

COSMEGRAM

MAY 2019 • VOL 49 | ISSUE 5



society of
cosmetic chemists
CALIFORNIA

EDUCATIONAL HOUR



CBD AND COSMETICS: SEPARATING FACT FROM FICTION

Ronie Schmelz
JD Attorney, Tucker Ellis LLP

This talk will review the regulatory landscape since last year's landmark passage of the Agriculture Improvement Act of 2018 (aka, the "2018 Farm Bill"), which legalizes the growing and transportation of industrial hemp. There are many misperceptions about what the Farm Bill does and doesn't do; what is now legal and what remains illegal.

...continued on page 3

DINNER HOUR



THE BUSINESS SIDE OF CBD - CONTRACTS, LIABILITIES AND MORE

Paul Malie
Corporate Attorney and Trusted Advisor to Companies

The development and sale of CBD cosmetic products is exciting, but also fraught with risk, issues and uncertainty, most of which have not been alleviated by the Agriculture Improvement Act of 2018. This talk will navigate through the main contractual issues and risks faced at each stage in the lifecycle of a CBD cosmetic product (from cultivating, to manufacturing, to testing and ultimately selling).

...continued on page 3

MEETING OVERVIEW

Date: Tuesday - May 28th, 2019
Location: Duke's Malibu
Menu: Self Serve Buffet

RESERVE NOW ▶

Reservation Deadline: 5:00 pm Friday - May 24th, 2019
Reservation Link: www.caliscc.org/events

5:00 pm: Educational Hour
6:00 pm: Social Hour
6:30 pm: Dinner Hour and Speaker

[Meeting Details on Page 2](#)

Prices increase after Reservation Deadline
No refunds after Reservation Deadline
Walk-in space is not guaranteed

MEETING DETAILS

LOCATION:

Duke's Malibu
21150 Pacific Coast Highway
Malibu, CA 90265
(310) 317-0777

MENU:

Self Serving Buffet

COSTS:

- Members with reservations (\$40)
- Members without reservations (\$65)
- Non-members with reservations (\$65)
- Non-members without reservations (\$70)
- Emeritus members with reservations (FREE)
- Emeritus members without reservations (\$65)

RESERVATIONS:

The reservation pricing deadline is at 5pm on the Friday before the monthly meeting. Non-reservation pricing must be paid after this deadline. Reservations are not refundable after the reservation deadline. Please register and pay online at www.caliscc.org or call Sara Benoit at 714-521-5222 ext.141. Call-in registrations must be guaranteed with credit card and will be charged for no-show.

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EDUCATIONAL HOUR *...continued from page 1*

To help clarify the confusion, and separate fact from fiction, the talk will address the following questions, among others:

- What does the 2018 Farm Bill actually do?
- What is the new regulatory framework created by the Farm Bill?
- What is CBD and how does it differ from hemp?
- Is it legal to transport cosmetic products containing CBD across state lines?
- Is it legal to sell cosmetic products containing CBD in the U.S.? In all states?
- What claim can you make about CBD cosmetics products?
- What tests should companies perform before marketing CBD cosmetic products?
- What the status of the myriad of insurance and banking issues raised by sale of hemp and CBD products?
- What does the future (likely) hold?

ABOUT THE SPEAKER



Ronie Schmelz is an experienced advertising and regulatory counselor and class action defense lawyer with particular expertise working with clients in the consumer products industry.

Ronie has extensive experience advising clients in the consumer product industry, including those that manufacture cosmetic, skin and hair care, dietary supplement, and household goods. Along with her experienced team of Tucker Ellis attorneys, Ronie counsels companies on compliance with the Federal Packaging and Labeling Act, California Proposition 65, the marketing of CBD and hemp products under the Agricultural Improvement Act of 2018 (the Farm Bill), and other federal and state consumer protection, advertising, and unfair business practices laws. Ronie and her team also draft and negotiate vendor and corporate agreements and manage domestic and international intellectual property rights.

A leader in the cosmetics industry, Ronie serves as legal counsel to the executive board of Beauty Industry West. She also frequently speaks at industry events, including Cosmoprof North America and Bologna, Natural Products Association (NPA), California and New York Society of Cosmetic Chemists Suppliers' Day, and American Conference Institute, and she teaches at both UCLA Extension and the Fashion Institute of Design & Management (FIDM). Ronie also provides added value to client relationships by conducting educational in-house regulatory training sessions.

