

<b>PRODUCT</b>	<b>ACT</b>	<b>TYPE OF REGULATION</b>	<b>REFERENCE SOURCE TITLE 16 CFR PART NUMBER</b>
Refuse bins, unstable	CPSA	ban	1301
Roof coatings	HSA	exemption from labeling	1500.83(a)(13), (34)
Rope, cord, string, etc.	HSA	exemption from labeling	1500.83(a)(4)
Rugs (see Carpets)			
Rubber vulcanizing preparations	HSA	exemption from labeling	1500.83(a)(13)
Salt (sodium chloride)	HSA	exemption from labeling	1500.83(a)(1)
Self-pressurized products	HSA	exemption from full labeling testing method for flammable or extremely flammable contents information statements required	1500.83(a)(1) 1500.45, 46 1500.130
containing chlorofluoro- carbons	CPSA	labeling requirement	1401
containing vinyl chlorides	HSA	ban	1500.17(a)(10)
Sensitizers	HSA	definitions	1500.3(b)(9), (c)(5)
Signal words	HSA	labeling requirements	1500.121
Silver nitrate (lunar caustic)	HSA	labeling	1500.129(k)
Sleepwear, children's sizes 0-6x sizes 7-14	FFA	standard (FF 3-71) standard (FF 5-74)	1615 1616
Sodium arsenite	HSA	labeling	1500.132(b)
Sodium fluoride (prescription aqueous solutions)	PPPA	exempting from special packaging	1700.14(a)(10)(vii)
Sodium hydroxide	HSA	labeling	1500.129(j)
Sodium/potassium hydroxide	PPPA	special packaging	1700.14(a)(5)
Solder kit	HSA	exemption from labeling	1500.83(a)(30)

<b>PRODUCT</b>	<b>ACT</b>	<b>TYPE OF REGULATION</b>	<b>REFERENCE SOURCE TITLE 16 CFR PART NUMBER</b>
Solder paste	HSA	exemption from labeling	1500.83(a)(22)
Special packaging	PPPA	standards re-use prohibited test procedure restricted flow requirement	1700.15 1700.15(c) 1700.20 1700.15(d)
Spot removers, single-use	HSA	exemption from labeling	1500.83(a)(18), (19), (26)
Spot removing kits	HSA	exemption from labeling	1500.83(a)(25)
Sponges, cellulose	HSA	exemption from labeling	1500.83(a)(15)
Squeeze toys	CPSA	to be regulated under the CPSA	1145.10
Stoddard solvent	HSA	labeling special labeling	1500.14(a)(4) 1500.14(b)(3)(ii)
Stoves, coal and wood burning (see appliances)			
Strong sensitizers	HSA	definition list of	1500.3(b)(9) 1500.13
Sulfuric acid	HSA PPPA	labeling special packaging	1500.129(b) 1700.14(a)(9)
Swimming pool slides	CPSA	standard	1207
Tank coatings	HSA	exemption from labeling	1500.83(a)(34)
Thread, string, twine, etc.	HSA	exemption from labeling	1500.83(a)(4)
Toluene (toluol)	HSA	labeling special labeling exemption from labeling	1500.14(a)(3) 1500.14(b)(3)(ii), (iii) 1500.83(a)(8), (9), (11), (13)
Toluene (paint solvents)	PPPA	special packaging	1700.14(a)(15)
Toxic substances	HSA	definition labeling test method	1500.3(b)(5), (c)(2) 1500.121, 129 1500.40

