



# Proposition 65 Staff Updates to the DARTIC

## New Developments Since the 2021 DARTIC Meeting

1. Chemicals and endpoints added to the Proposition 65 list
2. Chemicals and endpoints under consideration for listing
3. Adopted safe harbor levels
4. Proposed safe harbor levels
5. Other regulatory actions
6. Significant Proposition 65 litigation



# Chemicals and Endpoints Added to the Proposition 65 List Since the 2021 DARTIC Meeting

Chemical	Listing Mechanism	Endpoint	Effective Date
Perfluorononanoic acid (PFNA) and its salts	State's Qualified Experts	Reproductive toxicity (male)	December 31, 2021
Perfluorooctanoic acid (PFOA)	Authoritative Bodies	Cancer*	February 25, 2022
Perfluorooctane sulfonic acid (PFOS) and its salts and transformation and degradation precursors	State's Qualified Experts	Cancer*	December 24, 2021
Trimethylolpropane triacrylate, technical grade	Labor Code	Cancer	December 17, 2021
Tetrahydrofuran	Labor Code	Cancer	December 17, 2021
Methyl acrylate	Labor Code	Cancer	December 17, 2021
2-Ethylhexyl acrylate	Labor Code	Cancer	December 17, 2021

\* Listed for reproductive toxicity (developmental) in 2017



# Chemicals and Endpoints Under Consideration for Listing

Chemical	Mechanism	Endpoint	Date
Bisphenol A	State's Qualified Experts	Cancer*	December 14, 2022 (CIC meeting)
Antimony (Trivalent Compounds)	Labor Code	Cancer	September 30, 2022 (Notice of Intent to List)

\* Listed for reproductive toxicity (female) in 2015 and developmental endpoint added in 2020

## Public Request for DART Information

Chemical	Endpoint	Date
Bisphenol S	Reproductive toxicity	March 4, 2022



# Adopted Safe Harbor Levels

<b>Chemical</b>	<b>Safe Harbor</b>	<b>Adopted Level</b>	<b>Date Effective</b>
1,3-Dichloropropene (1,3-D)	No Significant Risk Level	3.7 µg/day (oral, inhalation)	October 1, 2022

# Proposed Safe Harbor Levels

<b>Chemical</b>	<b>Safe Harbor</b>	<b>Proposed Level</b>	<b>Date Proposed</b>
Antimony Trioxide	No Significant Risk Level	0.13 µg/day	August 26, 2022



# Other Proposition 65 Regulatory Actions

Regulatory Actions	Current Status
Safe Harbor Warnings for Cannabis (Marijuana) Smoke and delta-9-Tetrahydrocannabinol (delta-9-THC) Exposure	Adopted, effective October 1, 2022
Safe Harbor Warning Regulation for Exposures to Glyphosate from Consumer Products	Adopted, effective January 1, 2023
Safe Harbor Warning Regulation for Exposures to Acrylamide in Food	Submitted to Office of Administrative Law
Exposures to Acrylamide in Cooked and Heat Processed Foods	Out for public review and comment



# Significant Proposition 65 Litigation

## **ACTIVE:**

Physicians Committee for Responsible Medicine v. Newsom (Processed meat)

National Association of Wheat Growers et al. v. Bonta (Glyphosate warnings)

California Chamber of Commerce v. Bonta (Acrylamide warnings for food)

Council for Education and Research on Toxics v. Starbucks (Acrylamide warnings for coffee)