



[Home](#) :: [Proposition 65](#) :: Proposition 65 Law and Regulations

# Proposition 65 Law and Regulations



Oct 13, 2022

## Proposition 65 - The Law

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.

- [Safe Drinking Water and Toxic Enforcement Act of 1986](#) (Leginfo)
- [Proposition 65 1986 Ballot Initiative](#) (includes the Legislative Analyst analysis and arguments and rebuttals for and against the Proposition)
- [Legal Cases related to the Safe Drinking Water and Toxic Enforcement Act](#), provided for informational purposes only and should not be considered legal advice.

## Proposition 65 Regulations

OEHHA is the lead agency for implementation of Proposition 65 and may adopt and modify regulations as necessary.

- Proposition 65 related regulations are available through this link: [WestLawNext website](#).
- Regulations concerning private enforcement of Proposition 65 are available from the [California Attorney General's web site](#).
- The publication from OAL "[How to Participate in the Rulemaking Process](#)" explains the regular rulemaking process and how to participate.
- Rulemaking documents - Initial statements of reason, final statements of reason are available on our [Proposition 65 Notices page](#). Use the advanced filter to search for specific content.

**Statements of Reasons** provide the rationale for regulations. Final statements of reasons for Proposition 65 regulations adopted by OEHHA are provided below.

### Article 1: Preamble and Definitions

- [Article 1-3 Final Statement of Reasons](#), January 1988
- [Final Statement of Reasons - Safe Drinking Water and Toxic Enforcement Act of 1986, Section 12201, Definitions](#)
- [Notice of Amendments to Text of Regulations, Preamble to Division 2, Chapter 3, Article 1 and Sections 12102 - 12302, 12304 - 12504, 12601, 12701, 12705, 12709, 12711, 12721 - 14000](#)

### Article 2: Guidelines and Safe Use Determination Procedures

- [Article 1-3 Final Statement of Reasons](#), January 1988
- [Notice of Amendments to Text of Regulations, Title 22, California Code of Regulations, Section 12204](#) (renumbered from Section 12104)
- [Notice of Adoption New Section 25205, Proposition 65 Lead Agency Website](#)

### Article 3: Science Advisory Board: Carcinogen Identification Committee and Developmental and Reproductive Toxicant (DART) Identification Committee

- [Article 1-3 Final Statement of Reasons](#), January 1988
- [Final Statement of Reasons - Chemicals Formally Identified by Authoritative Bodies](#)
- [Amendment to 25301 - 25306 \(formerly 12301 - 12306\)](#), Final Statement of Reasons, January 1995
- [Notice of Amendment - Title 27, California Code of Regulations, Amendment to Section 25302, Science Advisory Board and Section 25304, Financial Disclosure](#)

#### **Article 4: Discharge**

- [Final Statement of Reasons - Discharge of Water Containing a Chemical at Time of Receipt](#)
- [Final Statement of Reasons - Discharges From Hazardous Waste Facilities](#)
- [Final Statement of Reasons - Discharge of an Economic Poison](#)

#### **Article 5: Extent of Exposure**

- [Final Statement of Reasons - Extent of Exposure](#)
- [Final Statement of Reasons, Adoption of Article 5, Section 25506 Exposures to Acrylamide in Cooked or Heat Processed Foods](#)