<b>PRODUCT</b>	<b>ACT</b>	<b>TYPE OF REGULATION</b>	<b>REFERENCE SOURCE TITLE 16 CFR PART NUMBER</b>
<b>Toys</b>			
caps and toy guns producing impulse-type sound	HSA	ban testing method exemption from banning	1500.18(a)(5) 1500.47 1500.85(a)(2), 1500.86(a)(6)
clacker balls	HSA	ban exemption from banning	1500.18(a)(7) 1500.85(a)(5)
dolls presenting laceration hazards	HSA	ban exemption from banning	1500.18(a)(3) 1500.86(a)(2)
electrically operated toys and children's articles	HSA	ban requirements labeling performance	1500.18(b) 1505 1505.3 1505.6
games, self-pressurized hollow plastic toys with mineral oil	HSA HSA	exemption from banning exemption from banning	1500.85(a)(7) 1500.83(a)(32)
mechanical hazards (various)	HSA	ban	1500.18(a)
pacifiers	HSA	ban safety requirements	1500.18(a)(8) 1511
noisemaking toys	HSA	ban	1500.18(a)(2)
toys painted with lead	HSA	ban, over 0.5% (pre-1978)	1500.17(a)(6)
	CPSA	ban, over 0.06% (1978 and later)	1303
squeeze	CPSA	to be regulated under the CPSA	1145.10
rattles	HSA	bans exemption from banning safety requirements	1500.18(a)(1) & (15) 1500.86(a)(1) 1510
sharp edges	HSA	technical requirements	1500.49
sharp points	HSA	technical requirements	1500.48
small parts	HSA	ban safety requirements	1500.18(a)(9) 1501
model rockets	HSA	exemption from labeling	1500.83(a)(36)
model rockets, propellant	HSA	exemption from labeling	1500.85(a)(8), (9), (10), (11), (12), (13)
sewing machines	HSA	requirements	1505.4(h)(3)
stuffed animals with laceration hazard	HSA	ban	1500.18(a)(3)
stuffed toys to be suspended	CPSA	to be regulated under the CPSA	1145.9
train smoke	HSA	exemption from labeling	1500.83(a)(33)
use and abuse tests	HSA	testing procedures	1500.50.53

<b>PRODUCT</b>	<b>ACT</b>	<b>TYPE OF REGULATION</b>	<b>REFERENCE SOURCE TITLE 16 CFR PART NUMBER</b>
Turpentine	HSA	special labeling labeling exemption	1500.14(b)(5) 1500.14(a)(5) 1500 83(a)(8)
	PPPA	special packaging	1700.14(a)(6)
Tubes, collapsible metal	HSA	labeling	1500 121(e)
Unpackaged hazardous substances	HSA	labeling requirements	1500.121(f)
Varnish	HSA	exemption from labeling	1500.83(a)(13)
Vienna paste	HSA	labeling	1500 129(i)
Vinyl chloride	HSA	ban	1500.17(a)(10)
Vinyl plastic film	FFA	standard (CS 192-53)	1611
Visual novelty devices containing perchloroethylene	HSA	exemption	1500 83(a)(31)
Volatile flammable materials	HSA	flashpoint testing method	1500 43
Walker-jumper	HSA	ban exemption from classification	1500 18(a)(6) 1500 86(a)(4)
Water-repellant mixtures, masonry	HSA	ban	1500.17(a)(1)
Wax containers	HSA	exemption from labeling	1500.83(a)(8)
Waxes, paste for autos, furniture, floors, shoes	HSA	exemption from labeling	1500.83(a)(8)
Wearing apparel	FFA	standard (CS 191-53)	1610
Wood burning appliances (see appliances)			
Writing instruments	HSA	exemption from labeling	1500 83(a)(38)

PRODUCT	ACT	TYPE OF REGULATION	REFERENCE SOURCE TITLE 16 CFR PART NUMBER
Xylene (xylol)	HSA	labeling special labeling exemption from labeling	1500.14(a)(3) 1500.14(b)(3)(ii), (iii) 1500 83(a) (8), (9), (11), (13)
Xylene (paint solvents)	PPPA	special packaging	1700.14(a)(15)

# APPENDIX J

Federal-State-Local  
Cooperative Mechanisms

## FEDERAL-STATE-LOCAL COOPERATIVE MECHANISM

The Commission is required by Section 29 of the Consumer Product Safety Act to establish "... a program to promote Federal-State cooperation for purposes of carrying out the Act."

The goal for the Federal-State-Local Cooperative Program is to reduce consumer product related deaths and injuries by leveraging CPSC resources through cost-effective cooperation with state and local governments.

The Directorate for Field Operations plans, organizes, directs and controls the Commission's Federal-State Cooperative Program. This program receives overall direction through the Field Operating Plan which is formulated directly from the Commission's yearly Operating Plan. The Federal-State plan provides direction to the three regional centers which provide operational day-to-day contact with the states.

A key part of the Federal-State plan is the provision for regional centers to conduct a yearly planning workshop in each state. Agenda items in these meetings include: 1) discussion of Commission programs; 2) discussion of Commission priorities, 3) input into future Commission planning and priorities; 4) joint opportunities, 5) training needs, 6) communication and reporting; and 7) others.

