AMENDMENT TO THE CALIFORNIA RULES OF COURT
Adopted by the Judicial Council on March 15, 2024, effective April 1, 2024

Appendix H 2

Appendix H

Amount of Civil Penalty to Cure Alleged Violation of Proposition 65 for Failure to Provide Certain Warnings (Health & Saf. Code, § ~~26249.7(k)~~ 25249.7(k))

Formula

Under Health and Safety Code section ~~26249.7(k)~~ 25249.7(k), the amount of civil penalty per facility or premises that an alleged violator may agree to pay within 14 days of service of a notice of violation under that section will be computed and adjusted as follows:

$$\text{Adjusted penalty amount} = \left[\frac{\text{annual CCPI (Dec. } \sout{2018}\ 2023) - \text{annual CCPI (Dec. } \sout{2013}\ 2018)}{\text{annual CCPI (Dec. } \sout{2013}\ 2018)} + 1 \right] \times \text{Previous dollar amount}$$

Definition

"CCPI" means the California Consumer Price Index for All Urban Comsumers, as established by the California Department of Industrial Relations.

Calculation and adjustment

Effective April 1, ~~2019~~ 2024, the amount of civil penalty that an alleged violator may agree to pay within 14 days of service of a notice of violation under Health and Safety Code section ~~26249.7(k)(2)(B)(ii)~~ 25249.7(k)(2)(B)(ii) is **~~$565~~ $610** per facility or premises where the alleged violation occurred.

The calculation is as follows:

$$\sout{\$563.92}\ \$608.79 = \left[\frac{\sout{272.51}\ 331.804 - \sout{241.623}\ 272.51}{\sout{241.623}\ 272.51} \right] + 1 \times \$500$$

Under Health and Safety Code section ~~26249.7(k)(2)(B)(ii)~~ 25249.7(k)(2)(B)(ii), the adjusted penalty amount is rounded to the nearest $5, so the dollar amount of the adjusted limit is rounded to ~~$565~~ $610.