

To: Environmental Health and Safety Coordinator

From: Sam Celly, BCHE MCHE JD CSP

Date: March 15, 2018

Ref: POSTING OF PROPOSITION 65 SIGNS AT AUTO DEALERSHIPS (CA ONLY)

In 2017, California enacted legislation that requires facilities to disclose to public the cancer causing chemical and the source of the chemical at their facility through conspicuous signs. The new signs go into effect August 30, 2018.

APPROVED SIGNS: The California Office of Environmental Health Hazard Assessment(OEHHA) has approved the following three signs for use at an automobile dealership. The signs are as follows:

Smoking Areas: Smoking areas are not mandatory per se in the Proposition 65 guidelines. However, other CA regulations mandate that “No Smoking” or “Smoking Allowed in Certain Areas” signs be posted at dealerships. The dealership should create smoking areas for customers and staff alike and post smoking related signs to provide clear ongoing communication. Proposition 65 signs related to smoking must also be posted and is included as Smoking Area Sign (1). (Size 20 font)

Driver Side Window: The driver side window sign is required for all new and used automobiles up for sale. The sign should be installed as part of PDI procedures. The sign is included as Driver Side Window Sign (2).

Entrance to Shop Areas: In order to minimize liability, most dealers prohibit customers from entering shop areas, except in certain circumstances. If safe to do so, many dealers allow customers to observe their automobiles. At such entrances, the “Vehicle Repair” sign must be installed. The language and letters in the sign must be specific. The sign provided by the state is included as Vehicle Repair Sign (3). (Size 20 font)

WARNING: The word WARNING in all capital letters and bold print must appear on the top of the warning with the triangular warning sign.

Spanish Translation: Dealerships may need to provide warnings in language other than English if consumer information for consumer product or signage for a facility is provided in a language other than English. Section 25602(d).

The language for the following signs is not final as yet. We provide some guidance as to what the signs require as follows:

Entrance to Showroom: “Entering this area can expose you to chemicals known to the State of California to cause cancer and birth defects or other reproductive harm, including (name of one or more chemicals known to cause cancer and name of one or more chemicals known to cause birth defects or other reproductive harm), from (name of one or more sources of exposure). For more information go to www.P65Warnings.ca.gov”

72 Font sign at each entrance to facility.

Sales of Chemicals Containing Proposition 65 Chemicals: The sale of chemicals to the public requires the posting of such warning signs. The sign can be placed at point of sale or cashiers window where payment is made for such chemicals. The sign is included as a warning to potential exposures of usage of chemicals, such as aerosols purchased at the facility. (Size 20 font)

Chemicals Used Inside Vehicles During Service: Warning signs are to be posted since customers may be exposed to residual chemicals used inside the vehicle during service. (Size 20 font)

Shop Employees Using Proposition 65 Chemicals: Employees must be provided with warnings in the written Hazard Communication Program provided under Section 5144 of the California Code of Regulations and the training provided thereof. Warning signs may be posted at the back parts counter where the chemicals are dispensed. (Size 20 font)