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APPLICATION FOR EXISTING STATE OR POLITICAL SUBDIVISIONS OF A STATE TOY AND CHILDREN'S PRODUCT SAFETY STANDARDS IN EFFECT

1. State or political subdivision of a State

California

2. Full address of State or political subdivision of a State

Address (Line One) Office of the Attorney General

Address (Line Two 1515 Clay Street, 20th Floor

City Oakland State/Province CA

Zip Code 94612-0550

3. Citation of law or other regulation or standard applicable to a toy or other children's product

California Health & Safety Code, §§ 25214.11-25214.21

4. Effective Date of law or other regulation or standard

January 1, 2008

5. Explain the section of ASTM F 963-07 which your law or other regulation or standard addresses

4.3.5

Note: In enacting the Toxics in Packaging Prevention Act, the California Legislature found and declared, among other things, that, "The presence of heavy metals in packaging is a part of the total concern regarding the disposal of hazardous constituents in the solid waste stream, in light of the presence of heavy metals in emissions or ash when packaging is incinerated, or in leachate when packaging is disposed of in a solid waste landfill." California contends that the Toxics in Packaging Prevention Act is not designed to deal with the same risk of injury as any federal consumer product safety standard.

Note: "Effective Date" listed above is the effective date of the most recent amendment to the provisions cited. Statutes and regulations may have been amended multiple times with varying effective dates. The "Effective Date" listed above shows that the cited provisions were in effect on or prior to August 13, 2008.

Nothing in this filing shall be construed as representing the views of the Attorney General or any agency of the State of California with respect to the preemptive effect of federal law on any state or local law, whether or not included in this filing.

6. Submitting law or other regulation or standard (check one):

☒ Electronically (cpsc-os@cpsc.gov - attach copy)

☐ By mail

U.S. Consumer Product Safety Commission
Office of the Secretary
4330 East West Highway
Bethesda, MD 20814-4408

7. Contact Person: Timothy E. Sullivan

Title: Deputy Attorney General

E-Mail: timothy.sullivan@doj.ca.gov

Telephone: 510-622-4038

KNOWING and WILLFUL FALSE STATEMENTS MADE ON THIS FORM OR ANY ATTACHMENTS ARE PUNISHABLE BY FINE AND/OR IMPRISONMENT FOR UP TO FIVE YEARS (U.S. Code, Title 18, Section 1001).