

Global Business Process

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CALIFORNIA PROPOSITION 65

1. PURPOSE

California Proposition 65, officially known as the Safe Drinking Water and Toxic Enforcement Act of 1986, was enacted as a ballot initiative in November 1986. The law and regulations protect the state's drinking water sources from being contaminated with chemicals known to cause cancer, birth defects or other reproductive harm, and provide warnings to Californians about significant exposures to chemicals that cause cancer, birth defects or other reproductive harm.

Proposition 65 requires the State to maintain and update a list of chemicals known to the State to cause cancer, birth defects or other reproductive harm.

Broan sells product into California both under its own brand names and as OEM's, and therefore has to comply with Proposition 65. The purpose of this process is to outline how Broan will be compliant with Proposition 65.

2. SCOPE

Products distributed by Broan and sold in California are required to comply with Proposition 65. Broan may have to label products that are to be sold in California in accordance with the requirements of Proposition 65. This process will define how this is achieved. Packaging materials are in scope as well as accessories, service parts, and their packaging.

3. REFERENCES

- 3.1. Standard: California Health and Safety Code §25249.5 - 25249.13 27 CCR §25203
- 3.2. A controlled copy can be found on Broan's website: <http://www.broan-nutone.com/supplier-manual/>

4. DEFINITIONS

Term	Definition
BOM	Bill of Material, items listed that make up finished good or subassembly
Broan	All references to "Broan" include all subsidiaries and all brands
DVP&R	Design Verification Plan & Report
P65	Proposition 65

5. RESPONSIBILITY

5.1. Marketing

- Determines the need for P65 compliance according to the targeted market and sales channels
- Communicates P65 requirement to Engineering

5.2. Engineering:

- Consider P65 during material selection
- Specifies P65 requirement on Engineering drawings
- For finished goods manufactured by Broan, analyze and determine any items that require P65 warning
- As applicable, include P65 warnings labels in BOM or P65 warning in carton artwork
- Communicate to Sales finished goods that require P65 warning labels and associated information

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5.3. Purchasing:

- Consider P65 when selecting supplier
- Provides the supplier with a drawing package
- Ensures supplier understands the P65 Requirements

5.4. Quality:

- Ensure PPAP includes verification of P65 compliance as required
- Communicate to Engineering any items that contain P65 substances

5.5. Supplier:

- Provide P65 information
- Ensure that any P65 specific declarations requested by Broan are provided
- For buy-to-sell items, analyze and determine if item requires P65 warning label
- As applicable, supply items with P65 warning

5.6. Sales:

- Communicate P65 warning information to customers as required

6. Process

Broan shall manage P65 compliance through the following:

- P65 requirement statements included on drawings.
- Complete PPAP's
- Appropriate labeling as required by P65.

For *drawings* the following note shall be included:

MUST BE COMPLIANT PER BPGLOBAL22 – PROP65: YES

The labeling requirements as described in California Code of Regulations Title 27 Article 6 (sections 25601 et seq.) shall be incorporated by Aug. 30, 2018.

When Prop65 statement is indicated on the drawing, the supplier or manufacturer is required to fully comply with Prop 65. The supplier shall submit the following elements through the PPAP process. The supplier is expected to actively maintain and monitor all components declared as Prop 65 compliant. Should any changes occur to a component that would or could potentially change the declaration of compliance, the supplier is expected to resubmit the item through PPAP.

1. P65 Material Declaration

a. For all:

- i. Disclosure certifying that no P65 substances are present. Disclosure to be provided on company letterhead with signature.
OR

- ii. Substance testing confirming P65 substances and amounts

b. In addition, required for raw materials and preferred for all:

- i. SDS sheet(s) (complete including all 16 sections)

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- c. In addition, for buy-to-sell items:
 - i. Determination if item requires P65 warning label.
 - ii. If warning label is required:
 - 1. Provide content of warning label
 - 2. State what P65 substance(s) the product is being labeled for and the amount
 - 3. Provide clear and reasonable warning on item that is compliant with P65 labeling requirements

- 2. Part Submission Warrant (PSW)
When checking yes in the submission results section, the supplier is indicating that they comply with all P65 requirements. The supplier must demonstrate compliance by providing the P65 Material Declaration as described above. These documents shall be included with the PPAP documentation.

- 3. Design Records
The supplier must show evidence that the design record utilized has the P65 requirement clearly identified.

- 4. Control Plan
When the control plan is required with the PPAP submission, the supplier shall ensure that the P65 requirements are included as part of the control plan.

- 5. Performance Tests (DVP&R)
When the DVP&R is required with the PPAP submission, the supplier shall ensure that the P65 requirements are included as part of the DVP&R

- 6. Qualified Laboratory Documentation
The supplier is responsible for managing their sub tier suppliers. When objective evidence is obtained through an external qualified laboratory, the supplier is required to include specific details identifying the qualified laboratory within the submitted PPAP. In instance where the supplier has the testing capabilities, the supplier is responsible for maintaining all required certifications.

7. Revisions

REV	DESCRIPTION
00	New
01	Add reference to controlled copy on Broan's website
02	Changed wording of drawing note