



August 15, 2023

Re: Important Notice: Sales Restrictions of 3M Volatile Organic Compounds (VOC) Regulated Products

Dear Valued 3M Customer,

As you know, 3M sells a wide variety of products for resale or use in the United States. Some of these products contain Volatile Organic Compounds (“VOCs”) and are subject to various federal, state and local regulations in the United States, both in the consumer and industrial markets. VOCs are emitted from a variety of sources, including mobile sources (e.g. automobiles), stationary sources (e.g. factories), and products. VOCs react in the atmosphere with nitrogen oxide to produce ground-level ozone, which is a major component of air pollution (“smog”). Federal, state and local jurisdictions enact mandatory regulations to limit VOCs emissions, including regulations to limit VOC emissions from chemical products, in order to meet rigorous air quality standards set by the U.S. Environmental Protection Agency (EPA).

As a result of these regulations, **certain products may be subject to sales restrictions or are banned for sale in certain locations.**

This letter highlights certain restrictions on the sale of certain 3M products, which are affected by these regulations, in applicable states or regions within states. If you choose to buy such products, **you must take appropriate steps to ensure those products are not sold, supplied, distributed, or offered for sale in the restricted states or regions, unless an appropriate exemption applies.** Failure to comply with these sales restrictions could have serious consequences for both 3M and you including, but not limited to, potential regulatory fines and penalties, confiscation of goods, and termination of 3M’s business relationship with you.

The attached **Table 1-A** contains a list of 3M products that, as of the date of this letter, are **banned for sale in certain states under consumer product VOC rules.** The attached **Table 1-B** contains a list of 3M products that, as of the date of this letter, are **subject to sales restrictions under industrial product VOC rules, with possible exemptions.** These tables are provided to assist you in managing your sales of 3M products affected by these regulations. Note that the product listings in Table 1-A and Table 1-B are based solely on the 3M recommended use of the product; use of a 3M product outside these recommended uses may change its regulated status.

Instructions for interpreting Table 1-A and Table 1-B are below.

Table 1-A: Regulated Consumer Products

- List of 3M products banned for sale in the indicated state due to consumer product VOC rules and regulations.
  - Products with no code can be sold in the indicated state.
  - Products coded 'X' CANNOT be sold in the indicated state.
  - Products coded with 'P' are pending restriction on the effective date listed in Table 1-A.
- It is important to note that for VOC regulatory purposes the definition of "consumer product" is much broader than home use. Consumer products include products used by commercial and institutional customers (e.g. hospitals, schools, automotive body shops, professional contractors, construction workers at job sites, etc.) and, therefore, may include some products used in an industrial setting. Consumer products are regulated at the federal and the state level.
- Products may be regulated under both consumer and industrial product VOC regulations. In addition to product use, package size may also impact which types of regulations apply (consumer or industrial).
- Additional information regarding federal and state rules can be found at the following sources (provided for reference):
  - Federal rules: <https://www.epa.gov/stationary-sources-air-pollution/consumer-products-national-volatile-organic-compound-emission>
  - California rules: <https://ww2.arb.ca.gov/our-work/programs/consumer-products-program>
  - Ozone Transport Commission (OTC) Model rules: <https://otcair.org/>

Table 1-B: Regulated Industrial Products

- List of 3M products restricted for sale in the indicated state or region due to industrial product VOC rules and regulations.
  - Products coded 'R' **are restricted for sale** in the indicated state or in a regulated region of the indicated state **unless an appropriate exemption applies**
  - Note that adhesive and sealant products labeled and sold for aerospace use only are exempt from the sales restrictions, as their use is regulated under aerospace industry-specific regulations
  - If you are a 3M authorized distributor, you should be independently familiar with and comply with all federal, state and local VOC rules and regulations. Although certain limited exemptions may exist under industrial product VOC rules and regulations, you are responsible for understanding any such exemptions. 3M is not responsible for any exemption applicability determination made by you or your customers.
- Industrial products include occupational and commercial products designed for use in the maintenance or operation of an industrial or commercial entity, and products used in the manufacture or construction of goods or

commodities, including “in the field” at construction sites. Industrial product VOC rules and regulations are aligned with specific industries and types of products. Industrial products are regulated at the state and the local level.

- Products may be regulated under both consumer and industrial product VOC regulations. In addition to product use, package size may also impact which types of regulations apply (consumer or industrial).
- Additional information regarding state and local rules can be found at the following sources (provided for reference):
  - California air district rules: <https://ww2.arb.ca.gov/current-air-district-rules>
  - Ozone Transport Commission (OTC) Model rules: <https://otcair.org/>
- Note that for industrial products, in addition to the VOC restrictions on sale, referenced above, state and local regulations may impose restrictions on use. This letter does not address such use restrictions. Users of industrial products are responsible for understanding and complying with any such use restrictions.

3M offers a range of products that comply with all applicable federal, state and local VOC regulations in the United States, and these products can be sold throughout the United States without any restrictions. For questions or more information about these products, please contact your 3M Sales or Customer Service Representative.

Thank you for your attention to this matter. We appreciate your business.

Sincerely,

Lucas Fyle, Senior Regulatory Analyst























Table 1-B: Regulated Industrial Products

Products Restricted for Sale in the U.S. under Industrial regulations

Can sell  
Restricted in at least one California Air District  R<sup>†</sup>

State-Wide Sales Restrictions with Possible Exemptions  R

Adhesives & Sealants

Product Name	Part Number	3M SAP ID	3M Legacy SKU	SDS Document Group Number	UPC	AK	AL	AZ	AR	CA	CO	CT	DE	DC	FL	GA	HI	ID	IL	IN	IA	KS	KY	LA	ME	MD	MA	MI	MN	MS	MO	MT	NE	NV	NH	NJ	NM	NY	NC	ND	OH	OK	OR	PA	RI	SC	SD	TN	TX	UT	VA	VT	WA	WV	WI	WY													
990-13 VIOLET SCOTCHLITE PROCESS COLOR		7000004848	75-0300-8080-0	11-8908-3	0 00 51135 67647 9					R <sup>†</sup>																																																											
990-14 LEM YLW SCOTCHLITE PROCESS COLOR		7000004849	75-0300-8081-8	11-8909-1	0 00 51135 67648 6					R <sup>†</sup>																																																											
990-15 MAGENTA SCOTCHLITE PROCESS COLOR		7000004850	75-0300-8082-6	11-8910-9	0 00 51135 67649 3					R <sup>†</sup>																																																											
990-017 990 SERIES INTERSTATE BLUE SCREEN PRINTING			75-0301-8747-2	29-1224-4	0 00 51141 42545 0					R <sup>†</sup>																																																											
3M™ Process Color 1805 Black		7000129324	75-0300-4864-1	08-0506-9	0 00 51138 64968 5					R <sup>†</sup>																																																											