

## Title 27 California Code of Regulations section 25904

### Chemical Listings by Reference to the California Labor Code

(a) Pursuant to Section 25249.8(a) of the Act, a chemical shall be included on the list of chemicals known to the state to cause cancer or reproductive toxicity if it is a substance identified by reference in Labor Code Section 6382(b)(1) or by reference in Labor Code Section 6382(d) as causing cancer or reproductive toxicity.

(1) A ~~chemical~~ substance shall be included on the list if it is identified by the International Agency for Research on Cancer in its IARC Monographs series on the Evaluation of Carcinogenic Risks to Humans (most recent edition) ~~based on sufficient animal or human evidence as:~~

(A) Carcinogenic to humans (Group 1), or

(B) Probably carcinogenic to humans (Group 2A) with sufficient animal evidence, or

(C) Possibly carcinogenic to humans (Group 2B) with sufficient animal evidence.

(2) A chemical shall be included on the list if it is within the scope of the Federal Hazard Communication Standard and is identified in the most recent version of Title 29 of the Code of Federal Regulations, part 1910.1200, adopted by the federal Occupational Safety and Health Administration, as causing cancer or reproductive toxicity based on sufficient animal or human evidence.

(b) At least 45 days prior to adding a chemical that meets the criteria established in subsection (a) to the list, the lead agency shall publish a notice of intent to list the chemical and provide a 30 day public comment period on whether or not the chemical has been identified by reference in either Labor Code section 6382(b)(1) or 6382(d) or both.

(c) Any person may petition the lead agency to consider adding a chemical from the list pursuant to this section. The petition shall identify the chemical in question, the provision of ~~subdivision~~ subsection (a) above that provides the basis for listing and any other information necessary to determine whether the chemical meets the requirements of this section.

(d) Any person may petition the lead agency to consider removing a chemical from the list pursuant to this section. The petition shall identify the chemical in question and the reasons why the provisions of subsection (a) are not met.

(de) If the lead agency determines that a listed chemical no longer meets the ~~criteria~~ requirements in this section, the lead agency shall determine if the criteria for listing established in Section 25306 or Section 25902 are met. If the criteria in those sections are not met, the lead agency shall refer the chemical to the appropriate committee established in Section 25302, namely the Carcinogen Identification Committee or the Developmental and Reproductive Toxicant Identification Committee, for a determination ~~recommendation~~ as to whether the chemical should continue to be included on the list of chemicals known to the state to cause cancer or reproductive toxicity. The chemical shall remain on the list pending review by the Carcinogen Identification Committee or the Developmental and Reproductive Toxicant Identification Committee.