



California Environmental Protection Agency



State of California
ENVIRONMENTAL POLICY COUNCIL

Resolution
October 27, 2010

WHEREAS, the California Environmental Policy Council (Council) consists of the Secretary for Environmental Protection, the Chairman of the California Air Resources Board (ARB) the Chair of the State Water Resources Control Board (SWRCB); and the Directors of the Office of Environmental Health Hazard Assessment (OEHHA), the Department of Toxic Substances Control (DTSC), the Department of Pesticide Regulation (DPR) and the Department of Resources, Recycling and Recovery (CalRecycle).

WHEREAS, with one important exception, DTSC in adopting the proposed Safer Consumer Product Alternatives regulations is required to prepare and submit to the Environmental Policy Council a multimedia life cycle evaluation of the proposed regulations.

WHEREAS, existing law provides that a multimedia life cycle evaluation is not required if the Environmental Policy Council, following an initial evaluation of the proposed regulations, conclusively determines that the proposed regulations will not have any significant adverse impact on public health or the environment.

WHEREAS, DTSC's proposed regulations would: (1) establish a process to identify and prioritize those chemicals or chemical ingredients in consumer products that may be considered as being a chemical of concern; (2) establish a process for evaluating chemicals of concern in consumer products, and their potential alternatives, to determine how best to limit exposure or to reduce the level of hazard posed by the chemical of concern; and (3) specify the range of regulatory responses that DTSC may take following the completion of the alternatives analysis.

WHEREAS, the California Green Chemistry Initiative called for a systematic scientific and engineering approach that seeks to reduce the use of hazardous chemicals in the manufacturing of consumer products and the generation of toxic wastes by changing how society designs, manufactures, and uses chemicals in consumer products.

WHEREAS, state law and the proposed regulations shift the manufacturing paradigm to designing chemicals and consumer products that have less of an adverse effect than the status quo or no adverse effects – throughout their life cycle – on California's people and our environment.

WHEREAS, toxic chemicals are inherently hazardous to the health and well-being of all Californians, and the proposed regulations use a science-based prioritization and alternatives analysis framework that will lead to the use of safer chemicals in consumer products.

WHEREAS, the Council has conducted a public meeting on October 27, 2010 to receive written and oral comments from interested parties on whether the Council should conclusively determine that the regulation will not have any significant adverse impact on public health or the environment.

NOW, THEREFORE BE IT RESOLVED that the Council, following an initial evaluation of the proposed regulations, conclusively determines that the regulations will not have any significant adverse impact on public health or the environment.

DATED:

Oct. 27, 2010

Linda S. Adams
Linda S. Adams, Secretary
California Environmental Protection Agency