

California Proposition 65

What is California Proposition 65?

Proposition 65 requires businesses to provide warnings to Californians about significant exposures to chemicals that cause cancer, birth defects, or other reproductive harm. These chemicals can be in the products that Californians purchase, in their homes or workplaces, or that are released into the environment. By requiring that this information be provided, Proposition 65 enables Californians to make informed decisions about their exposures to these chemicals.

Proposition 65 also prohibits California businesses from knowingly discharging significant amounts of listed chemicals into sources of drinking water.

Proposition 65 requires California to publish a list of chemicals known to cause cancer, birth defects or other reproductive harm. This list, which must be updated at least once a year, has grown to include approximately 900 chemicals since it was first published in 1987.

Proposition 65 became law in November 1986, when California voters approved it by a 63- 37 percent margin. The official name of Proposition 65 is the Safe Drinking Water and Toxic Enforcement Act of 1986.

Where can I find out more information about Proposition 65?

The State of California provides Proposition 65 information on the Office of Environmental Health Hazard Assessment website. Please see the links below.

Text of Proposition 65 (California Code of Regulations):

[https://govt.westlaw.com/calregs/Browse/Home/California/CaliforniaCodeofRegulations?guid=I42D79370D45011DEA95CA4428EC25FA0&originationContext=documenttoc&transitionType=Default&contextData=\(sc.Default\)](https://govt.westlaw.com/calregs/Browse/Home/California/CaliforniaCodeofRegulations?guid=I42D79370D45011DEA95CA4428EC25FA0&originationContext=documenttoc&transitionType=Default&contextData=(sc.Default))

Current List of Proposition 65 Chemicals

<https://oehha.ca.gov/proposition-65/proposition-65-list>

Modified Article 6 Clear and Reasonable Warnings Questions and Answers for Businesses:

<https://oehha.ca.gov/media/downloads/crn/art6businessqa.pdf>

Side-by-side comparison of 2008 text and 2016 text of Article 6, Clear and Reasonable Warnings:

<https://oehha.ca.gov/media/downloads/crn/side-sidearticle6.pdf>

What is this warning label?

The label is a warning being provided by ZSi-Foster to comply with The California Safe Drinking Water and Toxic Enforcement Act of 1986, commonly known as “Proposition 65.” Many products sold in California are required by law to carry the label. The following is an example of the label ZSi-Foster, Inc. Manufacturing will provide on its packaging.



WARNING: This product can expose you to Lead which is known to the State of California to cause cancer and birth defects or other reproductive harm (For more information go to www.p65warnings.ca.gov).

We are applying Prop 65 warning labels on the box, bag, or both, simply to inform consumers that the product contains chemicals on the State of California's Prop 65 list.

What ZSI-Foster products will have a warning label?

The attached spreadsheet contains a list of all ZSI-Foster part numbers that are affected by Prop 65.

Why is this label included on my products if I don't live in California?

ZSi-Foster products are sold nationwide and worldwide. It would be difficult to determine which products will ultimately be sold or brought into California. Therefore, to ensure compliance with Proposition 65 requirements, ZSi-Foster has decided to include these labels on all applicable products, regardless of where they might be purchased or sold. Our goal is to keep our customers and their customers safe.

Relabeling - Important Note:

Many of products are bagged and will have Prop 65 Warnings Labels on the individual bags themselves as well as the boxes. For the products that are not bagged and only have Prop 65 Warning Labels on the box and not the individual product, the law requires those individual pieces to be labeled if they are unboxed and resold. Please note that the file attached to this email contains a template of what the label is required to look like if an unlabeled sellable unit is resold.

ZSi-Foster has provided a PDF of the warning label that is required to be applied to if the boxed items are broken down and sold as individual units.