



SCP | COMPLYING WITH
TRAINING | PRIORITY PRODUCT
SERIES | REGULATIONS

Removal or Replacement Notifications in Lieu of Alternatives Analysis



Department of Toxic Substances Control



Cal/EPA

Removal or Replacement Notifications

Removing a Priority Product from the California market

Removing its Chemical of Concern

Replacing that Chemical of Concern

- Must have already submitted a Priority Product Notification
- Do not need to complete an Alternatives Analysis



Three Types of Removal/Replacement Notifications

Chemical
Removal
Notification

remove the Chemical
of Concern from the
Priority Product

Product-
Chemical
Replacement
Notification

replace the Chemical
of Concern in the
Priority Product

Product
Removal
Notification

remove the Priority
Product from sale in
California

For further details, refer to the
Safer Consumer Products
Regulations, [Cal. Code Regs.,
Title 22, Division 4.5, Chapter 55,
Article 5, Section 69505.2](#)



Intent and Confirmation

Removal and replacement options all require two steps:

- **Intent Notification**

- Informs DTSC of intent
- Due date = 180 days from effective date of regulation

- **Confirmation Notification**

- Confirms change has been made
- Due date = 90 days from submission of Intent Notification



Chemical Removal Notification

- Use if you plan to remove the Chemical of Concern from your product
- Certify that the Chemical of Concern was removed without the use of replacement chemicals or otherwise adding chemicals to the product
- Provide
 - Rationale and factors considered in deciding to reformulate
 - Analytical procedures used to confirm that the Chemical of Concern has been removed
 - Information demonstrating that the Chemical of Concern was removed



Product-Chemical Replacement Notification

- Use if you plan to replace the Chemical of Concern in your product
- Provide
 - Rationale and factors considered in deciding to reformulate
 - Analytical procedures used to confirm that the Chemical of Concern has been removed
 - Information demonstrating that the Chemical of Concern was removed
 - Name, concentration, and hazard traits of the replacement chemical
 - Analytical procedures used to measure the concentration of the replacement chemical
 - Confirmation that the replacement chemical is not on DTSC's Candidate Chemicals List, or if it is, that it was already being used to manufacture the product



Product Removal Notification

- Use if you plan to remove the Priority Product from the California market
- Certify that you have ceased, and will not resume, fulfilling orders for the Priority Product from persons selling or distributing the Priority Product in California



Timeline

- Removal and replacement options can only be used if the change will be complete within 90 days of submitting the Intent Notification.
- If it will take longer than 90 days to make the change, you will have to submit a Preliminary AA report or one of the alternate AA reporting options.
- If you complete the removal or replacement within 180 days from the effective date of the regulations, you can skip Intent Notification and submit Confirmation Notification.



Further Information

- Safer Consumer Products [Regulations](#)
- CalSAFER Tutorial Videos:
 - [How to Submit a Product Removal \(Intent or Confirmation\) Notification](#)
 - [How to Submit a Chemical Removal \(Intent or Confirmation\) Notification](#)
- SCP E-mail List ([E-List](#)):
 - Upcoming regulations, events, workshops
- Further questions? Contact us at SaferConsumerProducts@dtsc.ca.gov

Thank you!