DINNER HOUR *...continued from page 1*

The speaker will help demystify important legal concepts sometimes overlooked and offer solutions to help mitigate risk, limit liability and increase protection. This discussion will cover many important topics, including:

- How to implement consistent contract policies and procedures in your organization.
- How to identify and address sourcing issues with suppliers.
- The importance of testing CBD cosmetic product before and after development.
- How to mitigate risks related to CBD cosmetic products.
- How to maximize your indemnification protections.
- The key contractual tools you can use to limit liability.

ABOUT THE SPEAKER



Paul Malie is an experienced corporate attorney and trusted advisor to companies.

Paul serves as outside general counsel to many middle-market companies. He has significant experience structuring and negotiating commercial transactions involving both domestic and international elements. He has a robust transactional practice representing companies, private equity firms, and lenders in acquisitions, divestitures, lending, and finance transactions. Paul is also experienced in structuring and negotiating complex joint ventures.

With a passion for providing value, Paul draws on his finance and business background to create practical and effective solutions tailored to clients' needs.

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Cali SCC is committed to offering an effective platform for members to post open job positions directly on our website to assist with finding qualified employees to fill these positions. To view job listings or to add a position to our website, please visit our employment page at www.caliscc.org/employment or contact Heather Naef-Owen directly at heather.naef@everzinc.com.

VIEW/ADD EMPLOYMENT LISTINGS ▶

MESSAGE FROM THE CHAIRS

So much to do, so little time!!! We are so excited for the next couple of months!!!!

First of all thank you to everyone for coming to the April meeting at Universal Sheraton. At this meeting we also held our 2nd of 3 board meetings. The CA SCC is lucky to have a wonderful board made up of volunteers. But as we are half way through the year, it's time to start thinking about recruiting some new members to join our board. Please contact Jennifer Lee Curtis if you are interested in serving on next year's board!! We have plenty of opportunities and we hope to match your interests with a position for you.

As I write this message, the Dinner Dance is 2 weeks away! If you are attending please make sure to say a big Thank you to Christina Hernandez and Tiffany Jones. They were the duo that made this event happen!!

So what's next?

MAY Meeting at Duke's Malibu: This is going to be an epic event with all you ever wanted to know about CBDs. So please come and enjoy a beautiful evening and hear from experts in the field in regards to cannabidiol. This is always a sellout meeting so get your tickets early!

SUMMER Event: Hold onto your hats as we race to Del Mar to watch the ponies run!!!! We will be venturing to Del Mar Race Track on Sunday August 18th. Here we will enjoy watching the races from a private skyroom box that includes lunch. Stay tuned for details. If you would like to help sponsor this event, please contact Jennifer Lee Curtis.

JUNE Meeting – San Francisco: Dr. Howard Maibach is coming to speak at our meeting. As you know he is one of the experts in skin health and is always working and researching. His talk will revolve around skin care, but be sure to note that it will be a talk you wish you came to! If you would like to stay at the hotel, please see the website for details as reservations must be made by May 20th to receive the discounted rate!

SEPTEMBER Meeting – Costa Mesa: Perry Romanowski will be here to speak about Clean Beauty!

NOVEMBER Meeting – If you have a speaker in mind, reach out to Jennifer Lee Curtis!

Elections: Do you hear the call to be on the SCC Board in an elected position? Come talk to Jennifer Lee Curtis and we will help you answer that call!!

Candidacy interest submitted to National SCC Headquarters by August 30th. HQ Verification of eligible candidacy by September 30th:

***For local chapter election "eligible candidacy," you must have been a general member in good standing of that chapter since at least June 30th of the election year (e.g., in order to run in the 2019 elections for positions taking office in January 2020, you would need to have joined the SCC by June 30, 2019 to be deemed eligible).*

Thank you for all you do for our California SCC and our National office!

Your Chairs,

Tiffany Jones – CA SCC Chair – 2019, Jennifer Lee Curtis – CA SCC Chair Elect 2019



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ATTENTION! ATTENTION!

