

CALIFORNIA PROPOSITION 65

Prop 65 Compliance *for Paprika*

System-Based Compliance. Not Just Testing.

Presented by: Prop65Compliance.com

Compliance Management by Consultare Inc. Group

Powered by SystemsBuilder.pro



PROP 65

DEFENSIBLE

5,000+

NOVs in 2025

~64%

Food & Spice Share

Why This Matters

Paprika sits at the intersection of every active spice-safety regulatory wave — and every major brand is being audited.



WARNING

This product can expose you to chemicals including lead and cadmium from paprika-pepper soil, ethylene oxide (ETO) sterilization residues, and aflatoxins from improper drying — known to the State of California to cause cancer or reproductive harm.

— P65Warnings.ca.gov

Industry in Transition

McCormick, Olam, Kraft Heinz, Frontier, Spice Islands — all under active recall or NOV pressure.



Heavy Metals From Soil

Pb, Cd, As bioaccumulate in Capsicum from paprika-growing regions. Spanish & Hungarian batches flagged in 2025.



ETO Sterilization Residue

Ethylene oxide is a Prop 65 carcinogen. Banned in EU; still used on US-bound spice. Residue persists for months.



Aflatoxins & Ochratoxin A

Mycotoxins from improper drying and storage. Aflatoxin B1 listed by Prop 65 since 1988. EU MRL 5 µg/kg.



Sudan I, II, III, IV Adulteration

Industrial dyes added to boost paprika color. Recurring NOV and FDA import alerts since 2023.



Documentation Is Your Defense

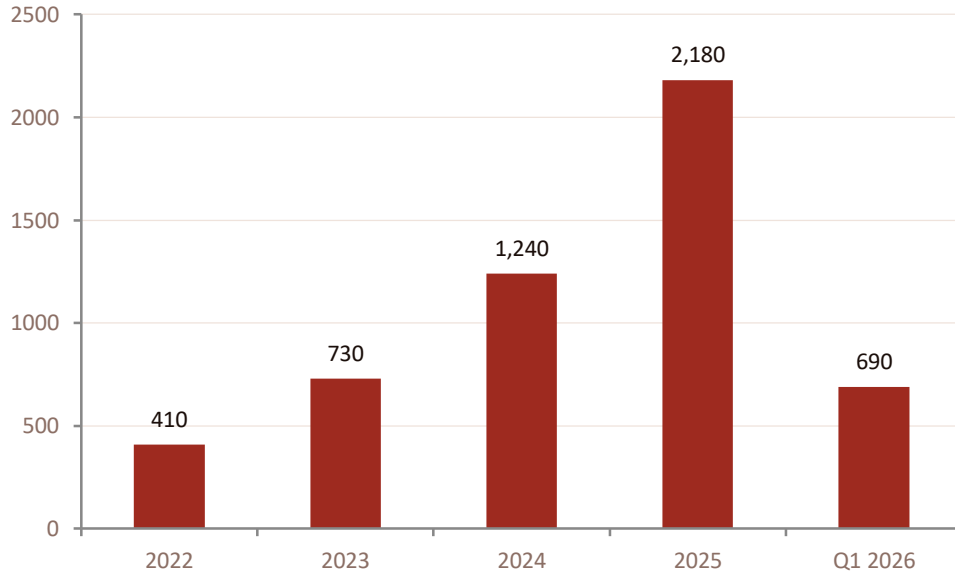
Origin COAs, ETO-free attestations, mycotoxin & metals testing — the only evidence that holds up in court.

W H Y

Prop 65 Enforcement Trends

Enforcement is accelerating — and spices are now in the crosshairs. (2024–2026)

Annual Prop 65 NOVs — Spice & Seasoning Category



~64%

Food & Spice

Largest single Prop 65 category in Q1 2026 — record share.

\$112M

2026 Settlements

Record enforcement activity — majority paid to attorneys.

2027

ETO Phase-Out

FDA & EU pressure on US importers to disclose ETO use on spice.

Source: OAG 60-Day Notice database; Bureau-Veritas CPS quarterly summaries; ASTA enforcement bulletins.

