

PROPOSITION 65 SAMPLE COMMUNICATIONS



iapd

international association
of plastics distribution

Prop 65 Sample Communications:

2 General Guidance

- It's a good precaution to implement your Prop 65 communications strategy with shipments going to all customers, not just those in California
- Prop 65 warnings can be found on Section 15 of suppliers' Safety Data Sheets (SDS)
- When fabricating using multiple materials, include the Prop 65 warning for all relevant materials
- For more information about Proposition 65, visit: oehha.ca.gov/proposition-65/

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Labeling vs. Signage

From the California Code of Regulation (25600.1 Clear and Reasonable Warnings, Definitions):

(i) “Label” means a display of written, printed or graphic material that is printed on or affixed to a product or its immediate container or wrapper.

(j) “Labeling” means any written, printed, graphic or electronically provided communication that accompanies a product, such as a package insert.

(m) “Sign” means a physical presentation of written, printed, graphic or electronically provided communication, including shelf signs, other than a label or labeling, posted in a conspicuous manner that is associated with the exposure for which the warning is being provided under the Act and is clearly visible under all lighting conditions normally encountered during business hours and under such conditions as to make it likely to be seen, read and understood by an ordinary person.

For example:

- A warning printed on a packing slip that is affixed to the pallet would be considered “labeling.”
- Most businesses in California now have signs posted; e.g., in the will call area for plastic distributors.

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Manufacturers to Distributors

Basics (minimally suggested)	Bonus (extra steps)	Considerations
<p>Provide:</p> <ul style="list-style-type: none">▪ Safety Data Sheets (SDS); see Section 15 for Prop 65 Warning▪ Environment & Health (EHS) or Regulatory Letters	<ul style="list-style-type: none">▪ Label pallets▪ Include warning on packing slip	<ul style="list-style-type: none">▪ Proof of receipt▪ Notify manufacturer employees working with materials (if based in CA)

Make information available for distributor partners by request and on website.

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Distributors to Customers

Basics (minimally suggested)	Bonus (extra steps)	Considerations
<p>Share warning on:</p> <ul style="list-style-type: none">▪ Order acknowledgement▪ Pick slip▪ Packing slip▪ Commercial invoice	<ul style="list-style-type: none">▪ Label pallets▪ Send suppliers' SDS for all material on pallet	<p>Notify California-based distributor employees working with materials</p>
<p><i>Get information from SDS and regulatory letters from manufacturers</i></p> <p>TIP: The ideal first step is to develop a database of chemicals and the Prop 65 warnings so you can easily pull the warnings into the paperwork.</p>		<p>Add to regular building inspections:</p> <ul style="list-style-type: none">▪ Are current SDS on file?▪ Is warning sign posted in CA locations?

Prop 65 Sample Communication Flow