The Directorate sets program policy in conjunction with Commission priorities and manages resource allocations carefully to assure effective performance in supporting Federal-State programs.

The three regional centers are the Commission's front-line contact with state and local agencies involved in product safety efforts. These centers initiate and maintain liaison and develop cooperative agreements between the Commission and state and local agencies.

State Designees are the Commission's primary liaison with state and local officials. State Designees are appointed, at the Commission's request, by the Governor of each state. This individual serves as a liaison for product safety efforts within the state.

State Designees are selected after analyzing each state's structure. Each represents that department of state government most compatible with the CPSC mission. In most states it is the Department of Health, in others, it is the Attorney General's Office; still in others, it is the Department of Agriculture or Consumer Protection.

In addition to working with State Designees, CPSC regional centers regularly cooperate with local government officials, as well. Keeping up with Designees in 50 states and territories is demanding, but working with thousands of local officials is most difficult. To solve this problem, CPSC always works with State Designees and *selectively* works with local officials. We define "selectively" as meaning the proper official at the proper place at the proper time.

The Regional Directors are responsible for providing direction to the states that perform CPSC-related work. This direction is provided in the annual state planning sessions and in frequent written, telephonic and personal contacts. Direction for the work done under contract is very specific and is spelled out in the Statement of Work portion of the contract.

The funded work done by the states is subject to the same quality assurance and is held to the same high standards as work done by the CPSC field staff. The progress and direction of the state work is monitored through weekly conference calls, quarterly reports and a final report at the end of the fiscal year. This enables the regional centers to assure that the state contract work is proceeding in accordance with the Commission's Operating Plan and is of adequate quality.

to meet the Commission's needs. The states report on other product safety work, not funded by CPSC, by providing highlights and summaries to CPSC regions for input into their reporting requirements by program area.

### **State/Local Contracts Program**

*Cost-effective contracts with state and local agencies for needed services provide a basis upon which greater cooperation can grow. Because our missions are compatible, state and local governments usually match our funds with their own money to accomplish the objective. In addition, state/local contracts allow us to accomplish product safety work in places across our nation that we would not get to otherwise . . . our reach is expanded.*

In FY-91, the Commission supported the state and local contracts program in the amount of \$230,000—for Compliance and Enforcement, Hazard Identification and Analysis, and Consumer Information activities in seven program areas.

1. In-depth Investigations
2. Recall Effectiveness Checks
3. HSA/PPPA Surveillance
4. Fireworks Surveillance
5. Monitoring of ATV Consent Decree
6. Nursery Equipment Safety—Injury Prevention Program
7. Home Fire Safety—Injury Prevention Program

A listing of those state or local agencies that participated in this program follows.

### **EASTERN REGION**

#### **Connecticut**

Department of Consumer Protection  
Recall Checks  
In-depth Investigations  
ATV Surveillance  
ATV Dealer Training

#### **Delaware**

Delaware Board of Pharmacy  
HSA/PPPA Surveillance

#### **District of Columbia**

DC Fire Department  
Fireworks

DC Consumer Affairs  
Nursery Program

#### **Florida**

Department of Agriculture  
In-depth Investigations  
Recall Checks  
ATV Surveillance  
ATV Dealer Training  
Fireworks

#### **Maine**

Department of the Attorney General  
ATV Surveillance

Northeast Combat  
Nursery Program

#### **Maryland**

Department of Health & Mental  
Hygiene  
Recall Checks  
In-depth Investigations  
ATV Surveillance  
ATV Dealer Training

Division of Drug Control  
HSA/PPPA Surveillance

#### **Massachusetts**

Health Research Institute  
ATV Surveillance  
Recall Checks  
Fire Safety Program

Board of Registration and  
Pharmacy

HSA/PPPA Surveillance

#### **New Jersey**

Department of Law and Public Safety  
ATV Surveillance  
ATV Dealer Training  
Recall Checks  
In-depth Investigations

North Hudson Community Action  
Corporation  
Fire Safety Program  
Nursery Program

## **EASTERN REGION**

### **New York**

Attorney General's Office  
Recall Checks

Harlem Consumer Education Council  
Fire Safety Program  
Nursery Program

### **North Carolina**

Moore County Health  
Department  
Fire Safety Program

### **Pennsylvania**

Allegheny County Health  
Department  
Nursery Program

### **Puerto Rico**

Department of Consumer Affairs  
Recall Checks  
ATV Surveillance  
ATV Dealer Training  
Fire Safety Program

