

# Rule History

## Title 30 Texas Administrative Code Chapter 115

### Automotive Windshield Washer Fluid

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#### Introduction

The official version of the rules in [Chapter 115, Subchapter G, Division 1](#) is available on the Secretary of State's website.

Each revision is identified by the date the commission adopted the changes. When available, the rule project number, which is the unique identification number from the rules tracking database for the specific rule project, is also provided for reference.

The *Texas Register* publications of the rule proposal and adoption are given for each revision. The proposed rules are approved by the commissioners to be published in the *Texas Register* for public comment. Once adopted by the commissioners, the rules are republished as final in the *Texas Register*.

These rules are submitted for United States Environmental Protection Agency (EPA) approval as part of the State Implementation Plan (SIP) control strategy to meet the National Ambient Air Quality Standard (NAAQS) for ozone. Links to the *Federal Register* publication of the EPA's approval of these rules and the associated SIP revisions are also included.

The summary information includes the affected sections of the rule, the counties affected, the compliance date, and a brief description of the rule revisions. If the adopted rule does not provide for additional time to comply with any new or revised requirements then compliance with any rule revisions is required by the effective date of the rulemaking.

## Rule Project Adopted on 01/28/2004

### Rule project number 2003-039-115-AI

Proposal: [28 TexReg 8287](#) (09/26/2003)

Adoption: [29 TexReg 1365](#) (02/13/2004)

Date submitted to EPA: 02/13/2004

EPA approval:

- [70 FR 7041](#) (02/10/2005)
- [70 FR 8878](#) (02/23/2005) (Correction)

Sections affected:

- Amended: 115.600, 115.610, 115.612, 115.613, 115.615–115.617, and 115.619
- Repealed: 115.614

Areas affected:

- Statewide

Compliance date: Not applicable (Effective date: 02/19/2004)

Summary:

The rulemaking deletes requirements that are duplicated by the national federal consumer products rule ([63 FR 48819](#) (09/11/1998)) and updates terminology and language to refer to windshield washer fluid instead of consumer products.

The rulemaking remains applicable to windshield wiper fluid because the current limit in the Chapter 115 rules is more stringent than the national federal consumer products rule.

## Rule Project Adopted on 07/24/1996

### Rule project number 1996-117-115-AI

Proposal: [21 TexReg 3908](#) (05/07/1996)

Adoption: [21 TexReg 7409](#) (08/06/1996)

Date submitted to EPA: 08/09/1996

EPA approval: [64 FR 3841](#)  (01/26/1999)

Section affected:

- Amended: 115.616

Areas affected:

- Statewide

Compliance date: Not applicable (Effective date: 08/16/1996)

Summary:

The rulemaking provides the manufacturer of a regulated consumer product the option to display information on the product container or package stating that the product was manufactured after 01/01/1995, as an alternative to displaying the date the product was manufactured.

## Rule Project Adopted on 02/14/1996

### Rule project number 1995-102-115-AI

Proposal: [20 TexReg 7020](#) (09/08/1995)

Adoption: [21 TexReg 1548](#) (02/27/1996)

Date submitted to EPA: 03/13/1996

EPA approval: [64 FR 3841](#)  (01/26/1999)

Sections affected:

- Amended: 115.600 and 115.614

Areas affected:

- Statewide

Compliance date: Not applicable (Effective date: 03/07/1996)

Summary:

The rulemaking allows for the registration of an innovative product to be introduced into the Texas market without receiving prior approval from the Texas Commission on Environmental Quality.

## Rule Project Adopted on 05/04/1994

Proposal: [19 TexReg 150](#) (01/07/1994)

Adoption: [19 TexReg 3703](#) (05/13/1994)

Date submitted to EPA: 05/09/1994

EPA approval:

- [62 FR 27964](#) (05/22/1997) (Partial approval)
- [64 FR 3841](#) (01/26/1999)

Sections affected:

- Amended: 115.600, 115.601, 115.612–115.617, and 115.619

Areas affected:

- Statewide

Compliance date: Not applicable (Effective date: 05/27/1994)

Summary:

The rulemaking expands the alternative control requirements, testing requirements, and recordkeeping requirements for automotive windshield wiper fluid to apply statewide. These changes are due to the addition of rules applicable to various consumer products manufactured or used in any county in the state.

