



U.S. CONSUMER PRODUCT SAFETY COMMISSION

4330 EAST WEST HIGHWAY
BETHESDA, MARYLAND 20814-4408

Record of Commission Action
Commissioners Voting by Ballot*

This is a DRAFT RCA.
It will be replaced by a Final RCA.

Commissioners Voting: Chairman Inez M. Tenenbaum
 Commissioner Nancy A. Nord
 Commissioner Robert S. Adler

ITEM:

Petition CP 12-2; Request for Commission Action Regarding Crib Bumpers
(Briefing Package dated May 15, 2013, OS No. 5665)

DECISION:

Petition CP 12-2, from the Juvenile Products Manufacturers Association, requested that the Commission initiate rulemaking to distinguish and regulate “hazardous pillow-like” crib bumpers from “non-hazardous traditional” crib bumpers under sections 7 and 9 of the Consumer Product Safety Act. The Commission voted unanimously (3-0) to grant the petition and directed staff to initiate rulemaking to address the risk of injury associated with the use of crib bumpers. However, the Commission rejected the JPMA’s framework because it is too narrow in scope. The Commission would like to explore all available rulemaking options, not just those under sections 7 and 9 of the Consumer Product Safety Act. The Commission would also like to assess other types of crib bumpers in addition to the 2 types specified by the JPMA. Further, the Commission included 2 directions to CPSC staff. First, CPSC staff is to provide the Commission with a briefing package that describes the possible regulatory options the Commission may take to address the risk of injury associated with crib bumpers, including a staff assessment of the effectiveness of any related voluntary consumer product safety standard, as well as an assessment of whether a more stringent standard would further reduce the risk of injury associated with crib bumpers. Second, CPSC staff is to explore and, as possible, develop performance requirements and test methods that identify which types of crib bumpers have characteristics that present safety hazards. The staff has also been directed to assess whether crib bumpers provide any safety benefit. The assessment should include a review of representative samples of crib bumpers and should include an assessment of mesh bumpers and bumpers that individually cover crib slats (also known as vertical bumpers).

For the Commission:

Todd A. Stevenson
Secretary

* Ballot vote due May 24, 2013
(Commissioner Adler extended the vote due date from May 21, 2013.)