

*X 2/2/95*  
AED/ES

**MEETING LOG  
DIRECTORATE FOR ENGINEERING SCIENCES**

**SUBJECT:** Meeting Summary - Meeting with Milton Bush on Various Topics

**PLACE:** Engineering Sciences Office, Rm. 611, CPSC, Bethesda, MD

**MEETING DATE:** November 29, 1995 at 3:00 pm

**LOG ENTRY SOURCE:** Andrew G. Stadnik, AED/ES *AGS*

**ENTRY DATE:** December 8, 1995

**COMMISSION ATTENDEES:** Andrew G. Stadnik

**NON-COMMISSION ATTENDEES:** Milton Bush, The 'M' Companies, representing multiple clients including Inchcape and Entela, Inc.

Mr. Bush called for this meeting which was previously scheduled for November 17, 1995 but had to be rescheduled due to the Government shutdown on November 14, 1995. Mr. Bush proposed to discuss various topics of interest to his clients to gain a further understanding of their status at the CPSC. The issues of interest that were discussed included home playground equipment, American Furniture Manufacturers Association (AFMA) and related ASTM standards activities, sporting equipment activities, information on tree stands for hunting, carbon monoxide detectors, and arranging meetings with CPSC Commissioners and one of his clients. The following paragraphs summarize these discussions.

**(1) Home Playground Equipment:** Mr. Bush inquired about the status of the Commission briefing on the New York City (NYC) home playground equipment petition (HP93-1). Mr. Stadnik stated that the Commission Briefing Package on the Petition should be completed by the CPSC staff by the end of December. It will contain nine (9) recommendations, four of which will hinge on what happens at the December 6-7, 1995 ASTM meeting. The Commission meeting which has not been scheduled yet is open to the public. Mr. Bush asked if the Playground Equipment Manufacturers Association (PEMA) has been involved in this issue. Mr. Stadnik noted PEMA has not been involved through comments or other means that he was aware of and as far as he knew PEMA does not represent the home playground equipment industry. They are represented by the Home Playground Manufacturers Group (HPMG), which claims to represent 90% of the market. The CPSC conducted testing on a group of representative playsets and found roughly 80% compliance. Mr. Stadnik did not consider this a very good performance level and noted that the home playground manufacturers could probably help their credibility if they had an independent laboratory do testing.

Mr. Bush inquired about how the CPSC conducts monitoring of voluntary standards compliance. Mr. Stadnik stated that each year the staff proposes to the Commissioners



selected voluntary standards for conducting compliance monitoring. For Fiscal Year 1996, the proposal has gone forward to the Commission. Mr. Stadnik stated the Office of the Secretary has the recommendation package the Commission is to vote on for the compliance monitoring standards for 1996.

**(2) Bunk Beds:** CPSC staff has submitted proposed changes to the relevant ASTM standard for bunk beds to require a 3rd party certifier in order for a manufacturer to apply the AFMA mark. Manufacturers would like to self-certify and the CPSC staff would like to see the use of a 3rd party program. The CPSC has not evaluated a 3rd party program for products other than through Compliance related activities.

**(3) Sports and Recreation:** Mr. Stadnik noted the CPSC study on balls, helmets, and other baseball equipment has not been completed. However, there is a Commission briefing that may occur in February on the faceguard petition submitted by the American Academy of Facial, Plastic and Reconstructive Surgery that could require compliance with ASTM F910. Staff previously recommended that the Commission defer a decision on the petition until staff collects and analyses more data during the 1996 season. Regarding bats, Mr. Bush noted that there may be a need for a performance testing program because the use of composites has made them too good and the Sporting Goods Manufacturers Association (SGMA) has been concerned with this issue.

**(4) Tree Stands - Accident Reports:** Mr. Bush inquired whether we have seen any problems with tree stands used in hunting. Mr. Stadnik stated he was not aware of any specific incidents but suggested that Mr. Bush contact the CPSC Clearinghouse via the Office of the Secretary for IDIs and any accident reports on tree stands the CPSC might have. He stated that this information may be accessible through NEISS database under an appropriate product code.

**(5) January Hearing on Carbon Monoxide Detectors:** Mr. Bush inquired on the scope and status of this hearing. Mr. Stadnik stated that this is an information gathering hearing to determine the adequacy of the existing CO standard and to gather more data on health effects of CO. In the event that the UL standard is not appropriate, the CPSC could decide that the standard needs to be strengthened. This would be done through voluntary or mandatory methods.

**(6) Meetings with Ann Brown and CPSC Staff:** Mr. Bush expressed a desire to have one of his clients, Entela Inc. meet with the Chairman and other Commissioners. The head of the Company is a Ms. Kim Phillipi. Mr. Stadnik indicated there should be no problem with arranging such a meeting as long as it was planned enough in advance. Mr. Bush indicated that March 1996 ought to be a good timeframe for Entela. Mr. Bush also noted that Entela is interested in learning more about the CPSC. Mr. Stadnik indicated the CPSC could try to arrange a visit to Entela to deliver a briefing but that travel resources would restrict CPSC availability unless his client could cover these and the CPSC determined it could accept such a gift.