

**State of California
AIR RESOURCES BOARD**

EXECUTIVE ORDER G-10-011

Relating to Certification of Portable Outboard Marine Tanks and Components

Scepter Corporation

Portable Outboard Marine Tank Self Sealing Cap

WHEREAS, the California Air Resources Board (ARB) has established, pursuant to California Health and Safety Code sections 39600, 39601, 43013, 43018, and 43101, criteria for obtaining certification of a portable outboard marine tank, portable outboard marine tank self sealing cap, portable outboard marine tank fuel hose, or portable outboard marine tank primer bulb in “CP-510, Certification Procedure for Portable Outboard Marine Tanks and Components,” adopted July 20, 2009, incorporated by reference into title 13, California Code of Regulations, sections 2468.2 and 2468.8;

WHEREAS, “CP-510, Certification Procedure for Portable Outboard Marine Tanks and Components,” adopted July 20, 2009, (hereinafter “Certification Procedure”) incorporated by reference into title 13, California Code of Regulations, section 2468.1, requires that an application for certification include proof that the cap automatically closes and seals up to a pressure of 5 psig;

WHEREAS, section 1, of the Certification Procedure provides that an Executive Order will only be issued for a portable outboard marine tank, portable outboard marine tank self sealing cap, portable outboard marine tank fuel hose, or portable outboard marine tank primer bulb that demonstrates compliance with all applicable certification requirements;

WHEREAS, section 2, of the Certification Procedure requires an applicant to warranty their portable outboard marine tank, portable outboard marine tank self sealing cap, portable outboard marine tank fuel hose, or portable outboard marine tank primer bulb for a period of one year;

WHEREAS, section 3, of the Certification Procedure requires an applicant to submit specified information in its application for certification;

WHEREAS, section 5, of the Certification Procedure provides that ARB Executive Officer shall evaluate each application for certification of a portable outboard marine tank, portable outboard marine tank self sealing cap, portable outboard marine tank fuel hose, or portable outboard marine tank primer bulb, to determine if the portable outboard marine tank, portable outboard marine tank self sealing cap, portable outboard marine tank fuel hose, or portable outboard marine tank primer bulb complies with the criteria for issuance of an executive order;

WHEREAS, Scepter Corporation has submitted an application for certification of a portable outboard marine tank self sealing cap;

WHEREAS, Scepter Corporation has submitted test data indicating that the cap self seals and prevents leakage up to a pressure of 5 psig;

WHEREAS, Scepter Corporation has submitted a copy of the warranty language and operating instructions specified in section 2 of the Certification Procedure;

WHEREAS, Scepter Corporation has submitted all of the information specified in section 3 of the Certification Procedure in its application for certification of its portable outboard marine tank self sealing cap; and

WHEREAS, Scepter Corporation's application for certification of its portable outboard marine tank self sealing cap has been evaluated, and its portable outboard marine tank self sealing cap has been found to comply with the criteria for the issuance of an executive order.

NOW, THEREFORE, pursuant to the authority vested in ARB by sections 39600, 39601, 43013, 43018, and 43101, Health and Safety Code, and pursuant to the authority vested in the undersigned by sections 39515 and 39516, Health and Safety Code, and Executive Order P-10-002.

IT IS ORDERED AND RESOLVED that the portable outboard marine tank self sealing cap produced by Scepter Corporation as described in its application for certification of said systems are hereby certified to meet the performance standards and administrative requirements applicable to portable outboard marine tank self sealing caps. Production systems must be in all material respects the same as those for which certification is granted and must meet all the certification requirements.

IT IS FURTHER ORDERED that Scepter Corporation must comply with the administrative requirements specified in title 13, California Code of Regulations sections 2468.6(a) and must supply any changes to the date code and representative code to the Executive Officer for review and approval at least three months prior to offering for sale a certified self sealing cap with changed codes.

IT IS FURTHER ORDERED that any alteration of the components or design of the portable outboard marine tank self sealing cap certified hereby is prohibited and is inconsistent with this certification, unless said alteration has been approved in advance of production by the Executive Officer or his designee.

IT IS FURTHER ORDERED that Scepter Corporation must supply in the packaging of each certified portable outboard marine tank self sealing cap for availability at the time of sale a copy of the warranty language submitted in its application for certification.

IT IS FURTHER ORDERED that Scepter Corporation must supply in the packaging of each certified portable outboard marine tank self sealing cap for availability at the time of sale a copy of the operating instructions for each portable outboard marine tank self sealing cap as submitted in its application for certification.

IT IS FURTHER ORDERED that Scepter Corporation must supply any changes to the warranty language or the operating instructions to the Executive Officer for review and approval at least 30 days prior to offering for sale a certified portable outboard marine tank self sealing cap with changed warranty language or operating instructions.

IT IS FURTHER ORDERED that the Executive Officer may enjoin sales, assess penalties, or revoke or modify this certification as provided in CCR section 2468.9, if the Executive Officer determines that the product manufactured for sale, advertised for sale or sold in California does not meet the "Certification and Compliance Test Procedures" as provided in CCR section 2468.9.

Executed at Sacramento, California this 1st day of March 2010.

Alberto Ayala, Chief
Monitoring and Laboratory Division