

CALIFORNIA PROPOSITION 65

All products shipped by Diamond Imprints, Inc. into the State of California are subject to Proposition 65 ("Prop 65") or The Safe Drinking Water and Toxic Enforcement Act of 1986. Created through the ballot initiative process and was intended to protect California citizens and the State's drinking water from a State determined list of over 900 chemicals that are "known" by the State to cause cancer, reproductive harm, or birth defects. This list and other information regarding "Prop 65" can be accessed at <http://oehha.ca.gov/prop65.html>.

Prop 65 requires that a "clear and reasonable warning" be provided by a Person/Company employing more than 10 people in the course of doing business, who manufactures, produces, assembles, processes, handles, distributes, stores, sells, or otherwise transfers a consumer product which he or she knows to contain a chemical known to the state to cause cancer or reproductive toxicity to any person to whom the product is sold or transferred.

The State of California has established safe harbor levels which include No Significant Risk Levels (NSRLs) for cancer-causing chemicals and Maximum Allowable Dose Levels (MADLs) for chemicals causing reproductive harm for some of the 900 chemicals listed under Proposition 65. Exposure levels and discharges to drinking water sources that are below the safe harbor levels are exempt from the requirements of Proposition 65. A document that provides the status of OEHHA's adoption or development of NSRLs and MADLs is available below.

For chemicals that do not have published or established safe harbor levels, the burden is on the defendant to establish an appropriate MADL or NSRL, and to show that the exposures in its products do not exceed these levels. For exposures to consumer products, such as promotional items, the level of exposure to the listed chemical is calculated using the reasonably anticipated rate of intake or exposure for average users of the consumer product.

Whilst many of our products are compliant with Prop 65, the complexities of testing for 900 chemicals and calculating the exposure levels of each, lead us to believe the most prudent step is to label all other products with a short form label on the product or packaging. Example below.



For a plain language version of the Proposition 65 regulations, please visit: <https://oehha.ca.gov/proposition-65/general-info/proposition-65-plain-language>