In-House CEP Courses Available

In-House Courses are highly-personalized courses brought to companies to address challenges or areas of need. These courses, taught by knowledge experts, provide professionals with an up-to-date cosmetic science education. Recent In-House Courses have been organized for **Benefit Cosmetics, Mary Kay, Bayer**, the **FDA** and others.

Companies interested in providing in-depth technical information to their employees can contract an education day in a location of their choosing.

- ▶ **SOCIETY** covers the costs of booking the instructor and all of the instructor's traveling expenses (including hotel, flight, car, etc.)
- ▶ **COURSES** can be scheduled for 1 or 2 days on any topic of particular interest to the company
- ▶ **COMPANIES** can choose the instructor if they seek a specific knowledge expert

Current courses available include:

Scale Up & Processing	Botanicals & Naturals for The Naturals Market	Preservatives
Regulatory	Chemistry & Regulations of Cosmetic Colorants	Cosmetic Rheology
Color	Molecular Biology & Gene Expression	Color & Make-Up
GMPS For Cosmetics	Phytochemistry 101 For Cosmetic Chemists	Surfactants
Cosmetic Formulations	cGMPS For Cosmetics and Otc's	Cosmetic Raw Materials
Regulatory Update	Practical Basic & Theory in Emulsion Technology	Fragrance as A Science
Beginning Cosmetic Chemistry	Cosmetic Chemists Guide to Product Development	Silicone Chemistry
Basic Hair Science	Sustainable Cosmetic Product Development	<i>and more!</i>

To reserve a course for your team,
contact Sam Neely at sneely@scconline.org

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REGULATORY UPDATE

There's a lot going on in California

CARB (California Air Resources Board) - On April 12, 2019, CARB initiated the regulatory process on consumer products. It highlighted certain products at that meeting that it would likely update in terms of VOC limits, which means lower VOC levels will be allowed. Over the couple of months, CARB will be hosting teleconferences with stakeholders in Work Group Meetings. The first meeting will be May 20, 2019, from 10am - 12pm PST. The topics/products covered at this first meeting will be Hair Finishing Spray, No Rinse Shampoo, and Permanent Dyes. Sometime in June, CARB will host additional meetings covering disinfectants, antiperspirants, deodorants, hand sanitizers, body washes, mousses, gels, soaps, foams, scrubs, general use hand soaps and body cleaners, aerosol sunscreens, conditioner without styling claims, shampoo, nail polish, and mouthwash. The call-in number for these meetings will be (877) 402-9753, Passcode 8553320.

Safe Cosmetic Act – Bill AB 495 introduced by Assembly Member Muratsuch

This bill was amended to include the following: 1) Authorization of DEODC to investigate cosmetic products that may contain banned chemicals to determine if an ingredient is potentially toxic at the concentration present in the product. A violation would be a crime. 2) List of ingredients to be banned in cosmetics: Asbestos, Lead, Dibutyl Phthalate, Diethylhexyl Phthalate, Formaldehyde, Formaldehyde Releasers, Mercury and its related compounds, Isobutylparaben, Isopropylparaben, Butylparaben, Propylparaben, Toluene, Triclosan, Carbon Black, PFAS. Any violation would be a crime referable to the Department of Justice. Fortunately, the author tabled the bill, but it could come back in early 2020.

Cosmetic Fragrance and Flavor Right to Know Act (SB 574)

The bill moved out of committee on April 10 and there will be a hearing April 24, 2019, before the Environmental Quality Committee. The bill would require cosmetics companies to report to the California Department of Public Health their use of fragrance chemicals that appear on any one of 23 designated lists. Fragrance Creators (formally IFRA) is opposed to the bill unless amendments are made. In particular, removing some of the 23 lists and some of the hazard symbols that would be required as they should be based on one list that doesn't change frequently. The bill currently does not require listing the percentage of the ingredients, only the listed ingredients.

IN REMEMBRANCE OF MARIE-ALICE DEBON

One of our own, Marie-Alice Debon, age 53, died on April 19, 2019 in Italy after a tragic event. She held a PhD in Pharmacy and worked as an accomplished formulator for over twenty years contributing a great deal to our industry. She will be deeply missed and remembered by many.