### **Rhode Island**

Consumers' Council  
Recall Checks  
Nursery Program

Department of Health Division  
of Drug Control  
HSA/PPPA Surveillance

### **South Carolina**

Board of Pyrotechnic Safety  
Fireworks

Department of Health and  
Environmental Control  
ATV Dealer Training  
ATV Surveillance  
In-depth Investigations  
Recall Checks

### **Virgin Islands**

Department of Licensing  
and Consumer Affairs  
Nursery Program

### **West Virginia**

West Virginia Department  
of Labor  
ATV Surveillance

## CENTRAL REGION

### Alabama

Department of Public Health  
In-depth Investigations  
Recall Checks  
ATV Surveillance  
Fire Safety Program

Birmingham Poison Control Center  
HSA/PPPA Surveillance

### Georgia

Office of Consumer Affairs  
ATV Surveillance  
Nursery Program

Georgia Poison Control Center  
HSA/PPPA Surveillance

### Indiana

State Board of Health  
In-depth Investigations  
Recall Checks  
ATV Surveillance  
Nursery Program

### Iowa

Department of Public Health  
In-depth Investigations  
ATV Surveillance  
Recall Checks  
Fire Safety Program

### Kansas

Bureau of Disease Prevention and  
Control  
Recall Checks  
In-depth Investigations  
Fireworks

### Kentucky

Bureau of Health Services  
In-depth Investigations  
Recall Checks  
ATV Surveillance  
ATV Dealer Training

### Minnesota

Attorney General's Office  
In-depth Investigations  
Recall Checks

### Mississippi

State Board of Health  
In-Depth Investigations  
Recall Checks  
ATV Surveillance

### Missouri

Division of Health  
Recall Checks  
In-depth Investigations  
ATV Surveillance

### North Dakota

State Laboratories  
In-depth Investigations  
Recall Checks  
ATV Surveillance

## **CENTRAL REGION**

### **Ohio**

Department of Health  
In-depth Investigations  
Recall Checks  
ATV Surveillance  
Nursery Program

Poison Control Center—Columbus  
Children's Hospital  
HSA/PPPA Surveillance

### **Tennessee**

Department of Agriculture  
Recall Checks  
ATV Surveillance  
In-depth Investigations

Middle Tennessee Poison Center  
HSA/PPPA Surveillance

### **Wisconsin**

Department of Agriculture  
In-depth Investigations  
Recall Checks  
ATV Surveillance  
ATV Dealer Training

## WESTERN REGION

### Arkansas

Department of Health  
Recall Checks  
In-depth Investigations  
ATV Dealer Training  
ATV Surveillance

### California

Department of Health Services  
Recall Checks  
ATV Surveillance  
In-depth Investigations  
Nursery Program

University of California  
At Irvine Poison Center  
HSA/PPPA Surveillance

### Colorado

Department of Health  
Recall Checks  
In-depth Investigations  
ATV Dealer Training  
ATV Surveillance

Tri-County Health Department  
In-depth Investigations

### Guam

Government of  
Recall Checks

### Idaho

S.E. District Health Department  
Nursery Program  
ATV Surveillance  
ATV Dealer Training

### Louisiana

Louisiana Cooperative Extension  
Service  
ATV Dealer Training

Louisiana Fire Marshal  
Fireworks  
Fire Safety Program

### New Mexico

Department of Health  
ATV Surveillance

### Oklahoma

Department of Health  
Recall Checks  
ATV Surveillance  
Nursery Program

### Oregon

Gresham Fire Department  
Fireworks

Department of Health  
ATV Surveillance

## **WESTERN REGION**

### **Texas**

Department of Health

Recalls

In-depth Investigations

ATV Surveillance

North Texas Poison Center

HSA/PPPA Surveillance

### **Utah**

Division of Consumer Protection

ATV Surveillance

ATV Dealer Training

### **Washington**

Seattle Poison Center

HSA/PPPA Surveillance

### **Wyoming**

Department of Health

Recall Checks

ATV Surveillance

ATV Dealer Training

### **Other Contracts to State/Local Agencies**

Colorado Department of Health—Import Program—Toy Testing

Iowa Department of Public Health—Import Program—Toy Testing

## **FEDERAL-STATE-LOCAL COOPERATIVE MECHANISM**

### **COMMISSIONING PROGRAM**

Section 29(a)(2) of the Consumer Product Safety Act provides the Commission authority to commission state and local officers for conducting any of three activities on behalf of CPSC: investigations, inspections and sample collections

Under Section 29(a)(2) of the Consumer Product Safety Act, CPSC may commission any qualified officer or employee of any state or local agency as an officer of the Commission for the purpose of conducting examinations, investigations and inspections.

