



November 2013 Issue



CA Prop and Halloween

A recent CA Prop 65 settlement has been reached involving a wide variety of Halloween products. The settlement sets limitations for lead, cadmium, arsenic, formaldehyde and phthalates. The product categories include Halloween costumes, costume accessories, indoor and outdoor décor, and games. Below are more specifics related to the product categories and limitations.

Product Categories

- Costumes
- Costume Accessories: wigs, masks, gloves, footwear, belts, bags, hats, costume props, hosiery, weapons, and jewelry intended to accessorize a costume.
- Halloween games and indoor/outdoor décor: candy bowls, lawn, wall, door, and table ornaments, lights, decorative spiders, webs, lighting, ghosts, witches, goblins, skeletons, bats, cats, and tombstones.

Limits

- Lead
 - 90 ppm for all accessible surface coatings;
 - 100 ppm total lead for all accessible substrates in products age grade for children 12 and younger;
 - 300 ppm total lead for all other accessible substrates in products for adults and children over 12 years of age.
- Arsenic
 - 25 ppm soluble for all accessible components.
- Cadmium
 - 300 ppm total cadmium and no intentionally added cadmium for mouth able components of products for children 12 years old and younger;
 - 75 ppm soluble cadmium for all other accessible components.
- Formaldehyde
 - 20 ppm for accessible fabrics for products for children under 3 years old;
 - 75 ppm for accessible fabrics for children 3 years and older, along with adults.
- Phthalates
 - 1000 ppm total DEHP, BBP, and DBP each, for all accessible components.

Please note this settlement requires reformulation of products as there are no CA Prop 65 warning labels allowed. ShopKo's expectation is for our vendor community to abide by these new limitations in the related product categories.

Washington Children's Safe Product Act Revision

In October, 2013 the Washington Department of Ecology amended the Children's Safe Products Reporting Rule. The department removed n-butanol (CAS#71-36-3) from the reporting list of chemicals and added tris (1, 3-dichloro-2-propyl) phosphate (TDCPP) (CAS# 13674-87-8) to the reporting list of chemicals.

The first reporting deadline for products containing TDCPP is February 28, 2015.

ShopKo expects all applicable vendors to report appropriately or, when applicable, provide ShopKo with the necessary information as it relates to this chemical for our reporting purpose.

Important Reminder

It is the responsibility of the Vendor/Agent/Factory to assure that all production merchandise is in full compliance with all applicable Industry/Government/State standards/laws/regulations, to inspect product 100%, and to ship only first-quality merchandise which reflects identical quality, composition, and/or content of approved laboratory testing and inspection samples.

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***For any related questions, please contact Lola Thomson, Manager of Vendor Compliance. Lola can be reached at Lola.thomson@shopko.com or 920-429-7496. For Product Testing questions related to consumables, OTC, HH goods, etc, please contact Kathy Check, Product Compliance Inspection Analyst. Kathy can be reached at Kathy.Check@shopko.com or 920-429-4822. For Product Inspection related questions, please contact Chris Trejo, Product Compliance Inspection Analyst. Chris can be reached at Chris.Trejo@shopko.com or 920-429-7048. For Product Testing questions, please contact Jackie Ewald or Barb Poninski, Testing/Recall Specialists. Jackie can be reached at Jackie.Ewald@shopko.com or 920-429-4174. Barb can be reached at Barbara.Poninski@shopko.com or 920-429-4071. Please note *Vendor Compliance has complete autonomy regarding product compliance.*