

1 **Appendix H**

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3 **Amount of Civil Penalty to Cure Alleged Violation of Proposition 65 for Failure to**
4 **Provide Certain Warnings (Health & Saf. Code, § 25249.7(k))**
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7 **Formula**

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

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

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14 **Definition**

15 “CCPI” means the California Consumer Price Index for All Urban Consumers, as
16 established by the California Department of Industrial Relations.
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19 **Calculation and adjustment**

20 Effective April 1, 2024, the amount of civil penalty that an alleged violator may agree to
21 pay within 14 days of service of a notice of violation under Health and Safety Code
22 section 25249.7(k)(2)(B)(ii) is **\$610** per facility or premises where the alleged violation
23 occurred.
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25 The calculation is as follows:

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$$\text{————— } \$608.79 = \left[\frac{331.804 - 272.51}{272.51} + 1 \right] \times \$500$$

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31 Under Health and Safety Code section 25249.7(k)(2)(B)(ii), the adjusted penalty amount
32 is rounded to the nearest \$5, so the dollar amount of the adjusted limit is rounded to \$610.
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34 *Appendix H amended effective April 1, 2024; adopted effective April 1, 2019.*
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