This rulemaking is part of the [15% Rate of Progress SIP Revision \(Phase II\)](#) (05/13/1994).

## Rule Project Adopted on 05/08/1992

Proposal: [17 TexReg 670](#) (01/28/1992)

Adoption: [17 TexReg 4683](#) (06/30/1992)

Date submitted to EPA: 06/04/1992

EPA approval: [60 FR 12438](#) (03/07/1995)

Sections affected:

- Amended: 115.612, 115.613, 115.615, 115.617, and 115.619
- New: 115.614

Areas affected:

- Beaumont–Port Arthur area (Hardin, Jefferson, and Orange Counties)
- Dallas–Fort Worth (DFW) area (Collin, Dallas, Denton, and Tarrant Counties)
- El Paso area (El Paso County)
- Houston-Galveston-Brazoria area (Brazoria, Chambers, Fort Bend, Liberty, Montgomery, and Waller Counties)

Compliance date: 04/30/1993 (Effective date: 08/01/1992)

Summary:

The rulemaking extends existing rule requirements to sources that sell or offer for sale automotive windshield washer fluid located in ozone nonattainment counties (Brazoria, El Paso, Jefferson, and Orange Counties) and the counties recently designated as nonattainment (Chambers, Collin, Denton, Fort Bend, Hardin, Liberty, Montgomery, and Waller Counties).

The rulemaking also establishes a volatile organic compound (VOC) content limit of 8.0% by weight for automotive windshield washer fluid.

This rulemaking is part of the [15% Rate of Progress SIP Revision \(Phase I\)](#) (11/10/1993).

## Rule Project Adopted on 12/08/1989

Proposal: [14 TexReg 3676](#) (07/28/1989)

Adoption: [15 TexReg 587](#) (02/02/1990)

Date submitted to EPA: 03/05/1990

EPA approval: [57 FR 44124](#) (09/24/1992)

Sections affected:

- New: 115.612, 115.613, 115.617, and 115.619
- Repealed: 115.291, 115.293, and 115.294

Areas affected:

- DFW area (Dallas and Tarrant Counties)

Compliance date: Not applicable (Effective date: 02/19/1990)

Summary:

The rulemaking establishes automotive windshield washer fluid requirements in the new Chapter 115. The rulemaking is part of the reorganization and reformatting of the Chapter 115 rules (Rule Project Adopted on 12/08/1989), but no substantive changes are made to the rule requirements for automotive windshield washer fluid.

## Rule Project Adopted on 12/08/1989

Proposal: [14 TexReg 3523](#) (07/21/1989)

Adoption: [15 TexReg 355](#) (01/23/1990)

Date submitted to EPA: 03/05/1990

EPA approval: [57 FR 44124](#) (09/24/1992)

Sections affected:

- New: 115.612, 115.613, 115.617, and 115.619
- Repealed: 115.291, 115.293, and 115.294

Areas affected:

- DFW area (Dallas and Tarrant Counties)

Compliance date: Not applicable (Effective date: 02/19/1990)

Summary:

The rulemaking repeals the entire Chapter 115 rules, including the consumer products rules. This rulemaking is concurrent with the adoption of the new Chapter 115 (Rule Project Adopted on 12/08/1989).



## Rule Project Adopted on 12/18/1987

Proposal: [12 TexReg 3532](#) (10/2/1987)

Adoption: [13 TexReg 1544](#) (04/01/1988)

Date submitted to EPA: 12/21/1987

EPA approval: [56 FR 40253](#) (08/14/1991)

Sections affected:

- New: 115.291, 115.293, and 115.294

Areas affected:

- DFW area (Dallas and Tarrant Counties)

Compliance date: 12/31/1990 (Effective date: 04/14/1988)

Summary:

The rulemaking establishes new requirements for sources that sell or offer for sale VOC-containing automotive windshield washer fluid in Dallas and Tarrant Counties.

This revision is necessary to satisfy federal requirements for Dallas and Tarrant Counties because these counties did not attain the federal air quality standard by the required 12/31/1982 deadline.

This rulemaking is part of the [Dallas/Tarrant Post-1982 SIP Revision](#) (12/18/1987).