W H Y

Five Regulatory Fronts Converge

Every paprika SKU is exposed to multiple overlapping spice-safety rules.



Prop 65 (California)

Lead & cadmium from soil; ETO residues; aflatoxins; Sudan dye contamination.



FDA Spice Import Alerts

Import Alert 28-12 (Salmonella), 99-08 (ETO), 21-14 (Sudan dyes) — all active for paprika lots.



EU Reg. 2023/915 Heavy Metals

Pb max 0.80 mg/kg in spice fruits; OTA max 15 µg/kg in Capsicum spp. — US importers track too.



ETO Phase-Out Pressure

EU zero-tolerance since 2020. US retailers (Whole Foods, Costco, Kroger) requiring ETO-free attestations.



AB 899 Baby Food Spices

Paprika in baby food / toddler snacks falls under CA AB 899 metals testing & disclosure (eff. Jan 2025).

Prop 65 is the enforcement hook — but ETO timelines, retailer policies, and EU export rules now drive the decision.

YOUR PRODUCT
PORTFOLIO



Every Paprika SKU

*Five regulatory fronts.
One system to manage them all.*

Business Impact of Non-Compliance

A Prop 65 action hits the balance sheet long before a verdict.



60-Day Notice of Violation

Brand owner, private-label importer, and retailer all exposed. A single NOV can cascade across a whole spice line.



Forced Reformulation / Resourcing

ETO-free spice runs 30–80% premium; Spanish/Hungarian sourcing shifts; capsanthin shade match shifts batch to batch.



Retail & Co-Manufacturer Delisting

Whole Foods, Costco, Kroger require ETO-free attestation. Co-manufacturers refuse lots without origin testing.



Category Is Reformulating

McCormick, Olam, Kraft Heinz, Frontier have committed to ETO-free + metals testing. The question is WHEN, not IF.

Most companies settle — not because they're guilty, but because their documentation is weak.

W H A T

Why Prop65Compliance.com

Compliance-focused. Not a law firm. System-based — not one-time testing.



Compliance-Focused

We don't litigate — we build the system that prevents litigation.



System-Based Approach

Testing alone doesn't protect you. A documented program does.



Managed by Consultare Inc. Group

Operational oversight from a dedicated spice-compliance team.



Built on SystemsBuilder.pro

Artifact-based system, document control, and AI-assisted workflows.

OUR PROMISE

*We build and manage
your defensible
compliance system.*

So when a 60-day notice arrives,
you already have the answers.

W H A T

What We Deliver

An end-to-end Prop 65 compliance program — not a one-time report.



**SKU & Ingredient
Risk Assessment**



**Metals, ETO &
Mycotoxin Testing**



**Exposure
Evaluation**



**Compliance
Determination**



**Warning Label
Strategy**



**Origin & Supplier
Compliance Program**



**Sourcing
Roadmap**



**ETO Phase-Out &
Multi-State Monitoring**

Each component is documented, traceable, and audit-ready.

Core Technical Components

The compliance stack underneath every determination we issue.



Heavy Metal Testing (ICP-MS)

Pb, Cd, As in paprika powder, oleoresin, and color extracts. MADLs: Pb 0.5 µg/day, Cd 4.1 µg/day. ISO 17025 labs.



ETO & 2-Chloroethanol Testing

GC-MS confirmation of ethylene oxide and 2-CE residues. EU MRL 0.1 mg/kg. ETO-free attestations per shipment.



Mycotoxin Panel (LC-MS/MS)

Aflatoxin B1/B2/G1/G2 (total <5 µg/kg EU); Ochratoxin A (<15 µg/kg in Capsicum spp.). Per lot screening.



Sudan & Para Red Dye Screen

HPLC-DAD detection of Sudan I, II, III, IV and Para Red. FDA Import Alert 21-14 — zero tolerance for spice.

