NOTIFICATION

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 (Article 3.2 and 7.2):** State of California |
| **2.** | **Agency responsible:**  Environmental Protection Agency, Department of Toxic Substances Control (DTSC), State of California (CalEPA) [2099]  **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: USA WTO TBT Enquiry Point, Email: [usatbtep@nist.gov](mailto:usatbtep@nist.gov) |
| **3.** | **Notified under Article 2.9.2 [****],** **2.10.1 [****],** **5.6.2 [****],** **5.7.1 [****], 3.2 [****X], 7.2 [****X],** **other****:** |
| **4.** | **Products covered (HS or CCCN where applicable, otherwise national tariff heading. ICS numbers may be provided in addition, where applicable):** Laundry detergents; Quality (ICS code(s): 03.120); Products of the chemical industry (ICS code(s): 71.100) |
| **5.** | **Title, number of pages and language(s) of the notified document:** Laundry Detergents Containing Nonylphenol Ethoxylates; (15 page(s), in English) |
| **6.** | **Description of content:** Proposed rule - [California's Safer Consumer Products (SCP)](https://dtsc.ca.gov/scp/) regulations were adopted in October 2013 to meet the statutory requirements outlined in HSC sections 25252 and 25253. The regulations outline a science-based process for evaluating Chemicals of Concern in consumer products and safer alternatives by: Establishing a list of Candidate Chemicals and specifying criteria by which these may be designated Chemicals of Concern; Establishing a process to identify and prioritize product and Candidate Chemical combinations that may be listed as Priority Products; Requiring manufacturers of a product listed as a Priority Product to notify DTSC within 60 days of the listing regulation's effective date; Requiring manufacturers of a Priority Product to determine how best to reduce exposures to the Chemical(s) of Concern in the product; Allowing DTSC to identify and require implementation of Regulatory Responses following completion of an Alternatives Analysis, if needed; and Creating a process for persons to petition DTSC to add chemicals to the Candidate Chemicals list, add or remove Candidate Chemicals lists in their entirety, or to add or remove a product-chemical combination from the Priority Products List. DTSC proposes to amend section 69511 and add section 69511.8 to Article 11 of the SCP regulations. The proposed action will add laundry detergents containing nonylphenol ethoxylates (NPEs) as a Priority Product to the Priority Products List. This listing applies to any product that is placed into commerce in California that contains NPEs, and that may be marketed, sold, or offered for sale as a chemical substance to clean or remove soil or unwanted deposits from laundered clothes and textile products, such as sheets and tablecloths. This includes, but is not limited to, laundry detergents of any form, including granules, liquids, powders, tabs, crystals, or pods, that are used in washing machines, for 4 hand washing, or as part of a laundry system. Detergents intended for use as a pre-soak or pre-spotter, or with fabric or color protection properties, are also included. |
| **7.** | **Objective and rationale, including the nature of urgent problems where applicable:** Protection of human health or safety; Protection of the environment |
| **8.** | **Relevant documents:**  Laundry Detergents Containing Nonylphenol Ethoxylates as a Priority Product: <https://dtsc.ca.gov/npe-in-laundry-detergents/>  [Title 22 Code of California Regulations Sections 69511, 69511.8](https://govt.westlaw.com/calregs/Browse/Home/California/CaliforniaCodeofRegulations?guid=IAF074F905B6111EC9451000D3A7C4BC3&originationContext=documenttoc&transitionType=Default&contextData=(sc.Default)&bhcp=1)  WTO Members and their stakeholders are asked to submit comments to the [USA TBT Enquiry Point](mailto:usatbtep@nist.gov). Comments received by the USA TBT Enquiry Point from WTO Members and their stakeholders by [4pm](http://time-time.net/times/time-zones/usa-canada/current-eastern-time-est.php) [Eastern Time](https://24timezones.com/time-zone/et) on 31 December 2023 will be shared with the Department of Toxic Substances Control (CalEPA). |
| **9.** | **Proposed date of adoption:** To be determined  **Proposed date of entry into force:** To be determined |
| **10.** | **Final date for comments:** 31 December 2023 |
| **11.** | **Texts available from: National enquiry point [****]** **or address, telephone and fax numbers and email and website addresses, if available, of other body:**  <https://members.wto.org/crnattachments/2023/TBT/USA/23_13493_00_e.pdf> |