#### **Article 6: Clear and Reasonable Warnings**

- [Final Statement of Reasons - Clear and Reasonable Warning](#), November 1988
- [Final Statement of Reasons - Clear and Reasonable Warning](#), October 1989
- [Final Statement of Reasons - Clear and Reasonable Warnings](#), September 2016
  - [Supplement to the Final Statement of Reasons](#), September 2016
- [Notice of Amendments to Text of Regulations Title 22, California Code of Regulations, Sections 12601 and 12201](#)
- [Notice of Emergency Action to Amend Section 25603.3 Title 27, California Code of Regulations Warnings for Exposures to Bisphenol A From Canned and Bottled Foods and Beverages](#)
- [Final Statement of Reasons - Section 25603.3, Warnings for Exposures to Bisphenol A from Canned and Bottled Foods and Beverages](#)
- [Final Statement of Reasons - Repeal of Sections 25607.30 and 25607.31, Clear and Reasonable Warning Regulations, Exposure to Bisphenol A from Canned and Bottled Foods and Beverages](#)
- [Final Explanatory Statement - Section 100 Changes Without Regulatory Effect, Article 6 Clear and Reasonable Warnings](#)
- [Final Statement of Reasons - Adoption of Sections 25607.32 and 25607.33, Hotel Exposure Warnings](#)
- [Final Statement of Reasons - Amendments to Article 6 Clear and Reasonable Warnings](#)
- [Final Statement of Reasons - Amendments to Article 6 Clear and Reasonable Warnings Pesticide Exposure Warnings](#)
- [Final Statement of Reasons - Amendments to Article 6, New Sections 25607.34 and 25607.35 Residential Rental Property Exposure Warnings](#)
- [Final Statement of Reasons - Rental Vehicle Exposure Warnings New Sections 25607.36 and 25607.37](#)
- [Final Statement of Reasons - Amendments to Clear and Reasonable Warnings, Section 25600.2 Responsibility to Provide Consumer Product Exposure Warnings](#)
- [Final Statement of Reasons - Adoption of Article 6, Sections 25607.38 – 25607.47 Safe Harbor Warnings for Exposures to Cannabis \(Marijuana\) Smoke and Delta-9-Tetrahydrocannabinol \(Delta-9-THC\)](#)
- [Final Statement of Reasons - Amendments to Article 6 Clear and Reasonable Warnings New Sections 25607.48 and 25607.49 Warnings for Exposures to Glyphosate from Consumer Products](#)
- [Final Statement of Reasons - Safe Harbor Warning Regulation for Exposures to Acrylamide from Food](#)