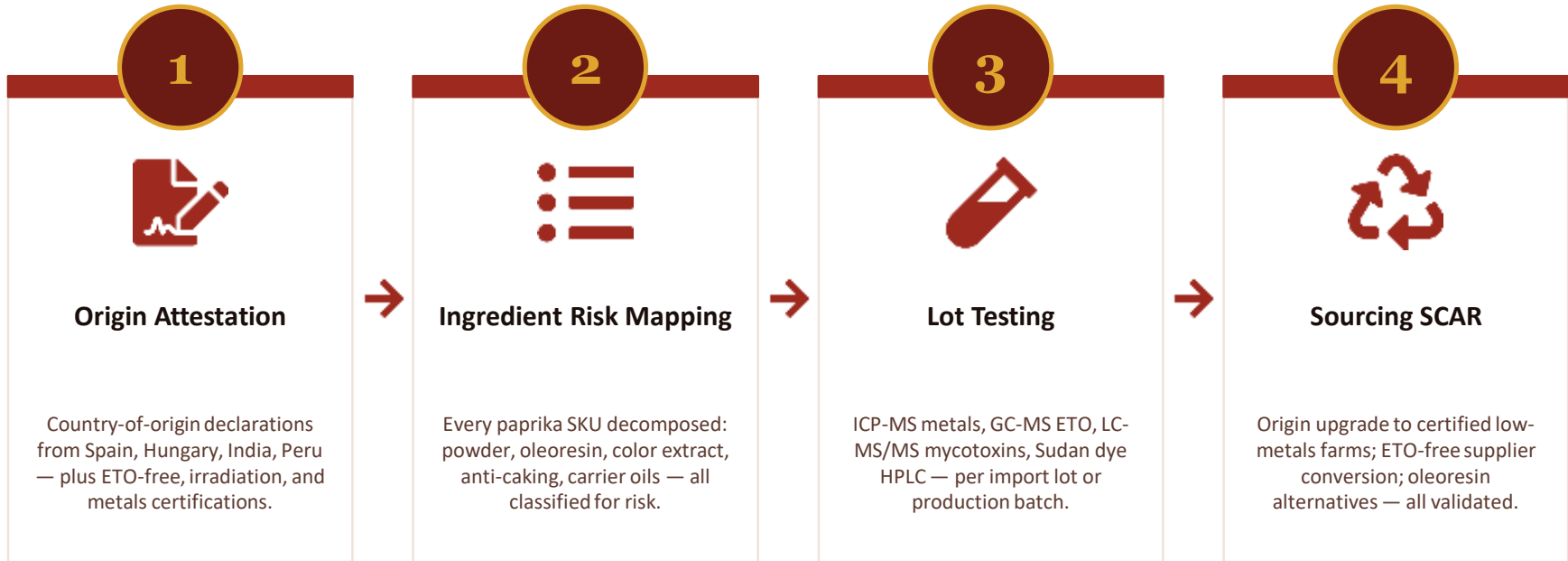


Multi-State & ETO Deadline Monitoring

CA Prop 65, FDA import alerts, EU MRLs, retailer attestation deadlines (Whole Foods, Costco, Kroger)— one dashboard.

Supply-Chain Compliance Control

Prevent the issue upstream — before it reaches your label.



Prevent exposure issues before they reach the consumer — and the courtroom.

The SystemsBuilder Approach

Artifact-based compliance — pay for structure, not repetition.

ARTIFACTS vs RECORDS

You pay for the structure — not the records.

Build once. Use forever.

Example:

ARTIFACT (you pay)

Paprika Testing Program

One document defining how all paprika metals, ETO, mycotoxin, and Sudan dye testing decisions are recorded.

