

What the U.S. EPA Formaldehyde Rule Means to You

TSCA Title VI Requirements and Compliance Dates

REQUIREMENTS	COMPLIANCE DATES
PANEL PRODUCERS	
Obtain certification by EPA-recognized third-party certifier for covered panel product types, including those eligible for NAF/ULEF exemptions or reduced testing	June 1, 2018
Comply with the following emissions limits (if no exemption): <ul style="list-style-type: none"> • Hardwood Plywood = 0.05 parts per million (ppm) • Particleboard = 0.09 ppm • MDF = 0.11 ppm • Thin MDF = 0.13 ppm 	June 1, 2018
Quarterly testing and quality control testing	June 1, 2018
Labeling and record-keeping (bills of lading, invoices, etc.)	June 1, 2018
FABRICATORS	
Source only TSCA Title VI compliant composite wood panels (sell-through permitted for pre-compliance date panel inventory)	June 1, 2018
Record-keeping (bills of lading, invoices, etc.)	June 1, 2018
Finished goods labeling	June 1, 2018
IMPORTERS	
Comply with certification requirements	June 1, 2018
Labeling and record-keeping (bills of lading, invoices, etc.)	June 1, 2018
Import certification required under TSCA Section 13	March 22, 2019
DISTRIBUTORS & RETAILERS	
Record-keeping (bills of lading, invoices, etc.)	June 1, 2018
Retain labels if bundles of panels are broken or finished goods are removed from boxes and the product itself does not bear a label	June 1, 2018
NON-EXEMPT LAMINATED PRODUCT PRODUCERS	
Source only TSCA Title VI compliant composite wood core panels	June 1, 2018
Record-keeping (bills of lading, invoices, etc.)	June 1, 2018
Meet all of the requirements for hardwood plywood, including 0.05 ppm emission limit and all certification, recordkeeping and testing requirements.	March 22, 2024
EXEMPT LAMINATED PRODUCT PRODUCERS	
Source only TSCA Title VI compliant composite wood core panels	June 1, 2018
Record-keeping (bills of lading, invoices, etc.)	June 1, 2018
Record-keeping demonstrating purchase/ use of NAF/PF resins	March 22, 2024

This Guide reflects changes in the EPA Formaldehyde Rule effected by an agreed Order dated March 13, 2018 in litigation in the United States District Court in the Northern District of California (Sierra Club v. Pruitt). The Order changed many compliance dates from December 12, 2018 to June 1, 2018. It also provided that products certified to the CARB standard (17 CCR §93120) would be considered certified to TSCA Title VI until March 22, 2019 and may be labeled as such.

Originally sourced from the Composite Panel Association 2018