Dr. John Villforth
Bureau of Radiological Health
Food and Drug Administration
Health, Education and Welfare
5600 Fishers Lane
Rockville, Maryland 20852

Dear Dr. Villforth:

The attached inquiry from Congressman Charles B. Teague of California is one which belongs with your Bureau. Thank you for your attention to this matter.

Sincerely,

Mrs. Barbara A. Ludden
Director of Congressional Relations

Attachments(3)

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cc: B. Ludden
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JAN 8 1974

Mr. Matt W. Houston
Government Relations Director
National Kitchen Cabinet Association
334 E. Broadway, Suite 248
Louisville, Kentucky 40202

Dear Mr. Houston:

This letter is in reply to your correspondence of October 18, 1973, in which you requested clarification of an interpretation of section 7(a) of the Consumer Product Safety Act (15 U.S.C. 2056(a)) provided in a letter dated June 21, 1973 from Mr. Steve Fiechtl to Mr. Jay Duke.

The primary purpose of the Consumer Product Safety Commission (CPSC) is to protect the public against unreasonable risks of injury associated with consumer products. To achieve this goal, the Commission may issue consumer product safety standards. Section 7(a) of the Consumer Product Safety Act lists the types of requirements which must be included in any consumer product safety standard promulgated by the Commission. That section states:

> "Sec. 7. (a) The Commission may by rule, in accordance with this section and section 9, promulgate consumer product safety standards. A consumer product safety standard shall consist of one or more of any of the following types of requirements: (1) Requirements as to performance, composition, contents, design, construction, finish, or packaging of a consumer product. (2) Requirements that a consumer product be marked with or accompanied by clear and adequate warnings or instructions, or requirements respecting the form of warnings or instructions. Any requirement of such a standard shall be reasonably necessary to prevent or reduce an unreasonable risk of injury associated with such product. The requirements of such a standard (other than requirements relating to labeling, warnings, or instructions) shall, whenever feasible, be expressed in terms of performance requirements."

The Commission has not promulgated a consumer product standard applicable to kitchen cabinets. Thus, the Commission has no rule requiring manufacturers to enclose instruction booklets and the like with their products. The Commission does, however, encourage voluntary action by manufacturers of consumer products to reduce or eliminate any unreasonable risk of injury presented by consumer products.

Please let me know if I may be of further assistance.

Sincerely,

Original signed
Michael A. Brown

Michael A. Brown
General Counsel

AHS:mli:12/14/74

cc: Executive Director
D. Mackay
A. Schoem
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