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))**

**Formula**

Under Health and Safety Code section 26249.7(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:

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

**Definition**

“CCPI” means the California Consumer Price Index for All Urban Consumers, as established by the California Department of Industrial Relations.

**Calculation and adjustment**

Effective April 1, 2019, 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) is $565 per facility or premises where the alleged violation occurred.

The calculation is as follows:

\[
\frac{272.51 - 241.623}{241.623} + 1 \times 500 = 563.92
\]

Under Health and Safety Code section 26249.7(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.

*Appendix H adopted effective April 1, 2019.*