



# AB 262

## Background

- Requires contractors bidding on state infrastructure and construction project to disclose the global warming potential (GWP) for eligible materials (e.g. flat glass) in an *Environmental Product Declaration* (EPD)
- The California Department of General Services (DGS) will set a maximum allowable GWP based on an *industry-average EPD* for the material.
- The DGS will adjust the GWP downward over time
- DGS will require manufacturers to submit product-specific EPDs reflecting the GWP results from *each manufacturing facility*



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## Key Dates

- *January 1, 2019* – EPDs will be requested by the state
- *January 1, 2020* – EPDs will be required by the state
- *January 1, 2021* – DGS publishes the maximum acceptable GWP for eligible materials
- *July 1, 2021* – EPDs will be required and used to gauge GWP compliance of eligible materials



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### **NGA Comments to DGS**

- Not enough time to produce EPDs
- Facility-specific results do not represent how products go to market
- Legislation will result in excluding products from the CA marketplace
- The calculation methodology for maximum allowable GWP is flawed
- Not enough outreach from DGS soliciting comments from external stakeholders



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### **DGS Response to NGA**

- The Buy Clean California Act timelines have been revised by AB 1817
- DGS interprets a "facility-specific EPD" as a product-specific EPD originating from a single facility. Individual facility compliance cannot be verified through submission of multi-facility or industry-wide EPDs
- DGS has made note that AB262's requirement for facility-specific EPDs could result in excluding products from the CA marketplace, and will further investigate the issue
- DGS will plan future outreach to external stakeholders



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