



# Proposition 65 Staff Updates to the DARTIC

## New Developments Since the 2022 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 2022 DARTIC Meeting

Chemical	Listing Mechanism	Endpoint	Effective Date
1-Bromo-3-chloropropane	Labor Code	Cancer	January 27, 2023
1-Butyl glycidyl ether	Labor Code	Cancer	January 27, 2023
Glycidyl methacrylate	Labor Code	Cancer	January 27, 2023
1,1,1-Trichloroethane	Labor Code	Cancer	April 21, 2023
Leucomalachite Green	Labor Code	Cancer	April 21, 2023
Anthracene	Labor Code	Cancer	August 11, 2023
2-Bromopropane	Labor Code	Cancer	August 11, 2023
Dimethyl hydrogen phosphite	Labor Code	Cancer	August 11, 2023
Coal-tar pitch	Labor Code	Cancer	November 17, 2023
Fluoro-edenite fibrous amphibole	Labor Code	Cancer	November 17, 2023
Silicon carbide whiskers	Labor Code	Cancer	November 17, 2023



## Chemicals and Endpoints Under Consideration for Listing: Public Request for Information

<b>Chemical</b>	<b>Mechanism</b>	<b>Endpoint</b>	<b>Date Data Call-in Closed</b>
Bisphenol S (BPS)	State's Qualified Experts	Reproductive*	April 18, 2022
Vinyl Acetate	State's Qualified Experts	Cancer	September 18, 2023

\* Developmental and male reproductive endpoints remain under consideration.



## Adopted Safe Harbor Levels

Chemical	Safe Harbor	Adopted Levels	Date Effective
Antimony Trioxide	No Significant Risk Level	0.13 µg/day (inhalation)	January 1, 2024

## Proposed Safe Harbor Levels

Chemical	Safe Harbor	Proposed Level	Date Proposed
Ethylene Oxide	No Significant Risk Level	0.058 µg/day (update)*	April 7, 2023

\*The existing NSRL for ethylene oxide is 2 µg/day. It was adopted on July 1, 1988.



# Other Proposition 65 Regulatory Actions

Regulatory Actions	Current Status
Exposures to Acrylamide in Cooked and Heat Processed Foods	Adopted, effective April 1, 2023
Amendments to Clear and Reasonable Warnings, Safe Harbor Methods and Content (Cal. Code of Regs., title 27, sections 25601, 25602, 25603, 25607.2 and new sections 25607.50, 25607.51, 25607.52, and 25607.53)	Proposed October 27, 2023 Hearing December 13, 2023 Comment period ends December 20, 2023



# Significant Proposition 65 Litigation

## **ACTIVE:**

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

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

*The Personal Care Products Council v. Bonta* (Titanium dioxide (airborne, unbound particles of respirable size) warnings for cosmetic and personal care products)

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