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CALI SCC MONTHLY MEETING : APRIL 2019



CALI SCC MONTHLY MEETING : APRIL 2019



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SYMPOSIUM EVENTS

Thursday, September 12th, 2019

- ▶ Free Continuing Educational Course
- ▶ Golf Outing
- ▶ Registration
- ▶ Poster Presentations
- ▶ Poster and Tabletop Exhibits
- ▶ Welcome Cocktail Reception

Friday, September 13th, 2019

- ▶ Registration
- ▶ Podium Presentations
- ▶ Poster Presentations
- ▶ Poster and Tabletop Exhibits
- ▶ Symposium Party

Saturday, September 14th, 2019

- ▶ Podium Presentations
- ▶ Poster and Tabletop Exhibits

Admission Rates

\$495 - Single

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- Sunscreens in America: A Dermatologist Dilemma
- Evaluating Metal Oxides for full Spectrum Solar Protection
- Alternate SPF Methods: Imminent Breakthrough
- Skin Microbiome: Potential Preventative Solution to UV induced Skin Cancer
- Sunscreens-A Challenge for Preservation
- Photochemistry of Avobenzone In Polymeric Matrices and it's Implications on Sunscreen Performance
- Natural Approaches to Repairing the Damage caused by Sunburns
- Is there a Connection between Sun Exposure, Skin Microbiome and Skin Cancer
- Green and Blue Sunscreens: Natural and Cold Process Sunscreen Formulations
- How Sunscreen Behavior is Influenced by Prevention Communication & Product Features
- Fish Lives Matter: Rheology Modifier with Minimal Marine Environment Impact
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The California Chapter Suppliers' Day 2019 will host over 350 booths with global exhibitors to present new innovative ingredients and solutions. This highly anticipated biennial West Coast show is a must attend event to add to your calendar for 2019.

Two days of excellent networking opportunity to meet with leading R&D Chemists, formulators, entrepreneurs, executives, manufacturers, retailers, regulatory specialists and distributors.

Suppliers' Day is a beneficial vehicle to maximize visibility, display what sets you apart, and ensuring your products are part of the ever evolving personal care market. Do not limit your possibilities by not realizing the continuous revenue potential of the Personal Care Market exposure.

The Suppliers' Day Exposition is an opportunity to build strategic partnerships, while discovering new innovative ingredients, packaging and services.

When: October 2nd & 3rd, 2019

Where: Long Beach California

Events: Educational events, Key Industry Speakers, Technical Posters

Who Exhibits:

Raw Material Suppliers and Distributors, Testing Laboratories, Regulatory, Packaging, Equipment, and Contract Manufacturers.

Who Should Attend:

R&D Chemists, Formulators, Marketing, Quality Assurance, Brand Owners, Sourcing Managers.

Attendance is Free

For Exhibiting and Attendee Registration: visit website: caliscc.org





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Non-Members: \$100
Students: \$25

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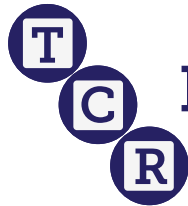
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HISTORIAN ARTICLE

DON'T JUDGE A BOOK BY ITS COVER

A wise mentor named Amit Patel once told me, “You can make the most perfect product in the lab, but if you can’t sell it... What is the point?”. As hard as it is to admit, marketing plays an extremely important role in cosmetics and skincare. In my personal experience, bridging the perceptions and expectations of marketing glitz and glam across tangible research and development requirements is the utmost challenge. Our departments function on two opposite ends of the spectrum and much to a chemist’s dismay is the new animal arising in skincare and cosmetic global marketing, social media.

Kendall Johnson



INSTA WHAT?!?!

While the technical domain of skincare has always collided with marketing, “their” side has an edge with the introduction of skincare and Instagram. For chemists, the efficacy of the product is the number one priority, but recently we have seen indie skincare and makeup companies booming via their digital footprint. No clinicals and no real proof of efficacy, the product is just ... “Instagramable” with record-high sales on line and in Sephora. This throws your grandmothers advice of “don’t judge a book by its cover” completely out the window and of course, we have the millennials to blame! As a teen in the 90s the two forefronts that caught my attention in makeup and skincare were product performance and the actress chosen to promote the product, but this simply won’t cut it now days. Adding the millennial market to the ageless has sent skincare and makeup into skyrocketing sales and the marketing technique used to appeal to them is social media. Our younger generations are proactive fixers and doers. While we are trying to prevent global warming, improve sustainability and eliminate meat from everyone’s diets, we are also looking for a preventative approach to ageing with the same skincare products the ageless group is utilizing in their 40s-60s. There are only a few inevitables in life in 2019: death, taxes and apparently ... SKINCARE.

