

# PRE-REGULATORY WORKSHOP

Conceptual Amendments to Sections 25302 and 25304, Title 27, California Code of Regulations: Science Advisory Board and Financial Disclosure



Office of Environmental Health Hazard Assessment (OEHHA)  
June 17, 2013

# Background

OEHHA is lead implementation agency for Proposition 65 with the authority to adopt and amend regulations to further its purposes.

OEHHA maintains a list of chemicals known to cause cancer or reproductive toxicity and one of the four ways a chemical can be identified as “...known to the state to cause cancer or reproductive toxicity within the meaning of this chapter [is] if in the opinion of the state's qualified experts it has been clearly shown through scientifically valid testing according to generally accepted principles to cause cancer or reproductive toxicity....”



# Background

(continued)

Two committees appointed by the Governor serve as the “state’s qualified experts” for Proposition 65:

- Carcinogen Identification Committee (CIC)
- Developmental and Reproductive Toxicant Identification Committee (DARTIC)



# Background

(continued)

Currently, Sections 25302(b)(1) and (2) describe the required areas of expertise for the members of the CIC and DARTIC.

## For the CIC:

- epidemiology
- oncology
- pathology
- medicine
- public health
- biostatistics
- biology
- toxicology
- related fields

## For the DARTIC:

- epidemiology
- developmental toxicology
- reproductive toxicology
- teratology
- medicine
- public health
- biostatistics
- biology
- toxicology
- related fields



# Purpose

The conceptual amendments to Section 25302(b) would ensure that committee members possess expertise that is the most relevant to the committees' work and clarifies the required education and experience.

The conceptual amendments to Section 25304 would repeal the redundant portions of the Section but retain the existing provisions that require all Committee members to be in compliance with the Fair Political Practices Act requirements before they are allowed to cast votes on committee actions.



# Conceptual Regulatory Text

## Section 25302 Science Advisory Board

- (b)(1) The Carcinogen Identification Committee shall be composed of no less than seven (7) members and no greater than eleven (11) members. Each member shall be an expert who has:
- i) completed a doctoral degree and has research experience in an area of specialization among the following: epidemiology, oncology, pathology, medicine, public health, biostatistics, biology, toxicology, and related fields; and
  - ii) demonstrated ongoing expertise in the conduct of advanced scientific work of relevance to the identification of carcinogenic chemicals using generally accepted and scientifically valid principles and methodologies.



# Conceptual Regulatory Text

(Continued)

## Section 25302 Science Advisory Board

(b)(2) The DART Identification Committee shall be composed of no less than seven (7) members and no greater than eleven (11) members. Each member shall be an expert who has:

- i) completed a doctoral degree and has research experience in an area of specialization among the following: epidemiology, teratology, medicine, public health, biostatistics, biology, toxicology, and related fields; and
- ii) demonstrated ongoing expertise in the conduct of advanced scientific work of relevance to the identification of chemicals that pose reproductive or developmental hazards using generally accepted and scientifically valid principles and methodologies.



# Conceptual Regulatory Text

(Continued)

## Section 25304 Financial Disclosure

Committee members must make a financial disclosure pursuant to the lead agency's conflict of interest code, Title 2, California Code of Regulations, section 54700 in order to vote on an official action of a Committee, Committee members must be in compliance with Sections 81000 through 91015 of the Government Code and Title 2 CCR, Division 6, Chapters 1 through 10.



# Next Steps

Interested parties may submit their ideas on these conceptual regulations in writing by 5:00 p.m. on July 1, 2013.

Please indicate “Committee Qualifications Workshop” in the subject line. All submissions should be directed to:

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Or via e-mail to [P65Public.Comments@oehha.ca.gov](mailto:P65Public.Comments@oehha.ca.gov)

