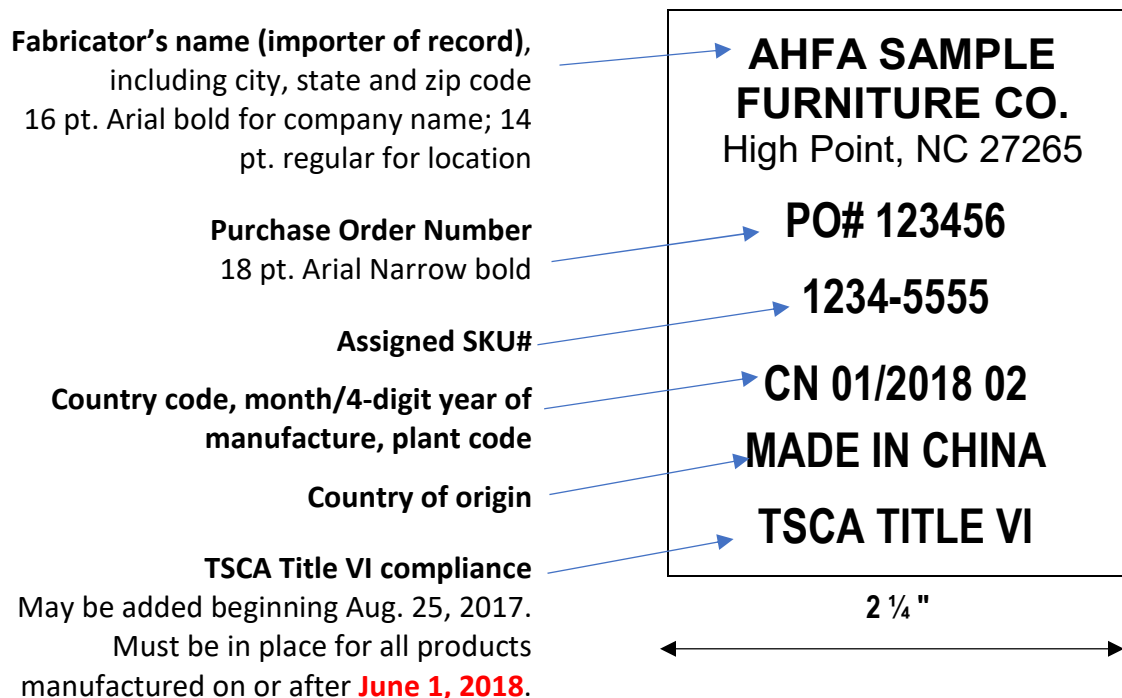




ANATOMY OF A TSCA TITLE VI-COMPLIANT PRODUCT LABEL

The EPA Formaldehyde Emission Standards for Composite Wood Products Act requires fabricators of finished goods containing composite wood products to label every finished good they produce or every box containing finished goods. These labels must contain the fabricator's name, the date the finished good was produced, and a "statement" that the finished goods are TSCA Title VI compliant. EPA provides no guidance on the font or size of type to be used, only that the required information is "legible, in English and accurate."

EPA notes that "the date the finished good was produced" means the actual date of production in month/year format, not the date the product was imported.



The EPA formaldehyde rule prohibits the use of barcodes or non-text labels as the sole label. However, companies that wish to use barcodes or other non-text labels may do so, as long as the encoded TSCA Title VI compliance information is printed on the label in English text.

**AHFA SAMPLE
FURNITURE CO.**
High Point, NC 27265

PO# 123456

1234-5555

VN 01/2018 02

MADE IN VIETNAM

TSCA TITLE VI



**AHFA SAMPLE
FURNITURE CO.**
High Point, NC 27265

PO# 123456

1234-5555

CN 01/2018 02

MADE IN CHINA

**Product contains
TSCA TITLE VI products
and NAF/ULEF products**

**AHFA SAMPLE
FURNITURE CO.**
High Point, NC 27265

PO# 123456

1234-5555

CN 01/2018 02

MADE IN CHINA

**Product contains
TSCA TITLE VI products
and PS-1 products**

Where a finished good is composed of multiple composite wood products, some of which are produced with NAF or ULEF resins and some of which are not, the EPA rule allows fabricators to design a label that efficiently describes the product, such as the label on the **left**. While there is no language in the rule describing other combinations, the label on the **right** shows a combination of TSCA Title VI compliant material and PS-1 structural plywood.

ADDING PROP 65 TO THE LAW LABEL

If a company is shipping products into the State of California, another consideration for the law label is whether or not a Proposition 65 warning may be required. Prop 65 is part of California's Health & Safety Code. It requires companies doing business in California to provide a clear and reasonable warning before exposing consumers to a chemical known to the state to cause cancer, birth defects or other reproductive harm.

