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Title 22@ Social Security

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Division 4.5@ Environmental Health Standards for the Management of Hazardous Waste

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Chapter 55@ Safer Consumer Products

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Article 6@ Regulatory Responses

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Section 69506.10@ Regulatory Response Report and Notifications

69506.10 Regulatory Response Report and Notifications

(a)

Notification to Supply Chain. A responsible entity subject to a regulatory response other than one imposed under sections 69506.2 and 69506.8 shall ensure that a notification is sent to all persons in California, other than the final purchaser or lessee, to whom the responsible entity directly sells the product, and any other person other than the final purchaser or lessee to whom the responsible entity directly sells the product if it is reasonably foreseeable that the product will be placed into the stream of commerce in California, informing those persons of the applicability of the regulatory response to the product. The notification shall be sent, with a copy sent to the Department, no later than thirty (30) days after receiving a final regulatory response determination notice under section 69506.1.

(b)

Contents of Notifications. The notification required under subsection (a) shall include: (1) The name of, and contact information for, the person providing the notification; (2) The name of, and contact information for, the responsible entity(ies) on whose behalf the notification is being provided; (3) If different from paragraphs (1) and (2), the name of, and contact information for, the manufacturer(s) and importer(s) of the product; (4) Information identifying and describing the original Priority Product and the selected alternative, the brand

name(s) and product name(s) under which the product is placed into the stream of commerce in California, the name(s) of any persons identified as the manufacturer, importer, and/or distributor on the product label, and, if the product is a component of one or more assembled products, a description of the known product(s) in which the component is used; and (5) A description of the required regulatory response(s) and the due date for implementing the regulatory response(s).

(1)

The name of, and contact information for, the person providing the notification;

(2)

The name of, and contact information for, the responsible entity(ies) on whose behalf the notification is being provided;

(3)

If different from paragraphs (1) and (2), the name of, and contact information for, the manufacturer(s) and importer(s) of the product;

(4)

Information identifying and describing the original Priority Product and the selected alternative, the brand name(s) and product name(s) under which the product is placed into the stream of commerce in California, the name(s) of any persons identified as the manufacturer, importer, and/or distributor on the product label, and, if the product is a component of one or more assembled products, a description of the known product(s) in which the component is used; and

(5)

A description of the required regulatory response(s) and the due date for implementing the regulatory response(s).

(c)

Notifications to the Department. The responsible entity shall notify the Department upon completing implementation of the required regulatory response(s) and, if applicable, upon completing development and introduction into the California marketplace of the selected alternative(s). The notification must include information describing how the regulatory response(s) was/were implemented. If requested by the Department, the responsible entity shall provide periodic implementation status reports regarding the selected regulatory response(s) and/or the development and introduction into the California marketplace of the selected alternative(s). The information provided to the Department under this subsection shall also be posted on the website of the responsible entity.

(d)

Regulatory Response Summary. (1) The Department shall prepare and post on its website, and update at least annually, a Regulatory Response Summary that identifies the regulatory response(s) for each selected alternative to a Priority Product, or for the Priority Product, whichever is applicable. The Regulatory Response Summary must contain all of the following for which information is available: (A) The name of, and contact information for, the manufacturer(s) and importer(s); (B) The names of, and contact information for, other known responsible entities; (C) Information identifying and describing the original Priority Product and the selected alternative(s), if any, the brand name(s) and product name(s) under which the product is placed into the stream of commerce in California, the name(s) of any persons identified as the manufacturer, importer, and/or distributor on the product label, and, if the product is a component of one or more assembled products, a description of the known product(s) in which the component is used; (D) The due date and actual date for completing development

and introduction into the California marketplace of the selected alternative(s), if any; (E) The regulatory response(s), if any; (F) The applicable section(s) in this article specifying the regulatory response(s); (G) The implementation due date(s), and the actual implementation date(s), for the regulatory response(s); and (H) Other information provided to the Department under subsections (a) through (c).

(2) The Department shall also include in the Regulatory Response Summary the information specified in paragraphs (1)(A) through (1)(D) for each exemption granted by the Department under section 69506.9.

(1)

The Department shall prepare and post on its website, and update at least annually, a Regulatory Response Summary that identifies the regulatory response(s) for each selected alternative to a Priority Product, or for the Priority Product, whichever is applicable. The Regulatory Response Summary must contain all of the following for which information is available: (A) The name of, and contact information for, the manufacturer(s) and importer(s); (B) The names of, and contact information for, other known responsible entities; (C) Information identifying and describing the original Priority Product and the selected alternative(s), if any, the brand name(s) and product name(s) under which the product is placed into the stream of commerce in California, the name(s) of any persons identified as the manufacturer, importer, and/or distributor on the product label, and, if the product is a component of one or more assembled products, a description of the known product(s) in which the component is used; (D) The due date and actual date for completing development and introduction into the California marketplace of the selected alternative(s), if any; (E) The regulatory response(s), if any; (F) The applicable section(s) in this article specifying the regulatory response(s); (G) The implementation due date(s), and the actual implementation date(s), for the regulatory response(s); and (H) Other information

provided to the Department under subsections (a) through (c).

(A)

The name of, and contact information for, the manufacturer(s) and importer(s);

(B)

The names of, and contact information for, other known responsible entities;

(C)

Information identifying and describing the original Priority Product and the selected alternative(s), if any, the brand name(s) and product name(s) under which the product is placed into the stream of commerce in California, the name(s) of any persons identified as the manufacturer, importer, and/or distributor on the product label, and, if the product is a component of one or more assembled products, a description of the known product(s) in which the component is used;

(D)

The due date and actual date for completing development and introduction into the California marketplace of the selected alternative(s), if any;

(E)

The regulatory response(s), if any;

(F)

The applicable section(s) in this article specifying the regulatory response(s);

(G)

The implementation due date(s), and the actual implementation date(s), for the regulatory response(s); and

(H)

Other information provided to the Department under subsections (a) through (c).

(2)

The Department shall also include in the Regulatory Response Summary the

information specified in paragraphs (1)(A) through (1)(D) for each exemption granted by the Department under section 69506.9.