United States
CONSUMER PRODUCT SAFETY COMMISSION
Washington, D.C. 20207

CPSC/OFFICE OF THE SECRETARY

1998 NOV 19 A 9:10

BALLOT VOTE SHEET

DATE: NOV 18 1998

TO : The Commission
Sadye E. Dunn, Secretary

FROM : Jeffrey S. Bromme, General Counsel
Stephen Lemberg, Asst. General Counsel
Harleigh Ewell, Attorney, GCRA (Ext. 2217) HE

SUBJECT: Proposed rule for multi-purpose lighters; opportunity for oral presentations of comments

BALLOT VOTE DUE: 27, 1998

Section 9(d)(2) of the Consumer Product Safety Act requires the Commission to give interested persons an opportunity for the oral presentation of data, views, or arguments. 15 U.S.C. § 2058(d)(2). Attached for the Commission's consideration is a draft Federal Register notice announcing the date, time, and ground rules of the opportunity for oral comments on the proposed multi-purpose lighter rule (10 a.m., January 14, 1999).

Please indicate your vote on the following options.

I. APPROVE THE ATTACHED DRAFT FEDERAL REGISTER NOTICE WITHOUT CHANGE.

(Signature) (Date)

II. APPROVE THE ATTACHED DRAFT FEDERAL REGISTER NOTICE WITH CHANGES (please specify).

(Signature) (Date)

NOTE: This document has not been reviewed or accepted by the Commission.
Initial ph Date 11/18/98

CPSA 6 (b)(1) Cleared
11/18/98
No Mfrs/PrvtLblrs or
Products Identified
& Excepted by
Firms Notified,
Processed.

III. TAKE OTHER ACTION (please specify).

_____ _____
(Signature) (Date)

Attachments

Comments/Instructions:

Billing Code 6355-01P

CONSUMER PRODUCT SAFETY COMMISSION

16 CFR Part 1212

Multi-Purpose Lighters; Notice of Opportunity for Oral Presentation of Comments

AGENCY: Consumer Product Safety Commission.

ACTION: Notice of opportunity for oral presentation of comments.

SUMMARY: The Commission announces that there will be an opportunity for interested parties to present oral comments on a proposed a rule that, if issued, would require that multi-purpose lighters resist operation by children under age 5. Oral comments will become part of the rulemaking record.

DATES: If requests for oral presentations of comments are received, the presentations will begin at 10 a.m., January 14, 1999, in Room 420 in the Commission's offices at 4330 East-West Highway, Bethesda, MD 20814.

Requests to present oral comments must be received by December 21, 1998. Persons requesting an oral presentation

must file a written text of their presentations no later than January 6, 1999.

ADDRESSES: Requests for oral presentations of comments should be mailed to the Office of the Secretary, Consumer Product Safety Commission, Washington, D.C. 20207-0001, or delivered to the Office of the Secretary, Consumer Product Safety Commission, Room 502, 4330 East-West Highway, Bethesda, Maryland; telephone (301) 504-0800. Requests may also be filed by telefacsimile to (301) 504-0127 or by email to cpsc-os@cpsc.gov. Requests to make oral presentations and texts of presentations should be captioned "Oral Comment; NPR for Multi-Purpose Lighters."

FOR FURTHER INFORMATION CONTACT: Concerning the substance of the proposed rule: Barbara Jacobson, Project Manager, Directorate for Epidemiology and Health Sciences, Consumer Product Safety Commission, Washington, D.C. 20207; telephone (301) 504-0477, ext. 1206; email bjacobson@cpsc.gov. Concerning requests and procedures for oral presentations of comments: Rockelle Hammond, Docket Control and Communications Specialist, Consumer Product Safety Commission, Washington, DC 20207; telephone: (301) 504-0800 ext. 1232.

SUPPLEMENTARY INFORMATION:

Multi-purpose lighters are hand-held, flame-producing products that have ignition mechanisms and operate on fuel. Typically, they are used to light devices such as charcoal

and gas grills and fireplaces. These products include those referred to as utility lighters or micro-torches. Devices intended primarily for igniting smoking materials are excluded; such products are already subject to a child-resistance standard at 16 CFR Part 1210.

In the **Federal Register** of September 30, 1998, the Commission proposed a rule that, if issued, would require that multi-purpose lighters resist operation by children under age 5. 63 FR 52397; *see also* 63 FR at 52394. The Commission proposed this rule because it believes that unreasonable risks of injury and death from fire are associated with multi-purpose lighters that can be operated by young children. Written comments on the proposal should be received by December 14, 1998.

As required by Section 9(d)(2) of the Consumer Product Safety Act, 15 U.S.C. 2058(d)(2), there will be an opportunity for interested parties to present oral comments on the proposal. If requests for oral presentations of comments are received, the presentations will be at 10 a.m., January 14, 1999, in the Room 420 in the Commission's offices at 4330 East-West Highway, Bethesda, MD 20814.

Requests for oral presentations of comments must be received by December 21, 1998. Persons requesting an oral presentation must file the text of their presentation on or before January 6, 1999.

Commenters should limit their presentations to approximately 10 minutes, exclusive of any periods of questioning by the Commissioners or the CPSC staff. The Commission reserves the right to further limit the time for any presentation and to impose restrictions to avoid excessive duplication of presentations.

Dated: _____, 1998.

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Sadye E. Dunn, Secretary
Consumer Product Safety
Commission