

SAFEGUARDS

SGS CONSUMER TESTING SERVICES

HARDGOODS, TOYS & JUVENILE PRODUCTS, SOFTLINES, ELECTRICAL & ELECTRONICS

NO. 147/12 SEPT 2012

CALIFORNIA PROP 65 - RECENT SETTLEMENTS

Proposition 65 (Prop 65) is the “Safe Drinking Water and Toxic Enforcement Act of 1986”, a ballot initiative passed overwhelmingly by California residents in 1986. Since its enactment, there have been numerous lawsuits which have spurred the reduction of carcinogenic and reprotoxic chemicals through the reformulation of consumer products containing such chemicals¹.

Over the years, Prop 65 has concluded consent agreements for a number of consumer products such as bibs, bicycles, booster cables, brass-containing products, cookware, cosmetics, coverings for books and vinyl journals, ear buds, exercise mats, ceramicware and glassware, clothing, faux leather furniture, headphone cables, jewellery, lunchboxes, luggage and accessories, personal carrying products, poker chips, safety pins and vinyl lounge chairs².

A number of consent settlements were concluded recently which will necessitate the reformulation of a variety of consumer products. Highlights of these settlements are summarised in Table 1.



¹ [Prop 65, Office of Environmental Health Hazard Assessment \(OEHHA\)](#)

² [SGS-SafeguardS 100/12](#) and references therein

TABLE 1.

ENTRY	SUBSTANCE	SCOPE	REFORMULATION
1	DEHP	Belts	≤1000 ppm (0.1%)
2	DEHP	Benches with vinyl covered seats	Accessible component that could be touched by a person during reasonably foreseeable use ≤1000 ppm
3	DEHP	Paint Brush Storage Rolls	≤1000 ppm
4	DEHP	Placemats	≤1000 ppm
5	DEHP	Stethoscopes	≤1000 ppm
6	DEHP	Stools	≤1000 ppm
7	DEHP	Toiletry cases/bags	Component that could be handled or touched during normal and reasonably foreseeable use ≤1000 ppm
8	DEHP	Tote Bag	≤1000 ppm
9	Lead	Baseball or other sports belts used in athletic uniforms	Paint and surface coating ≤90 ppm lead All other materials ≤100 ppm lead
10	Lead	Belts	< 1.0 µg per sample (NIOSH 9100) and < 100 ppm
11	Lead	Car speakerphone adapter	< 300 ppm (accessible components)
12	Lead	Journals and planners	Paint or other surface coatings ≤90 ppm All other materials ≤100 ppm
13	Lead	Laptop Computer Bag	≤1.0 µg (NIOSH 9100) and ≤100 ppm
14	Lead	Photo Album	≤100 ppm (accessible component only)
15	Lead	Portfolios, with or without fastener or zipper, that contain a replaceable pad of paper and that may have pen- or business card-holding features	Paint or other surface coatings (accessible component) ≤90 ppm Paper (accessible component) ≤300 ppm All other accessible components ≤100 ppm

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ENTRY	SUBSTANCE	SCOPE	REFORMULATION
16	Lead	Vinyl, oil cloth or imitation leather fabric	≤300 ppm
17	Lead DBP	Tote Bags	≤ 1.0 µg lead (NIOSH 9100) and ≤ 100 ppm lead and ≤ 1000 ppm DBP
18	Lead DEHP	Cosmetic cases or bags/luggage tags	≤ 1.0 µg lead (NIOSH 9100) and ≤ 50 ppm lead and ≤ 1000 ppm DEHP
19	Lead Phthalates	Hand tools possessing grips	< 300 ppm lead and ≤ 1000 ppm DEHP, BBP or DBP
20	Phthalates	Bath mats, Curtain liners, Roller ring set	≤ 1000 ppm each of DBP and DEHP

Throughout our global network of laboratories, we are able to provide a range of services, including analytical testing and consultancy, for restricted substances in consumer products for compliance with Prop 65 and worldwide requirements. Please do not hesitate to contact us for further information.



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