

To: Whom It May Concern  
From: Dave Panning (dpanning@bifma.org)  
Date: December 15, 2015

Subject: **California SB 1019 Label Law – Documentation Requirements**

As of January 1, 2015, California law requires manufacturers of upholstered seating to provide information on whether or not a seating product contains fire retardant chemicals in excess of 1,000ppm. This requirement is per SB 1019. If a product can be labeled as NO (that is, not containing fire retardant chemicals), then the manufacturer must be able to provide documentation as proof.

California has provided guidance on documentation per their SB 1019 FAQ document. In looking at the SB 1019 FAQ document, question #7 we see the following:

**Q: What type of documentation must the manufacturer/supplier provide upon request by the Bureau?**

**A: The law requires the manufacturer of the covered product to retain sufficient documentation to show whether flame retardant chemicals were added to the products and/or components. In this case, sufficient means: written statements and/or test results of each component attesting flame retardant chemicals were added or not added.**

Members of BIFMA had a phone conversation on November 20, 2015 with the responsible California Bureau overseeing the Flammability requirements. For further clarification regarding documentation the Bureau indicated the following:

1. The best documentation method to show SB1019 conformance is to have a declaration from the supplier. This should include a clear description of the supplied component and may include: color, pattern, foam density and characteristics that will physically describe the foam and cover material.
2. The supplier is considered once removed from the OEM. So if there are several tiers, the declaration needs to be from the tier 1 supplier.
3. Generic ‘blanket’ statements from the supplier are not acceptable.
4. Records need to be kept for three years from the date of manufacture.

Please contact the Director of Technical Services at BIFMA should there be any questions.