



**OUTDOOR POWER EQUIPMENT
INSTITUTE**

OUTDOOR POWER REPORT

A QUARTERLY UPDATE FOR OPEI MEMBERS

JANUARY 2013

Message from Kris Kiser, President and CEO of OPEI



2013 is the year when theory becomes reality for the introduction of Ethanol 15 (E15). We just received word that the federal appeals court refused to reconsider a decision to throw out a lawsuit challenging an Environmental Protection Agency (EPA) rule that allows higher concentrations of corn-based ethanol in gasoline. The reasoning is that we didn't have 'standing' because we couldn't show specific harm as a result of the EPA's decision. It is regrettable that the court is insisting to see personal or economic injury before they take action. Our interest is to protect the consumer; we're trying to prevent the harm from happening in the first place. Look for OPEI's E15 Consumer Warning Ad in USA Today's Superbowl Magazine on newsstands January 28. You can get a sneak preview of the Ad on our new and improved [OPEI website](#), as well. We're unveiling a new TurfMutt Public Service Announcement (PSA) set for national broadcast this year. Check out the [PSA](#) and share with colleagues, family and friends. The U.S. Department of Energy is now the third agency to list [TurfMutt](#) as an education resource. We are also pleased to announce that [TurfMutt](#) has received its first corporate grant from The Toro Company. If you'd like to "Join the Pack," contact KReamy@opei.org.

LEGAL

- DC Court denies appeal for rehearing on EPA's E15 partial waiver. Appeal to Supreme Court and misfueling rule challenge under consideration.
 - > Contact Kris Kiser for more information. (kkiser@opei.org)

ELECTRIC OUTDOOR PRODUCTS/IEC

- OPEI is extending a call for participants in support of standards activity for electric, battery and corded, outdoor power equipment. This new committee will provide expertise for and support the standards process at the International Electrotechnical Commission (IEC), as well as support the needs of members related to electric products.
- OPEI to participate in the IEC TC 116 MT3 committee for electric lawn and garden machinery.
 - > Contact Gerry Coons for more information. (gcoons@opei.org)

ANSI STANDARDS

- ANSI/OPEI B175.1, Handheld Chain Saws-Safety and Environmental Requirements published on November 14, now available for public purchase at ansi.org. Copies are available to OPEI members free of charge.
- ANSI/OPEI B71.4, Commercial Turf Care Equipment-Safety Specification published on November 16, now available for public purchase at ansi.org. Copies are available to OPEI members free of charge.
- Fifteen (15) standards committees currently active.
- OPEI publication of B175.3, Grass Trimmers and Brushcutters standard planned for 2013.
- OPEI publication of B175.4, Cut-Off Machines standard planned for 2013.
- OPEI publication of B71.3, Snow Throwers standard planned for 2013.
- OPEI publication of B71.10, Gasoline Fuel Systems-Performance Specifications and Test Procedures standard planned for 2013.
- OPEI is extending a call for participants for the following standard committees: B175.7, Pole Pruners and B175.8, Handheld Tillers and Cultivators.
 - > Contact Kathy Woods or Dan Mustico for more information. (kwoods@opei.org / dmustico@opei.org)



TURFMUTT

- The U.S. Department of Energy joins EPA and Department of Education in using OPEI's TurfMutt program.
- [TurfMutt Public Service Announcement](#) finalized and expected to broadcast this year.
 - > Contact Kris Kiser for more information. (kkiser@opei.org)

MARKET STATISTICS

- Year-end shipment data released to members on January 21.
- Next monthly shipment report to include first-ever electric categories.
- Global Golf Report set for inaugural release in February.
 - > Contact Kristen Reamy for more information. (kreamy@opei.org)

CPSC

- CPSC is considering a “Notice of Proposed Rulemaking” related to stability, handling and operator protection affecting utility vehicles (UTV).
- CPSC is considering a change affecting information disclosure reported under section 6(b) of the CPSA, 15 U.S.C. Section 2055 (b) as announced in September. OPEI joined The National Association of Manufacturers (NAM) in objecting to this proposed change.
 - > Contact Gerry Coons for more information. (gcoons@opei.org)

EUROPE/REGULATION

- European RoHS directives expand scope of products to include fuel powered OPE. OPEI coordinating with EGMF to convey U.S. concerns on compliance issues.
- The European Commission - DG Enterprise has published a public consultation document for review on its website of the Non-Road Mobile Machinery (NRMM) directive 97/68/EC in preparation for a legislative proposal. See additional information [here](#).
- The European Commission launches a study and impact assessment of merging the EU Outdoor Noise Directive requirements with the Machinery Directive.
- OPEI participated in the **EUROMOT Engine in Society Forum 2012** and the **International Engine Associations Meeting 2012** hosted by EUROMOT in November. International harmonization was a topic of discussion.
 - > Contact Gerry Coons for more information. (gcoons@opei.org)