In 2016 the state approved new Prop 65 warning guidelines, including a new "safe harbor warning" for furniture products. The state lists nearly 900 chemicals that require this pre-exposure warning. The furniture safe harbor requires companies to name one specific chemical in the warning.

The state cautions against picking a chemical "just to be safe," if you do not have knowledge of that chemical being present in your product. This is considered "over-warning," which may subject a company to the state's unfair business practices law.

This sample law label assumes that the product contains formaldehyde and that an exposure to formaldehyde may occur.

This sample warning shows the warning symbol in yellow, but because there is no other color on the label, the symbol could be printed in black and white instead.


The word **WARNING** is presented in ALL CAPS and in bold face, which are required by the regulation.

The hazard symbol is placed to the left of the text, in a size no smaller than the height of the word "WARNING".

The entire warning is in 14 pt. Arial Narrow, a size no smaller than the largest type used for other consumer information on the label. In no case may the Prop 65 warning appear in a type size smaller than 6 pt.

**AHFA SAMPLE
FURNITURE CO.**
High Point, NC 27265


PO# 123456
1234-5555
CN 2017/01 02
MADE IN CHINA
TSCA TITLE VI

 **WARNING:** This product can expose you to chemicals including formaldehyde, which is known to the State of California to cause cancer or birth defects or other reproductive harm. For more information, go to www.P65Warnings.ca.gov/furniture

2 ½ "

ADDING PROP 65 TO THE CA FLAMMABILITY LAW LABEL

In the case of upholstered furniture, manufacturers may add the TSCA TITLE VI compliance information along with the Proposition 65 warning to the law label in a billboard format that includes the California Technical Bulletin 117-2013 compliance statement. A horizontal “billboard” format is shown below:

<p>UNDER PENALTY OF LAW THIS TAG NOT TO BE REMOVED EXCEPT BY THE CONSUMER</p>	<p style="text-align: center;">NOTICE: THIS ARTICLE MEETS THE FLAMMABILITY REQUIREMENTS OF CALIFORNIA BUREAU OF ELECTRONIC AND APPLIANCE REPAIR, HOME FURNISHINGS AND THERMAL INSULATION TECHNICAL BULLETIN 117-2013. CARE SHOULD BE EXERCISED NEAR OPEN FLAME OR WITH BURNING CIGARETTES.</p> <p style="text-align: center;">The upholstery materials in this product:</p> <p><input type="checkbox"/> Contain added flame retardant chemicals</p> <p><input checked="" type="checkbox"/> Contain NO added flame retardant chemicals</p> <p>The State of California has updated the flammability standard and determined that the fire safety requirements for this product can be met without adding flame retardant chemicals. The state has identified many flame retardant chemicals as being known to, or strongly suspected of, adversely impacting human health or development.</p>	<p> WARNING: This product can expose you to chemicals including formaldehyde, which is known to the State of California to cause cancer or birth defects or other reproductive harm. For more information, go to:</p> <p>www.P65Warnings.ca.gov/furniture</p>
<p>ALL NEW MATERIAL consisting of:</p>		<p style="text-align: center;">TSCA TITLE VI</p>
<p>REGISTRY NO:</p>		
<p>Certification is made by the manufacturer that the materials in this article are described in accordance with the law.</p>		

A vertical “billboard” format may also be used. This format is shown on the next page:

UNDER PENALTY OF LAW THIS TAG NOT TO BE
REMOVED EXCEPT BY THE CONSUMER

ALL NEW MATERIAL
consisting of:

REGISTRY NO:

Certification is made by the manufacturer that the
materials in this article are described in accordance
with the law.

NOTICE:

THIS ARTICLE MEETS THE FLAMMABILITY
REQUIREMENTS OF CALIFORNIA BUREAU OF
ELECTRONIC AND APPLIANCE REPAIR, HOME
FURNISHINGS AND THERMAL INSULATION TECHNICAL
BULLETIN 117-2013. CARE SHOULD BE EXERCISED
NEAR OPEN FLAME OR WITH BURNING CIGARETTES.

The upholstery materials in this product:

- Contain added flame retardant chemicals
- Contain NO added flame retardant chemicals

The State of California has updated the flammability
standard and determined that the fire safety requirements
for this product can be met without adding flame retardant
chemicals. The state has identified many flame retardant
chemicals as being known to, or strongly suspected of,
adversely impacting human health or development.



**WARNING: This product can expose you to
chemicals including Formaldehyde, which is
known to the State of California to cause cancer
or birth defects or other reproductive harm. For
more information, go to:
www.P65Warnings.ca.gov/furniture**

TSCA TITLE VI