§ 59.514 Circumvention.
Each manufacturer, distributor, and importer of an aerosol coating or component subject to the provisions of this subpart must not alter, destroy, or falsify any record or report, to conceal what would otherwise be noncompliance with this subpart. Such concealment includes, but is not limited to, refusing to provide the Administrator access to all required records and date-coding information, misstating the PWR content of a coating or component batch, or altering the results of any required tests to determine the PWR.

§ 59.515 Incorporations by reference.
(a) The following material is incorporated by reference (IBR) in the paragraphs noted in § 59.508. These incorporations by reference were approved by the Director of the Federal Register in accordance with 5 U.S.C. 552(a) and 1 CFR part 51. These materials are incorporated as they exist on the date of approval, and notice of any changes in these materials will be published in the Federal Register.


(2) South Coast Air Quality Management District (SCAQMD) Test Method 318–95, Determination of Weight Percent Elemental Metal in Coatings by X-ray Diffraction, (July, 1996), IBR approved for § 59.508.


(b) You may obtain and inspect the materials at the Air and Radiation Docket and Information Center, U.S. EPA, 401 M Street, SW., Washington, DC; the EPA Library, 109 T.W. Alexander Drive, U.S. EPA, Research Triangle Park, North Carolina; you may inspect the materials at the National Archives and Records Administration (NARA). For information on the availability of this material at NARA, call 202–741–6030, or go to http://www.archives.gov/federal_register/code_of_federal_regulations/ibr_locations.html.

[73 FR 15621, Mar. 24, 2008, as amended at 77 FR 14283, Mar. 9, 2012]

§ 59.516 Availability of information and confidentiality.
(a) Availability of information. The availability to the public of information provided to or otherwise obtained by the Administrator under this part shall be governed by part 2 of this chapter.

(b) Confidentiality. All confidential business information entitled to protection under section 114(c) of the Clean Air Act (CAA) that must be submitted or maintained by each regulated entity pursuant to this subpart shall be treated in accordance with 40 CFR part 2, subpart B.

(c) Reports and Applications. The content of all reports and applications required to be submitted to the Agency under § 59.511, § 59.509, or § 59.502 are not entitled to protection under Section 114(c) of the CAA.

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**Table 1 to Subpart E of Part 59—Product-Weighted Reactivity Limits by Coating Category**

<table>
<thead>
<tr>
<th>Coating category</th>
<th>Category code</th>
<th>Reactivity limit (g O_3/g product)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Clear Coatings</td>
<td>CCP</td>
<td>1.50</td>
</tr>
<tr>
<td>Flat Coatings</td>
<td>FCP</td>
<td>1.20</td>
</tr>
<tr>
<td>Fluorescent Coatings</td>
<td>FLP</td>
<td>1.75</td>
</tr>
<tr>
<td>Metallic Coatings</td>
<td>MCP</td>
<td>1.90</td>
</tr>
<tr>
<td>Non-Flat Coatings</td>
<td>NFP</td>
<td>1.40</td>
</tr>
<tr>
<td>Primers</td>
<td>PCP</td>
<td>1.20</td>
</tr>
<tr>
<td>Ground Traffic/Marking</td>
<td>GTM</td>
<td>1.20</td>
</tr>
<tr>
<td>Art Fixatives or Sealants</td>
<td>AFS</td>
<td>1.80</td>
</tr>
<tr>
<td>Auto Body Primers</td>
<td>ABP</td>
<td>1.55</td>
</tr>
<tr>
<td>Automotive Bumper and Trim Products</td>
<td>ABT</td>
<td>1.75</td>
</tr>
<tr>
<td>Aviation or Marine Primers</td>
<td>AMP</td>
<td>2.00</td>
</tr>
<tr>
<td>Aviation Propeller Coatings</td>
<td>APC</td>
<td>2.50</td>
</tr>
</tbody>
</table>
### TABLE 2A TO SUBPART E OF PART 59—REACTIVITY FACTORS

<table>
<thead>
<tr>
<th>Coating category</th>
<th>Category code</th>
<th>Reactivity limit (g O&lt;sub&gt;2&lt;/sub&gt;/g VOC)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Corrosion Resistant Brass, Bronze, or Copper Coatings</td>
<td>CRB</td>
<td>1.80</td>
</tr>
<tr>
<td>Exact Match Finish—Engine Enamel</td>
<td>EEE</td>
<td>1.70</td>
</tr>
<tr>
<td>Exact Match Finish—Automotive</td>
<td>EFA</td>
<td>1.50</td>
</tr>
<tr>
<td>Exact Match Finish—Industrial</td>
<td>EFI</td>
<td>2.05</td>
</tr>
<tr>
<td>Floral Sprays</td>
<td>FSP</td>
<td>1.70</td>
</tr>
<tr>
<td>Glass Coatings</td>
<td>GCP</td>
<td>1.40</td>
</tr>
<tr>
<td>High Temperature Coatings</td>
<td>HTC</td>
<td>1.85</td>
</tr>
<tr>
<td>Hobby/Model/Craft Coatings, Enamel</td>
<td>HME</td>
<td>1.45</td>
</tr>
<tr>
<td>Hobby/Model/Craft Coatings, Lacquer</td>
<td>HML</td>
<td>2.70</td>
</tr>
<tr>
<td>Hobby/Model/Craft Coatings, Clear or Metallic</td>
<td>HMC</td>
<td>1.60</td>
</tr>
<tr>
<td>Marine Spar Varnishes</td>
<td>MSV</td>
<td>0.90</td>
</tr>
<tr>
<td>Photograph Coatings</td>
<td>FHC</td>
<td>1.00</td>
</tr>
<tr>
<td>Pleasure Craft Primers, Surfaces or Undercoaters</td>
<td>PCS</td>
<td>1.05</td>
</tr>
<tr>
<td>Pleasure Craft Topcoats</td>
<td>PCT</td>
<td>0.60</td>
</tr>
<tr>
<td>Polyolefin Adhesion Promoters</td>
<td>PAP</td>
<td>2.50</td>
</tr>
<tr>
<td>Shellac Sealers, Clear</td>
<td>SSC</td>
<td>1.00</td>
</tr>
<tr>
<td>Shellac Sealers, Pigmented</td>
<td>SSP</td>
<td>0.95</td>
</tr>
<tr>
<td>Slip-Resistant Coatings</td>
<td>SRC</td>
<td>2.45</td>
</tr>
<tr>
<td>Spatter/Multicolor Coatings</td>
<td>SMC</td>
<td>1.05</td>
</tr>
<tr>
<td>Vinyl/Fabric/Leather/Poly carbonate Coatings</td>
<td>VFC</td>
<td>0.85</td>
</tr>
<tr>
<td>Weld-Through Primers</td>
<td>WFC</td>
<td>0.85</td>
</tr>
<tr>
<td>Wood Stains</td>
<td>WSP</td>
<td>1.00</td>
</tr>
<tr>
<td>Wood Touch-up/Repair or Restoration Coatings</td>
<td>WTR</td>
<td>1.50</td>
</tr>
</tbody>
</table>

*a Regulated entities may use these category codes or define their own in accordance with §59.511(b)(8).