↓ *Generates unlimited* ↓

RECORDS (no added cost)

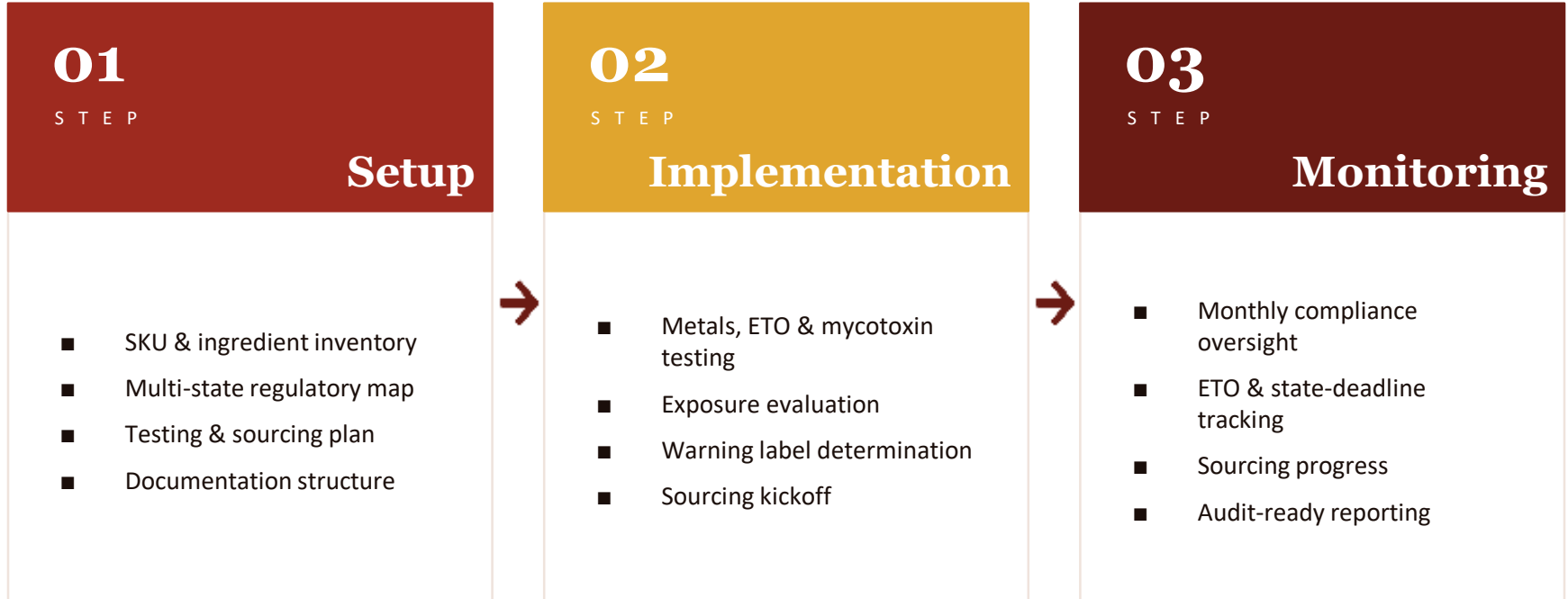
Unlimited Lot Test Results

Every import lot tested fills out the same framework — no new artifact needed.

→ *Scalable, predictable, cost-efficient.*

How It Works

A three-phase program. Setup once. Monitor continuously.



Setup Pricing — One-Time Investment

Build your defensible Prop 65 compliance system.

COMPLIANCE SYSTEM SETUP

\$1,500

up to 3 finished products (SKUs)

+ \$150

each additional SKU

One-time investment to build your system.

SETUP INCLUDES

- ✓ SKU & ingredient risk assessment
- ✓ Metals, ETO & mycotoxin testing plan
- ✓ ETO phase-out & multi-state deadline map
- ✓ Documentation system setup
- ✓ Sourcing roadmap framework

Monthly Monitoring

Continuous compliance. Keep your system alive. — Ongoing oversight, billed monthly.

ONGOING COMPLIANCE
OVERSIGHT

\$500

per month — up to 7 finished products

+ \$50 / month

per additional SKU

Keeps you continuously compliant.

MONITORING INCLUDES

- ✓ Lot / shipment test review
- ✓ ETO, state & EU MRL deadline updates
- ✓ Sourcing progress tracking
- ✓ Monthly compliance reporting

Cancel anytime. No long-term contracts.

Testing Monitoring Fees

Per-event oversight — pay only when your product is tested.