EUROPE/ISO

- ISO 5395 – Safety requirements for combustion-engine powered lawnmowers – Parts 1, 2, 3 set for final ballot in early 2013. Requirements for standing operator machines have been removed.
- ISO TC 23 WG 4 met in October to begin work on new sustainability requirements for the design of agricultural, forestry, and lawn/garden equipment.
- Call for participants on ISO working groups within SC13 and SC17 subcommittees.
- Side-by-Side UTV Standard in development for European markets.
 - > Contact Dan Mustico for more information. (dmustico@opei.org)

CANADA

- Canada notice and Discussion Document of plan to amend off-road small spark ignition engine emission regulations.
- British Columbia Recycling Regulation for outdoor power equipment being met through the OPEIC Stewardship Program developed by OPEI on behalf of industry. [BC Recycling handbook now available](#).
 - > Contact Gerry Coons for more information. (gcoons@opei.org)

EPA/CARB

- EPA registers E15 fuel. E15 state sales expanding.
- EPA regulatory changes due to come into effect in 2014 and 2015 affecting Utility Vehicles over 25 mph.
- EPA Technical Amendment affecting certification fuels under consideration. Regulatory uncertainty raises concerns for industry.
- CARB requirements for Emission Warranty Statements undergoing changes.
- CARB harmonization with EPA on Certification Testing Procedures and Requirements became effective January 10, 2013 requiring supplemental information to be submitted with CARB cert applications.
- OPEI joins National Marine Manufacturers Association’s (NMMA) efforts to create a certification program for fuel additives, focusing on fuel stability.
- OPEI participating on committee to revise ASTM D 4814 specification for spark ignition engine fuel, to include information on E15 misfueling risks for off-road engines.
 - > Contact Gerry Coons for more information. (gcoons@opei.org)



CODES AND STANDARDS

- Ongoing advocacy to promote the value of turf grass in green building codes and standards.
 - > EPA removes 40% Turf Limitation from EPA WaterSense Specification, effective January 2013.
 - > Proposal submitted by OPEI to remove 40% Turf Limitation from ASHRAE 189.1, Standard for the Design of High Performance Green Buildings.
- OPEI participating on ASABE development of X623, Standardized Procedure for Determining Landscape Plant Water Requirements.
 - > Contact Gerry Coons for more information. (gcoons@opei.org)

UPCOMING MEETINGS

- January 23, 2013 – OPEI Legal and Regulatory Compliance Committee Meeting, by webinar.
- February 3-5, 2013 – OPEI Board Meeting – Palm Beach, FL
- February 16-19, 2013 – OPEAA Board Meeting and Annual Meeting – Palm Beach Gardens, FL
- March 13-14, 2013 – OPEI Market Statistics Committee Meeting – Baltimore, MD
- March 25-27, 2013 – IEC TC116 MT3 Committee Meeting – Las Vegas, NV
- April 10, 2013 – OPEI Legal and Regulatory Compliance Committee Meeting – Alexandria, VA
- April 16-17, 2013 – OPEI Board Meeting – Washington, DC
- May 13, 2013 – OPEI Committee Chairs Forum – Alexandria, VA
- May 14, 2013 – OPEI Engine and Fuels Committee Meeting – Alexandria, VA
- May 14-16, 2013 – OPEI HHPC and Handheld Committees Meetings – Alexandria, VA
- May 17, 2013 – CSA Standards Meeting – Ottawa, Canada
- June 5-6, 2013 – OPEI B71.1 and B71.4 Committee Meetings – Sarasota, FL
- June 5-7, 2013 – IEC TC116 MT3 Committee Meeting – Toronto, Canada
- June 17-18, 2013 – ISO TC 23 SC13 Meeting – Brussels, Belgium
- June 17-18, 2013 – OPEI Board Meeting – Williamsburg, VA
- June 18-21, 2013 – OPEI Annual Meeting – Williamsburg, VA
- June 25, 2013 – ASTM Fuel Specification Committee Meeting – Montreal, Canada
 - > Contact Marla Popkin for more information. (mpopkin@opei.org)



Our actor awaiting director's call during PSA filming. Check the PSA out [here](#).



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