

# Office of Environmental Health Hazard Assessment

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Matthew Rodriguez  
Secretary for  
Environmental Protection

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Edmund G. Brown Jr.  
Governor

January 22, 2013

Julie Silas, JD  
Director, Health Care Projects

Tom Lent  
Policy Director  
Healthy Building Network  
390 49<sup>th</sup> Street  
Oakland, California 94606

Dear Ms. Silas and Mr. Lent:

Thank you for your letter of April 27, 2010, responding to the Request for Relevant Information on the possible listing of bisphenol A (BPA) under Proposition 65 (California Health and Safety Code section 25249.5 et seq.). BPA is a candidate for listing as known to cause reproductive toxicity. The potential listing would be by the authoritative bodies' provision of Proposition 65 (Health and Safety Code section 25249.8(b) et seq.), based on findings by the National Toxicology Program (NTP). NTP made its findings in a report by the NTP Center for the Evaluation of Risks to Human Reproduction that BPA causes developmental toxicity at "high" doses (NTP-CERHR Monograph on the Potential Human Reproductive and Developmental Effects of Bisphenol A. NIH Publication No. 08 – 5994).

You provided information regarding the use of BPA as a component of epoxy resin in building materials, including paints and adhesives. While the information is not relevant to deciding whether or not BPA meets the criteria for listing under Proposition 65, OEHHA nonetheless acknowledges your interest in the listing process and your stated support of the addition of BPA to the Proposition 65 list.

After review of all the submissions received in response to the Request for Relevant Information, OEHHA has determined that BPA meets the criteria for listing under the authoritative bodies provision of Proposition 65. Accordingly, a Notice of Intent to List BPA will be published on the OEHHA website at [www.oehha.ca.gov](http://www.oehha.ca.gov) and in the California Regulatory Notice Register in the near future. Following its publication, there will be a 30-day public comment period regarding the possible listing.

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**California Environmental Protection Agency**

*The energy challenge facing California is real. Every Californian needs to take immediate action to reduce energy consumption.*

Ms. Silas and Mr. Lent

January 22, 2013

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Comments should focus on whether or not the criteria for listing the chemical under Proposition 65 have been met (Title 27, Cal. Code of Regulations, section 25306). In the event that OEHHA finds the criteria have not been met after review of the comments, the chemical will be referred to the Developmental and Reproductive Toxicant Identification Committee (DARTIC) for its consideration as required by regulation (Title 27, Cal. Code of Regulations, section 25306 (i)).

Thank you for your interest in Proposition 65. If you have any questions or concerns, please contact me at (916) 322-6325 or by email at [Lauren.Zeise@oehha.ca.gov](mailto:Lauren.Zeise@oehha.ca.gov).

Sincerely,

A handwritten signature in blue ink, appearing to read "Lauren Zeise". The signature is fluid and cursive, with a large loop at the end.

Lauren Zeise, Ph.D.

Deputy Director for Scientific Affairs