

State of California

LABEL REQUIREMENTS FOR FOODS AND DIETARY SUPPLEMENTS

California Code of Regulations, Title 17

§10750. Label Requirements for Foods and Dietary Supplements.

(a) Any food or dietary supplement, as defined in Title 17, California Code of Regulations, Division 1, section 10200, that contains any amount of a substance listed in Table 10750 A shall comply with the following:

(1) The label of foods and dietary supplements that have a total surface area available to bear labeling of 12 square inches or more shall bear the following notice in the manner prescribed in paragraph (a)(2) of this section:

NOTICE: This product contains (name of substance(s) and common name(s) if different). Read and follow directions carefully. Do not use if you have or develop diarrhea, loose stools, or abdominal pain because (insert common name) may worsen these conditions and be harmful to your health. Consult your physician if you have frequent diarrhea or if you are pregnant, nursing, taking medication, or have a medical condition.

(2) The notice required by paragraph (a)(1) of this section shall:

(A) Be enclosed by a 0.5 point box rule with 2.5 points of space around the notice,

(B) Utilize at least one point leading,

(C) Have a type that is kerned so the letters do not touch,

(D) Be all black or one color type, printed on a white or other neutral contrasting background,

(E) Utilize single easy to read type style such as Helvetica Regular and upper and lower case letters,

(F) Be in type size no smaller than 8 point,

(G) The word "NOTICE" shall be in all upper case letters, and

(H) The sentence "Do not use if you have or develop diarrhea, loose stools, or abdominal pain because (insert common name) may worsen these conditions and be harmful to your health." shall be underlined and highlighted by bold or extra bold type, such as Helvetica Black.

(3) Foods and dietary supplements in small packages that have a total surface area available to bear labeling of less than 12 square inches shall include the notice required by paragraph (a)(1) in the format specified in (a)(2) in a package insert or a

tag attached to the package and bear the following label notice in the manner prescribed in paragraph (a)(4) of this section:

NOTICE: Do not use if you have or develop diarrhea, loose stools, or abdominal pain because (insert common name) may worsen these conditions and be harmful to your health. See package insert (or attached tag) for additional information.

- (4) The notice required by paragraph (a)(3) of this section shall:
- (A) Be enclosed by a 0.5 point box rule with 2.5 points of space around the notice,
 - (B) Utilize at least one point leading,
 - (C) Have a type that is kerned so the letters do not touch,
 - (D) Be all black or one color type, printed on a white or other neutral contrasting background,
 - (E) Utilize single easy to read type style as Helvetica Regular and upper and lower case letters,
 - (F) Be in type size no smaller than 6 point,
 - (G) The word "NOTICE" shall be in all upper case letters, and
 - (H) The sentence "Do not use if you have or develop diarrhea, loose stools, or abdominal pain because (insert common name) may worsen these conditions and be harmful to your health." shall be underlined and highlighted by bold or extra bold type, such as Helvetica Black.

- (b) This section does not apply to foods and dietary supplements containing the leaf gel or leaf juice of aloe (*Aloe ferox* Mill. or *Aloe vera* (L.) N.L. Burm.) or concentrations thereof, providing that the food or dietary supplement does not contain another substance listed in Table 10750 A.

Table 10750 A-Listed Substances

COMMON NAME	PLANT PART	BOTANICAL NAME
aloe also known as cape aloe	latex	<i>Aloe ferox</i> Mill.
aloe also known as aloe vera	latex	<i>Aloe vera</i> (L.) N.L.Burm., also known as <i>Aloe</i> <i>barbadensis</i> Mill. or <i>Aloe</i> <i>vulgaris</i> Lamk.
buckthorn	berry	<i>Rhamnus catharticus</i> L.
cascara also known as cascara sagrada	bark	<i>Rhamnus purshianus</i> DC. also known as <i>Rhamnus</i> <i>purshiana</i> DC. or <i>Frangula</i> <i>purshiana</i> (DC.) JG Cooper
frangula also known as	bark	<i>Rhamnus frangula</i> L. also

buckthorn		known as <i>Frangula alnus</i> Mill.
rhubarb root also known as as Chinese rhubarb	root	<i>Rheum officinale</i> Baill., <i>Rheum palmatum</i> L., <i>Rheum rhaponticum</i> L., or <i>Rheum tanguticum</i> , Maxim. ex Balf.
senna also known as Alexandria senna or Tinnevelly senna	leaf or pod	<i>Senna alexandrina</i> P. Mill. also known as <i>Cassia senna</i> L., <i>Cassia angustifolia</i> Vahl. <i>Cassia acutifolia</i> Del., or <i>Senna angustifolia</i> (Vahl) Batka
senna also known as sicklepod senna	leaf or pod	<i>Senna obtusifolia</i> (L.) Irwin and Barneby also known as <i>Cassia obtusifolia</i> (L.)
senna	leaf or pod	<i>Senna tora</i> (L.) Roxb. Also known as <i>Cassia tora</i> (L.)

Note: Authority cited: Sections 100275, 110065 and 110100, Health and Safety Code.
Reference: Sections 110175, 110290, 110660, 110705, 110760, 110765 and 110770, Health and Safety Code.

HISTORY

1. New section filed 10-15-96; operative 1-1-97 (Register 96, No. 42). A Certificate of Compliance must be transmitted to OAL by 5-1-97 or emergency language will be repealed by operation of law on the following day. For prior history, see Register 78. No. 35.
2. Editorial correction of subsection (b) and Table 10750 A (Register 97, No. 18).
3. New section refiled 4-29-97 as an emergency; operative 5-2-97 (Register 97, No. 18). A Certificate of Compliance must be transmitted to OAL by 9-2-97 or emergency language will be repealed by operation of law on the following day.
4. Certificate of Compliance as to 4-29-97 order, including amendments, transmitted to OAL 8-28-97 and filed 10-9-97 with changes in label "Notice" effective 3-1-98 (Register 97, No. 41).
5. Editorial correction of subsection (a)(2)(E) and Table (Register 98, No.9). 17 CA ADC s 10750