#### **Article 7: No Significant Risk Levels**

- [Final Statement of Reasons - No Significant Risk Levels and No Observable Effect Levels](#)
- [Final Statement of Reasons - Quantitative Risk Assessment](#)
- [Final Statement of Reasons - Exposure to Foods, Drugs, Cosmetics and Medical Devices](#)
- [Final Statement of Reasons - Amendment to: Section 12701 \(General\) and Repeal of: Section 12713 \(Exposure to Foods, Drugs, Cosmetics, and Medical Devices\)](#)
- [Final Statement of Reasons - Specific Regulatory Levels Posing No Significant Risk: Expedited Method, 140 chemicals, below which the Act does not apply.](#)
- [Final Statement of Reasons - Specific Regulatory Level Posing No Significant Risk: Aldrin, Asbestos, Carbon tetrachloride, DDT/DDE/DDD, para-Dichlorobenzene, Dieldrin, 1,4-Dioxane, N-Nitrosodipropylamine, and Urethane](#)
- [Final Statement of Reasons - Section 12705, Specific Regulatory Levels Posing No Significant Risk - 10 Chemicals: Benzidine, bis\(2-chloroethyl\)ether, N-nitrosodiethylamine, N-nitrosodimethylamine, N-nitrosodiphenylamine, N-Nitroso-n-dibutylamine, N-nitroso-N-ethylurea, N-nitroso-N-methylurea, Toxaphene and 2,4,6-Trichlorophenol](#)
- [Final Statement of Reasons - Specific Regulatory Levels Posing No Significant Risk: Acrylonitrile, Bis\(chloromethyl\) ether, 3,3'-Dichlorobenzidine, Epichlorohydrin, Hexachlorobenzene, Hexachlorocyclohexane \(technical grade\), and Polybrominated biphenyls](#)
- [Final Statement of Reasons - No Significant Risk Levels Based on State or Federal Standards for Sixteen Chemicals: Acrylamide, Allyl Chloride, Aniline, Azobenzene, DDVP \(Dichlorvos\), Folpet, Furmecyclox, Hydrazine, Hydrazine sulfate, 4,4'-Methylene bis\(N,N-dimethyl\) benzeneamine, N-Nitrosodiethanolamine, N-Nitrosomethylethylamine, Pentachlorophenol, and Hexachlorocyclohexane \(alpha, beta, and gamma isomers\)](#)
- [Final Statement of Reasons - Specific Regulatory Levels Posing No Significant Risk: - Benzene](#)
- [Final Statement of Reasons - Specific Regulatory Levels Posing No Significant Risk: Benzyl chloride and Bromodichloromethane](#)
- [Final Statement of Reasons - Specific Regulatory Levels Posing No Significant Risk: Arsenic, Butylated hydroxyanisole, Cadmium, and Chromium \(hexavalent compounds\)](#)
- [Final Statement of Reasons - Specific Regulatory Levels Posing No Significant Risk: Dichloromethane \(Methylene chloride\), Trichloroethylene, Vinyl chloride](#)
- [Notice of Modifications to Text of Regulations Title 22, California Code of Regulations Sections 12705 and 12805 \(benzene, cadmium, di\(2-ethylhexyl\)phthalate \(DEHP\), lead, etc.\)](#)
- [Final Statement of Reasons - Specific Regulatory Levels Posing No Significant Risk: Hexachlorodibenzodioxin \(HCDD\) and 2,3,7,8-Tetrachlorodibenzo-p-dioxin \(TCDD\)](#)
- [Final Statement of Reasons - Specific Regulatory Levels Posing No Significant Risk: Ethylene Oxide](#)
- [Final Statement of Reasons – Title 22, Section 12903, Notices of Violation \(1996\)](#)
  - [Addendum to Final Statement of Reasons – Title 22, Section 12903, Notices of Violation \(1997\)](#)
- [Notice of Modifications to Text of Regulations Title 22, California Code of Regulations Sections 12705 and 12805 \(benzene, cadmium, di\(2-ethylhexyl\)phthalate, lead, etc.\)](#)
- [Amendment to Section 12705. Specific Regulatory Levels Posing No Significant Risk: benzofuran, N-carboxymethyl-N-nitrosourea, p-chloro-o-toluidine hydrochloride, 3,3'-dimethoxybenzidine; 3,3'-dimethoxybenzidine dihydrochloride, 3,3'-dimethylbenzidine, 3,3'-dimethylbenzidine dihydrochloride, isobutyl nitrite, 2-methylaziridine \(propyleneimine\), nalidixic acid, phenyl glycidyl ether, o-](#)

phenylenediamine, o-phenylenediamine dihydrochloride, tetranitromethane, and 2,6-xylydine and Amendment to Section 12805.

- [Final Statement of Reasons for the Amended Section 12705 Specific Regulatory Levels Posing No Significant Risk: Benzene and Bromoform](#)
- [Final Statement of Reasons Specific Regulatory Levels Posing No Significant Risk: \(benz\[a\]anthracene, benzene, benzo\[b\]fluoranthene, benzo\[j\]fluoranthene, bromoform, chrysene, 7H-dibenzo\[c,g\]carbazole, dibenzo\[a,h\]pyrene, dibenzo\[a,i\]pyrene, and 5-methylchrysene\)](#)
- [Amendments to Text of Regulations, Title 22, California Code of Regulations, Sections 12705 and 12805 - \(1,2-Dichloropropane\)](#)
- [Final Statement of Reasons – Title 22, Section 12903\(c\), Notices of Violation \(2009\)](#)
- [Final Statement of Reasons – Title 22, Section 12903 Appendix A, Notices of Violation \(2012\)](#)
- [Final Statement of Reasons – Title 22, Section 12903 Appendix A, Notices of Violation \(2014\)](#)
- [Final Statement of Reasons Specific Regulatory Levels Posing No Significant Risk - Diisononyl Phthalate \(DINP\)](#)
- [Final Statement of Reasons – Title 27, Section 25903\(b\)\(2\)\(E\) and Appendix A, Notices of Violation \(2017\)](#)

