

109TH CONGRESS
2^D SESSION

H. R. 6141

To direct the Consumer Product Safety Commission to require certain manufacturers to provide consumer product registration forms to facilitate recalls of durable infant and toddler products.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 21, 2006

Ms. SCHAKOWSKY introduced the following bill; which was referred to the Committee on Energy and Commerce

A BILL

To direct the Consumer Product Safety Commission to require certain manufacturers to provide consumer product registration forms to facilitate recalls of durable infant and toddler products.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Child Product Safety
5 Notification Act”.

6 **SEC. 2. FINDINGS.**

7 Congress finds the following:

1 (1) Unintentional injuries are the leading cause
2 of death among children, and for every such injury
3 that is fatal, approximately 18 children are hospital-
4 ized and 1,250 are treated by emergency depart-
5 ments for such injuries that are nonfatal.

6 (2) According to the Consumer Product Safety
7 Commission, an average of 50 children under the
8 age of 5 die each year in incidents associated with
9 nursery products, and about 16 of these deaths each
10 year are associated with cribs.

11 (3) In 2003, an estimated 60,700 children
12 under the age of 5 were treated in United States
13 hospital emergency rooms for injuries associated
14 with nursery products, and there were 10,700 inju-
15 ries to children under the age of 5 years associated
16 with strollers alone.

17 (4) Of the 397 recalls issued by the Consumer
18 Product Safety Commission in fiscal year 2005, 109
19 (or 28 percent) were children's products. Children's
20 products were recalled, on average, over 2 times per
21 week, and accounted for 19,635,627 individual units.

22 **SEC. 3. DEFINITIONS.**

23 In this Act:

24 (1) COMMISSION.—The term “Commission”
25 means the Consumer Product Safety Commission.

1 (2) DURABLE INFANT OR TODDLER PROD-
2 UCT.—The term “durable infant or toddler prod-
3 uct”—

4 (A) means a durable product intended for
5 use, or that may be reasonably expected to be
6 used, by children under the age of 5 years; and

7 (B) includes—

8 (i) full-size cribs and nonfull-size
9 cribs;

10 (ii) toddler beds;

11 (iii) high chairs, booster chairs, and
12 hook-on chairs;

13 (iv) bath seats;

14 (v) gates and other enclosures for con-
15 fining a child;

16 (vi) play yards;

17 (vii) stationary activity centers;

18 (viii) child carriers;

19 (ix) strollers;

20 (x) walkers;

21 (xi) swings;

22 (xii) bassinets and cradles; and

23 (xiii) children’s folding chairs.

1 **SEC. 4. CONSUMER PRODUCT REGISTRATION FORMS.**

2 (a) RULEMAKING.—Not later than 270 days after the
3 date of enactment of this Act, the Commission shall, pur-
4 suant to its authority under section 16(b) of the Consumer
5 Product Safety Act (15 U.S.C. 2065(b)), promulgate a
6 final consumer product safety standard under section 7
7 of such Act (15 U.S.C. 2056) to require manufacturers
8 of durable infant or toddler products—

9 (1) to provide consumers with a postage-paid
10 consumer registration form with each such product;

11 (2) to maintain a record of the names, address-
12 es, email addresses, and other contact information of
13 consumers who register their ownership of such
14 products with the manufacturer in order to improve
15 the effectiveness of manufacturer campaigns to re-
16 call such products; and

17 (3) to permanently place the manufacturer
18 name and contact information, model name and
19 number, and the date of manufacture on each dura-
20 ble infant or toddler product.

21 (b) REQUIREMENTS FOR REGISTRATION FORM.—
22 The registration form required to be provided to con-
23 sumers under subsection (a) shall—

24 (1) include spaces for a consumer to provide
25 their name, address, telephone number, and email
26 address;

1 (2) include space sufficiently large to permit
2 easy, legible recording of all desired information;

3 (3) be attached to the surface of each durable
4 infant or toddler product so that, as a practical mat-
5 ter, the consumer must notice and handle the form
6 after purchasing the product;

7 (4) include the manufacturer's name, model
8 name and number for the product, and the date of
9 manufacture;

10 (5) include a message explaining the purpose of
11 the registration and designed to encourage con-
12 sumers to complete the registration;

13 (6) include an option for consumers to register
14 through the Internet; and

15 (7) a statement that information provided by
16 the consumer shall not be used for any purpose
17 other than to facilitate a recall of or safety alert re-
18 garding that product.

19 In issuing regulations under this section, the Commission
20 may prescribe the exact text and format of the required
21 registration form.

22 (c) RECORD KEEPING AND NOTIFICATION REQUIRE-
23 MENTS.—The standard required under this section shall
24 require each manufacturer of a durable infant or toddler
25 product to maintain a record of registrants for each prod-

1 uct manufactured that includes all of the information pro-
2 vided by each consumer registered, and to use such infor-
3 mation to notify such consumers in the event of a vol-
4 untary or involuntary recall of or safety alert regarding
5 such product. Each manufacturer shall maintain such a
6 record for a period of not less than 6 years after the date
7 of manufacture of the product. Consumer information col-
8 lected by a manufacturer under this Act may not be used
9 by the manufacturer, nor disseminated by such manufac-
10 turer to any other party, for any purpose other than notifi-
11 cation to such consumer in the event of a product recall
12 or safety alert.

13 (d) STUDY.—The Commission shall conduct a study
14 at such time as it considers appropriate on the effective-
15 ness of the consumer registration forms in facilitating
16 product recalls. Upon the conclusion of such study, the
17 Commission shall report its findings to Congress.

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