NOTIFICATION

Revision

The following notification is being circulated in accordance with Article 10.6.

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| **1.** | **Notifying Member:** UNITED STATES OF AMERICA**If applicable, name of local government involved (Articles 3.2 and 7.2):** State of California |
| **2.** | **Agency responsible:** California Environmental Protection Agency (CalEPA) Office of Environmental Health Hazard Assessment (OEHHA)**Name and address (including telephone and fax numbers, email and website addresses, if available) of** **agency or authority designated to handle comments regarding the notification shall be indicated if different from above:** Please submit comments to the USA TBT Enquiry Point via e-mail: usatbtep@nist.gov |
| **3.** | **Notified under Article 2.9.2 [****], 2.10.1 [****], 5.6.2 [****], 5.7.1 [****], 3.2 [****X], 7.2 [****], other****:**  |
| **4.** | **Products covered (HS or CCCN where applicable, otherwise national tariff heading. ICS numbers may be provided in addition, where applicable):** Acrylamide exposure from food; Protection against dangerous goods (ICS code(s): 13.300); Food products in general (ICS code(s): 67.040) |
| **5.** | **Title, number of pages and language(s) of the notified document:** Notice of Proposed Rulemaking Title 27, California Code of Regulations Safe Harbor Warnings for Acrylamide Exposure from Food; (2 page(s), in English), (14 page(s), in English), (9 page(s), in English), (6 page(s), in English) |
| **6.** | **Description of content:** The Office of Environmental Health Hazard Assessment (OEHHA) proposes to amend [Article 6 of Title 27 of the California Code of Regulations, section 25607.2](https://govt.westlaw.com/calregs/Document/IEA52D9F05C2F11ED990AA2D2ACB66143?viewType=FullText&originationContext=documenttoc&transitionType=CategoryPageItem&contextData=(sc.Default)). This proposed rulemaking would amend subsection (b) to provide an additional safe harbor warning option, for businesses that cause significant exposures to acrylamide in food products. |
| **7.** | **Objective and rationale, including the nature of urgent problems where applicable:** Consumer information, labelling; Protection of human health or safety  |
| **8.** | **Relevant documents:** [No. 14-Z, California Regulatory Notice Register 5 April 2024](https://oal.ca.gov/wp-content/uploads/sites/166/2024/04/2024-Notice-Register-No.-14-Z-April-5-2024.pdf) (pages 393-397)[Notice of Proposed Rulemaking Title 27, California Code of Regulations Safe Harbor Warnings for Acrylamide Exposure from Food](https://oehha.ca.gov/proposition-65/crnr/notice-proposed-rulemaking-title-27-california-code-regulations-safe-harbor)* [Notice](https://oehha.ca.gov/media/downloads/crnr/nprmacrylamide040524.pdf)
* [Initial Statement of Reasons](https://oehha.ca.gov/media/downloads/crnr/isoracrylamide040524.pdf)
* [Proposed Regulatory Text](https://oehha.ca.gov/media/downloads/crnr/regtextacrlyamide040524.pdf)
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| **9.** | **Proposed date of adoption:** To be determined**Proposed date of entry into force:** To be determined |
| **10.** | **Final date for comments:** 20 May 2024; WTO Members and their stakeholders are asked to submit comments via e-mail to the USA TBT Enquiry Point (usatbtep@nist.gov) by 4:00 pm (<http://time-time.net/times/time-zones/usa-canada/current-eastern-time-est.php>) Eastern Time (<https://24timezones.com/time-zone/et>) on 20 May. Comments received by or before the comment end date will be submitted electronically through the OEHHA website at <https://oehha.ca.gov/comments>. |
| **11.** | **Texts available from: National enquiry point [****] or address, telephone or fax numbers and email and website addresses, if available, of other body:** Proposed Amendments to the Proposition 65 Clear and Reasonable Warning Regulation: Safe Harbor Methods and Content <https://oehha.ca.gov/media/downloads/crnr/regtextacrlyamide040524.pdf><https://members.wto.org/crnattachments/2024/TBT/USA/24_02489_00_e.pdf><https://members.wto.org/crnattachments/2024/TBT/USA/24_02489_01_e.pdf><https://members.wto.org/crnattachments/2024/TBT/USA/24_02489_02_e.pdf><https://members.wto.org/crnattachments/2024/TBT/USA/24_02489_03_e.pdf> |