





CALIFORNIA PROHIBITS THE SALE OF CERTAIN PRODUCTS CONTAINING PFAS; MORE PRODUCTS WILL BE BANNED AT THE END OF 2024

Executive Summary

- > Brands with product sales in California (either direct or via a retailer) are required to remove PFAS across product lines ahead of these deadlines.
- > California's PFAS laws are the most extensive and earliest to implement across the U.S.
- > PFAS (Per- and Polyfluoroalkyl Substances), also known as "forever chemicals", are commonly found in the form of water and stain repellents on textiles, cosmetic and personal care additives, and grease repellents on food service paper goods.

The State of California has and will continue to implement the following prohibitions and requirements:

Affected Product Category Click links to view laws; See pg. 2 for definitions & exemptions	Requirements	Effective Date(s)	PFAS Threshold (ppm)
Food Packaging Products	PFAS Prohibited	1/1/23	100
Juvenile Products	PFAS Prohibited	7/1/23	100
Cookware	PFAS Disclosure Required	1/1/24	-
Artificial Turf	PFAS Notification Required	1/1/24	1
	PFAS Prohibited	1/1/25	-
Apparel, Outerwear, Furnishings, Textiles	PFAS Prohibited; Certificate Required	1/1/25	1/1/25: 100; 1/1/27: 50
Outerwear for Severe Wet Conditions	Disclosure Statement; PFAS Prohibited	1/1/25; 1/1/28	-
Cosmetic Products	Some PFAS Prohibited	1/1/25	-
Menstrual Products	PFAS Prohibited; Certificate Required	1/1/25	-
Cleaning Products	PFAS Prohibited	1/1/25	1/1/25: 100; 1/1/27: 50

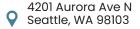
Our Services

- >>> We specialize in **advisory services** and can organize a plan of action for you.
- >> We provide **lab recommendations** and can help with **testing coordination**.
- >>> To stay informed, we offer legislation guidance with regular updates.











Background

California lawmakers continue to release regulatory acts that seek to limit PFAS in the environment by restricting or prohibiting the sale of the substances in consumer goods. PFAS, known as 'forever chemicals' due to their persistence in the environment, are considered an emerging contaminant by the EPA and a threat to the ecosystem and human health. 24 states in the U.S. have adopted various policies around PFAS while the European Union has also released PFAS requirements for brands and manufacturers.

Definitions & Exemptions*

PFAS Definitions as Defined by California

Per- and Polyfluoralkyl Substances (PFAS): A class of fluorinated organic chemicals containing at least one fully fluorinated carbon atom.

"Regulated" Per- and Polyfluoralkyl Substances (PFAS) means either:

1. PFAS that a manufacturer has intentionally added to a product and that have a functional or technical effect in the product, including the PFAS components of added chemicals and PFAS that are breakdown products of an added chemical or;

2. The presence of PFAS in a product at or above a specific threshold, as measured in total organic fluorine in parts per million (ppm).

Cleaning Product

A finishing product that is an air care product, automotive product, general cleaning product, or a polish or floor maintenance product used primarily for janitorial, domestic, industrial, or institutional cleaning purposes, or a water vessel product.

Artificial Turf (aka Covered Surface)

Artificial turf or a synthetic surface that resembles grass.

Food Packaging

A nondurable package, packaging component, or food service ware that is intended to contain, serve, store, handle, protect, or market food, foodstuffs, or beverages, and is comprised, in substantial part, of paper, paperboard, or other materials originally derived from plant fibers.

Outerwear (aka Outdoor Apparel)

Clothing intended primarily for outdoor activities. Until January 1, 2028, the prohibition on the sale of textile articles containing PFAS **DOES NOT APPLY TO:** Outdoor apparel for severe wet conditions* (outdoor apparel that are designed for outdoor sports experts in order to protect the health and safety of the user and are not marketed for general consumer use). However, beginning January 1, 2025 these articles must be accompanied by a "Made with PFAS chemicals" disclosure statement (including for online sales).

Cookware

Durable houseware items that are used in homes and restaurants to prepare, dispense, or store food, foodstuffs, or beverages.

Cosmetic

Any article, or its components, intended to be rubbed, poured, sprinkled, or sprayed on, introduced into, or otherwise applied to the human body, or any part of the human body, for cleansing, beautifying, promoting attractiveness, or altering the appearance. **DOES NOT INCLUDE:** Soap.

Menstrual Product

A product used to collect menstruation and vaginal discharge.

Juvenile Product

A product designed for use by infants and children under 12 years of age. **DOES NOT INCLUDE:** A children's electronic product; a medical device; an internal component of a juvenile product that would not come into direct contact with a child's skin or mouth; an adult mattress (mattress other than a crib mattress or toddler mattress).

Apparel, Home Furnishings, Textiles

Textile goods of a type customarily and ordinarily used in households and businesses, including apparel (i.e. clothing items intended for regular wear or formal occasions).

DOES NOT INCLUDE: Carpets and rugs; treatments containing PFAS for use on converted textiles or leathers; a vehicle; a vessel or its component parts; filtration media and filter products used in industrial applications; textile articles used in or for lab analysis and testing; an aircraft, stadium shades or other architectural fabric structures meaning permanent fabric structure that is intrinsic to a building's design or construction.

*For more detailed information, please refer to the Affected Product Category links on the first page.

For more information on current and pending PFAS legislation, view our other bulletins here:

PFAS Bulletins



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