



## California Proposition 65 Position Statement (2021)

California Proposition 65, officially known as the Safe Drinking Water and Toxic Enforcement Act of 1986, was enacted in November 1986. The proposition aims to protect individuals in the state of California and the state's drinking water and environment from excessive exposure to chemicals known to the state to cause cancer, birth defects or other reproductive harm. The state maintains a public list of such chemicals.

Businesses are required to provide a clear and reasonable warning before knowingly and intentionally exposing individuals in the state of California to a listed chemical. A warning is not required if the anticipated exposure level will not pose a significant risk of cancer or is significantly below levels observed to cause birth defects or other reproductive harm.

MKS Instruments, Inc. and its subsidiary products may contain chemicals or compounds that are listed by the state of California as causing cancer, birth defects or other reproductive harm. However, MKS Instruments, Inc. and its subsidiary products are not sold to consumers or intended for consumer use. Commercial customers who purchase products for use in occupational settings in the state of California, should refer to [www.P65Warnings.ca.gov](http://www.P65Warnings.ca.gov) which provides more information regarding warning requirements.

The information provided in this statement should not be construed as providing legal advice regarding the Proposition 65 warning requirements. You are obligated to be familiar with all provisions of the law and comply with the regulations. We recommend you conduct your own due diligence to ensure compliance.

In addition, the information provided in this statement is intended for informational purposes only and is not intended to be a representation or warranty of any kind, nor is it intended to modify in any way the terms and conditions of any agreement between our customers and MKS Instruments, Inc. and its subsidiaries.