#### **Article 8: No Observable Effect Levels**

- [Final Statement of Reasons - No Significant Risk Levels and No Observable Effect Levels](#)
- [Amendments to Title 27, California Code of Regulations, Sections 25801 and 25803 No Observable Effect Levels for Listed Chemicals - default age-specific bodyweights to be used in calculation of the maximum allowable dose level](#)
- [Final Statement of Reasons - Maximum Allowable Dose Levels \(MADLs\) for Toluene](#)
- [Notice of Modifications to Text of Regulations Title 22, California Code of Regulations Sections 12705 and 12805 \(benzene, cadmium, di\(2-ethylhexyl\)phthalate \(DEHP\), lead, etc.\)](#)
- [Amendment to Section 12805. Maximum Allowable Dose Levels \(MADLs\) for linuron](#)
- [Amendment to Section 12805. Maximum Allowable Dose Levels \(MADLs\) for \(2,4-D butyric acid, m-dinitrobenzene, hydramethylnon and N-methylpyrrolidone\)](#)
- [Amendments to Text of Regulations, Title 22, California Code of Regulations, Sections 12705 and 12805 Maximum Allowable Dose Levels \(MADLs\) - \(1,2-dibromo-3-chloropropane, disodium cyanodithioimidocarbonate, ethyl dipropylthiocarbamate, ethylene glycol monomethyl ether, ethylene glycol monomethyl ether acetate, methyl bromide as a structural fumigant, and thiophanate-methyl\)](#)
- [Amendments to Text of Regulations Title 22, California Code Of Regulations Section 12705. Specific Regulatory Levels Posing No Significant Risk Section 12805. Maximum Allowable Dose Levels \(MADLs\) - \(sodium dimethyldithiocarbamate\)](#)
- [Amendment to Section 12805: Maximum Allowable Dose Levels \(MADLs\) for DEHP by Oral Exposure](#)
- [Amendment to Section 12805 Maximum Allowable Dose Levels \(MADLs\) for Di\(2-ethylhexyl\)phthalate \(by Intravenous Injection\)](#)
- [Amendment to Section 12805 Maximum Allowable Dose Levels \(MADLs\) for Ethylene Glycol Monoethyl Ether \(EGEE\), Ethylene Glycol Monoethyl Ether Acetate \(EGEEA\), and Potassium Dimethyldithiocarbamate](#)
- [Final Statement of Reasons - Amendment to Section 25805 Specific Regulatory Levels: Chemicals Causing Reproductive Toxicity Maximum Allowable Dose Levels For Chlorpyrifos \(Oral, Inhalation And Dermal Exposures\)](#)

#### **Article 9: Miscellaneous**

- [Notice of Repeal of Regulations, Title 22, California Code of Regulations, Section 12901](#) Methods of Detection
  - [Final Statement of Reasons](#) - Methods of Detection
- [Final Statement of Reasons - Formally Required to be Labeled or Identified As Causing Cancer or Reproductive Toxicity](#)
- [Amendment of Section 25903](#) Notices of Violation
- [Notice of Adoption to Text of Regulations, Title 22, California Code of Regulations New Section 12900](#) (Use of Specified Methods of Detection and Analysis for Listed Chemicals for Voluntary Compliance Testing)
- [New Section 25904](#) Listings by Reference to the California Labor Code

Downloads

-  [Proposition 65 1986 Ballot Initiative \(includes the Legislative Analyst analysis\)](#) Nov 1, 1986
-  [Proof of Compliance - Special Compliance Procedure](#) Oct 5, 2013

Cal EPA

- > [Air Resources Board](#)
- > [Cal Recycle](#)
- > [Department of Pesticide Regulation](#)
- > [Department of Toxic Substances Control](#)
- > [State Water Resources Control Board](#)

Alerts

- > [Amber Alert](#)
- > [Cal Alerts](#)
- > [My Hazards](#)

About

- > [Governor](#)
- > [Lt. Governor](#)
- > [California Data](#)

Campaigns

- > [Register to Vote](#)
- > [Save Our Water](#)
- > [Flex Alert](#)

Select Language | ▼



Gavin Newsom  
California Governor

[Website](#)



Yana Garcia  
Secretary for Environmental Protection

[Website](#)



[Conditions of Use/Privacy Policy](#)

[Accessibility](#)

[Help](#)

[Site Map](#)

Copyright ©2024 OEHHA