\$35

per testing monitoring event

Per lot / shipment — covers lab-report review, threshold comparison, compliance determination & documentation update.

WHAT THE \$35 COVERS

- Lab report review
- Threshold comparison (NSRL / MADL)
- Compliance determination
- Documentation update



IMPORTANT — LAB FEE EXCLUSION

Laboratory testing fees are NOT included. Testing is conducted by independent ISO 17025 accredited labs. All lab costs are billed directly to the client by the laboratory.

We provide oversight and compliance review — not laboratory testing services.

Pay only for actual testing events • No markup on lab fees • Independent results ensure defensibility

What You Receive

Every client gets a defensible, audit-ready document package.



Lot Compliance Review Reports

Per-lot review with pass/fail determination, threshold comparison, and reviewer sign-off.



Monthly Summary Reports

Rolling snapshot of all testing events, compliance status, and open action items.



Compliance Monitoring Logs

Date-stamped log of every decision made — the backbone of defensibility.



Origin & Supplier Records

Attestations, COAs, ETO declarations, risk ratings, and corrective actions by origin.



Audit-Ready Documentation

Packaged for OAG inquiries, retailer audits, and legal counsel on 24-hour notice.

H O W

Built for Defensibility

Documentation is the difference between a quick close-out and a six-figure settlement.



Documented Due Diligence

Every decision has a record, a reviewer, and a date.



Verified Lab Testing

ISO 17025 independent results — no conflicts of interest.



Traceable Decisions

Origin → lot → batch → determination — fully linked.



Structured System

Not ad-hoc — a real management system reviewers recognize.

Critical for lawsuits • Retail audits • Regulatory inquiries

DIY Option — SystemsBuilder.pro

Prefer to manage it yourself? The same artifact library, à la carte.

COMMUNITY LIBRARY

\$1

per artifact

Build your own system on your own terms.

SystemsBuilder.pro

ACCESS THE FULL LIBRARY

-  Prop 65 Programs
-  Policies
-  Procedures (SOPs)
-  Forms (Artifacts)
-  Logs & Templates

Managed Service vs. DIY

Same system. Different execution — you choose who drives.

MANAGED SERVICE

by Consultare Inc. Group

- ✓ Hands-off compliance execution
- ✓ Expert-managed monitoring
- ✓ Monthly reporting delivered

Best for: growing brands without in-house QA capacity

DIY (SystemsBuilder)

at SystemsBuilder.pro

- ✓ Self-managed execution
- ✓ \$1-per-artifact library access
- ✓ Internal team runs the program

Best for: teams with existing compliance capability

Same system. Same artifacts. Same defensibility. — You choose who operates it.

Your Risk Profile

Every one of these factors increases your exposure — independently.

E T O R E S I D U E



Ethylene Oxide

ETO is a Prop 65 carcinogen. Banned in EU; still common on US-bound paprika. NOV's surging since 2024.

S T I L L E N F O R C E A B L E



Lead & Cadmium

Heavy metals from soil bioaccumulate in Capsicum. Spanish & Hungarian batches flagged in 2025 NOV's.

M Y C O T O X I N R I S K



Aflatoxins & OTA

Improper drying / storage produces aflatoxins (Prop 65 since 1988) and ochratoxin A. Recurring NOV's.

S T R I C T E N V I R O N M E N T



California + Schools

Most aggressive enforcement regime plus AB 899 baby food testing + kids'-food-targeted plaintiffs' bar.

Your product is already in a high-risk category — even if you've done nothing wrong.

CALL TO ACTION

Don't wait for a 60-Day Notice.

Start your Prop 65 compliance system today.



MANAGED COMPLIANCE

Let us manage it for you.

- End-to-end Prop 65 system setup
- Ongoing monitoring & oversight
- Audit-ready documentation
- Expert-managed execution



DIY LIBRARY

Build it yourself.

- \$1-per-artifact library access
- Community programs & policies
- Forms, logs & templates
- Run it your way, in-house

"Build it yourself — or let us manage it for you."

Prop65Compliance.com • SystemsBuilder.pro

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