial Services