Health and Safety Code section 25904.

Chemical Listings by Reference to the California Labor Code

(a) Pursuant to Section 25249.8(a), of the Act, a chemical shall be included on the list of chemicals known to the state to cause cancer or reproductive toxicity if it is a substance identified by reference in Labor Code Section 6382(b)(1) or by reference in Labor Code Section 6382(d) as causing cancer or reproductive toxicity.

(1) A chemical shall be included on the list if it is on the most recent edition of California Department of Industrial Relations Hazardous Substances List contained in Title 8, California Code of Regulations, section 339, if a basis for the chemical being placed on the Director’s List is that the chemical causes cancer or reproductive or developmental toxicity based on sufficient animal or human evidence.

(2) A chemical shall be included on the list if it is identified as causing cancer or reproductive or developmental toxicity based on sufficient animal or human evidence by reference in the most recent version of Title 29 of the Code of Federal Regulations, part 1910.1200, subpart Z, Toxic and Hazardous Substances, adopted by the federal Occupational Safety and Health Administration.

(3) A chemical shall be included on the list if it is identified in the latest edition of the National Toxicology Program Report on Carcinogens based on sufficient animal or human evidence as:
   a. A human carcinogen
   b. A potential human carcinogen

(4) A chemical shall be included on the list if it is identified by the International Agency for Research on Cancer in its IARC Monographs series on the Evaluation of Carcinogenic Risks to Humans (most recent edition), based on sufficient animal or human evidence as:
   a. Carcinogenic to humans (Group 1)
   b. Probably carcinogenic to humans (Group 2A)
   c. Possibly carcinogenic to humans (Group 2B)

(b) At least 45 days prior to adding a chemical to the list that meets the criteria established in section (a), the lead agency shall publish a notice of intent to list the chemical and provide a 30 day public comment period on whether or not the chemical has been identified by reference in either Labor Code section 6382(b)(1) or 6382(d) or both as causing cancer or reproductive toxicity.

(c) Any person may petition the lead agency to consider adding a chemical to the list pursuant to this section. The petition shall identify the chemical in question, the provision of subdivision (a) above that provides the basis for listing and any other information necessary to determine whether the chemical meets the requirements of this section.
(d) If the lead agency determines that a listed chemical no longer meets the criteria in this Section, the lead agency shall determine if the criteria for listing established in Section 25306 or Section 25902 are met. If the criteria in those sections are not met, the lead agency must refer the chemical to the appropriate committee established in Section 25302, namely the Carcinogen Identification Committee or the Developmental and Reproductive Toxicant Identification Committee, for a recommendation as to whether the chemical should continue to be included on the list of chemicals known to the state to cause cancer or reproductive toxicity. The chemical shall remain on the list pending review by the Carcinogen Identification Committee or the Developmental and Reproductive Toxicant Identification Committee.