

SAFEGUARDS

SGS CONSUMER TESTING SERVICES

HARDLINES

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California Proposition 65 Settlements : Californian Judge gives lead the “Kiss-off”

The release of a report in 2007 titled “A Poison Kiss: The Problem of Lead in Lipstick” by the Campaign for Safe Cosmetics (CSC) as well as court cases regarding the presence of lead in lipstick have raised public concern about whether the presence of lead in lipstick violates Proposition 65.

The Attorney General, State of California, Department of Justice, concluded that the level of Lead in lipstick, up to 5 parts per million (ppm), does not raise a reasonable claim of a Proposition 65 violation and ought not to be pursued¹.

The exposure data is based on the assumption of the use of lipstick of 100 milligrams per day. Comparing this to the 0.5 microgram per day “safe-harbor” Maximum Allowable Dose Level (MADL) from Proposition 65, it appears that a reasonable claim that there is a duty to warn would not arise until concentrations exceed 5 ppm Lead.

The Attorney General added that Lead is not readily absorbed through skin by application of lipstick.

As the leader in one-stop total quality services, SGS is equipped with state-of-the-art facilities and an expert team. With these strong technological backgrounds we offer a high-level of expertise in testing, verification, technical consultancy and inspection of products for the cosmetics industry. Through extensive experience that we have acquired over the years, SGS simply can help.

Please do not hesitate to contact us for any further information.



¹http://ag.ca.gov/prop65/pdfs/Lipstick_Letter-a.pdf#xml=http://search.doj.ca.gov:8004/AGSearch/isvquery/3c6f81c4-52f6-4d13-aaaa-a903c8aae522/1/hilite/

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