LET’S BRING IT BACK TO THE BRIDGE SHALL WE.

Whatever genius that convinced our youthful generations that Botox is “preventative” should have attempted to trademark the word. This preventative idea has stuck in multiple categories including: preventative Botox, preventative mastectomies, preventative medicine and, in our case, preventative skincare. The only problem with the Instagram sales tactic for beauty products is A PRODUCT CANNOT BE PREVENTIVE IF IT DOES NOT WORK. Therefore, I challenge you as chemists to rise to the occasion and continue the ethical and efficacious fight. Social media originated as a forum to bridge networking gaps. Let’s unite as technical skincare experts to educate the world and bridge the gap between efficacy and Instagramable. Who’s to say a product can’t be pretty and efficacious. Being beautiful on the outside is not always reflective of what its inside, don’t just judge a book by its cover.



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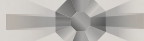
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SCC MEMBERSHIP

The California Chapter of SCC is a nonprofit membership organization with a focus on furthering the interests and recognition of cosmetic scientists while maintaining the confidence of the public in the cosmetic and toiletries industry. By joining the Society, members can take advantage of many opportunities to learn, educate, and network with their peers. There are different levels of membership (see below for descriptions). We encourage you to find the one that is right for you.



BENEFITS OF BECOMING A MEMBER

- Discounted rates to all California and National SCC functions
- California Chapter newsletter (Cosmegram) mailed and emailed, published 8 times per year
- Subscription to the Journal of Cosmetic Science, the National Society publication, published 6 times per year
- Updates on the newest technology
- Scientific Seminars
- Suppliers Day
- Networking
- Member discounts to IFSCC Conferences and Congresses

TYPES OF MEMBERSHIPS

General Membership - General Membership is available to persons engaged in scientific or technical work in the cosmetics and toiletries industry or in related governmental or academic areas, who have earned a Bachelor's Degree in the chemical, physical, medical, pharmaceutical, biological or related sciences and technology. In addition, those working in a technical capacity within the industry for at least five years, who have completed two years in a recognized related academic program are eligible, as those who may lack sufficient academic background, but who have worked in a technical capacity in the cosmetic science industry for at least ten years.

National Affiliation - Available to persons interested in the objectives of the Society, but not qualified for General Membership. National Affiliates are entitled to all membership privileges, except that they may not vote or hold elected office within the Society or its Chapters.

Junior Membership - Available to persons who hold an appropriate undergraduate degree in science and who are pursuing a post graduate degree. Junior Members are entitled to all membership privileges, except that they may not vote or hold elected office within the Society or its Chapters. Half dues.

Student Membership - Available to fully matriculated undergraduate students in a scientific program at recognized colleges and universities. Student members are entitled to all membership privileges, except that they may not vote or hold elected office within the Society or its Chapters. Reduced dues.

Emeritus Membership - Any member who has reached the age of 65 years and who has been a dues paying member in good standing for 25 consecutive years may request to be nominated for transfer to Emeritus Membership status. Upon approval by the Board of Directors, such members shall be entitled to all privileges of a General Member for life, with exemption from payment of dues, except that they are not eligible for election as an Officer or Director within the Society.

Retired Membership - Any member who has retired from the cosmetic industry and is over 55 years of age, and has been a dues paying member in good standing for 15 years, may apply for Retired Membership status. Upon acceptance, Retired members are entitled to all privileges of a General Member, except that they may not hold elected office within the Society or its Chapters. Half dues.

Fellow Membership - General members who have achieved full maturity in the profession, as evidenced by a record of outstanding achievement and leadership may be elected a Fellow of the Society by the Board of Directors upon recommendation by the Fellow Certification Committee.

Honorary Membership - Granted by the Board of Directors to individuals for distinguished service to the Industry.

HOW TO BECOME AN SCC MEMBER?

Apply Online at www.sconline.org

- Or -

Download [Membership Application](#) and complete and submit to the National SCC office (address and fax on the application). Please contact [Tina Marie Lesko](#), Membership Chair, if you would like more information about becoming an SCC member.

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