



California Prop 65 statement

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The California Safe Drinking Water and Toxic Enforcement Act of 1986, commonly referred to as “Proposition 65” or “Prop 65”, is a right-to-know law that is unique to the State of California. The goal of Prop 65 is to ensure that individuals in the State of California are informed about possible exposure to chemicals “known to the State of California to cause cancer and/or reproductive toxicity.” Under the law, the California Office of Environmental Health Hazard Assessment (“OEHHA”) is tasked with maintaining a list of chemicals and updating the list at least annually. To date, there are over 900 chemicals listed by OEHHA, which list can be found at <https://oehha.ca.gov/proposition-65/proposition-65-list>.

In late 2016, OEHHA adopted new regulations that went into effect on August 30, 2018. Proposition 65 now applies to suppliers of components used in end products to ensure that information about chemicals used in the components is communicated to Californians who might come into contact with the chemicals during the development, manufacture, or use of the end products.

To comply with Prop 65, businesses (including manufacturers, distributors, and retail sellers) must provide a “clear and reasonable” warning for listed chemicals unless exposure is low enough to pose “no significant risk” of cancer or is significantly below levels observed to cause birth defects or other reproductive harm. A Prop 65 warning does not necessarily mean a product is in violation of any product-safety standards or requirements.

Cree LED has engaged with the California Environmental Protection Agency, Office of Environmental Health Hazard Assessment to review our LED products and have come to the following decision.

California’s Proposition 65 law requires businesses to provide warnings when their products cause exposures to chemicals listed by the State of California as causing cancer or reproductive toxicity. Warnings are not required simply because a product contains a Proposition 65 chemical.

- When a Proposition 65 chemical is fully encapsulated in another, non-hazardous (non-listed substance), product and the average user is not exposed to it, then no warning is required.
- If the business determines that an average product user does not attempt to disassemble a product and therefore has no exposure to Proposition 65 chemicals, a warning is not required even though an occasional user might disassemble the product and incur an exposure, then no warning is required.

Cree LED believes our products pose no exposure threat of any Prop 65 substances to the average user when used as designed and therefore do not require any specific proposition 65 declarations.

To provide full product transparency; upon request, Cree LED will provide a material content disclosure (MCD) also known as a full material disclosure (FMD) to our customers for review.

For more Information: Prop 65 Link: <https://oehha.ca.gov/proposition-65>

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