In furtherance of the Congressional Mandate to establish a program to promote Federal/State cooperation, CPSC assists in training state and local officials to qualify for a commission. After commissioning, those officials are knowledgeable in CPSC procedures for inspections, investigations, sample collection and preparation and submission of reports.

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<b>State(s) or Commonwealth</b>	<b>Department</b>	<b>Commissioned Officers</b>
<b><u>Eastern Region</u></b>		
Connecticut	Department of Consumer Protection	Joan Jordon Lois Bryant Cynthia M. Clavette Mora Abrams Martin Vincent J. Pugliese, Jr
Delaware	Board of Pharmacy	Paul Davis William H. Knotts Bonnie J. Wallner
	Division of Consumer Affairs	Joyce P. Johnson Lisa K Vague Betty Sue Diznoff

State(s) or Commonwealth	Department	Commissioned Officers
<b><u>Eastern Region</u></b>		
Florida	Department of Agriculture & Consumer Services	John Frost Burke Gloria Van Treese Dianne L. Dey Thomas F. Kenny James D. Morrison Martin J. May Lessie M. Keck Gwendon B. Worlds Mary Ellen Shelton Debra R. Terfinko Denise H. Correy Barbara Rockhill Edwards Salvatore Secondo Lark Daughtry Ronald Weldon Packham Michael French Ackers Joseph P. Alexionok Jon E. Crosby Jane B. Chastain
Maryland	Department of Health & Mental Hygiene Office of Food Protection & Consumer Health Services	Pamela J. Engle Michael L. Hurney David Roberts Bruce Wilhelm James D. Naylor Michael Anthony Elseroad Linda Westfall Patricia Anne Schwaninger Irwin A. Senkel Jr. John Frank Arthur
	Division of Drug Control	Robert Chang Jack H. Freeman William A. Hahn John J. O'Hara Jr. Charles H. Tregoe Leon Weiner

State(s) or Commonwealth	Department	Commissioned Officers
<b><u>Eastern Region</u></b>		
New Jersey	Office of Consumer Protection	Louis A. Jonas Viola B. Gentile Monica Fleming Edna M. Wood Anthony J. Brennan Angela L. Britt Linda Palma Catherine M. Robertello Terry Lawrence Smith Frank C. Stevens Bettye J. Cabell James Andrew Mallett Ray Anthony Jones
Puerto Rico	Department of Consumer Affairs	Victor Silva Arroyo Angel Rivera Jose Rodriguez Sanchez Carlos Mateo Alers
South Carolina	Department of Health & Environmental Control	Paula Mims Odom Richard M. Turner, Jr. Arthur Stanley Stephen H. Broome Ronald P. Koeppen Horace M. Langshore Teresa Burke Kenneth W. Montgomery Teresa Burke
	Department of Consumer Protection	Minnie L. Dix William E. Marree Roy C. Harms Philips Porter
	Board of Pyrotechnic Safety	Bill Porcel Gerard W. Wingard

<b>State(s) or Commonwealth</b>	<b>Department</b>	<b>Commissioned Officers</b>
<b><u>Eastern Region</u></b>		
South Carolina	Anderson County Health Department Environmental Health Services	Debra S Bouchillon
	Spartansburg County Health Department	Daniel E Glover
	Richland County Department of Health Environmental Control	James W James Jr James H Mattox Jr Rebecca Cameron
Virgin Islands	Consumer Services Administration	Juanita Bermudez Louis Penn
West Virginia	Department of Labor	Andrew Brown William Hoffman
<b><u>Central Region</u></b>		
Alabama	Department of Public Health	Carol Fendley-Gaddis James McVay Viki L. Brant Tana Thomaston Rhonda C Pines Simmie Besteder
	Poison Control Center	Terry Byars
Indiana	State Board of Health	Roger McClain

State(s) or Commonwealth	Department	Commissioned Officers
<b><u>Central Region</u></b>		
Iowa	Department of Public Health	Gaylord L. Rushenberg John R. Kelly Carry F. Thompson William F. Permar Jeff P. Meyer Michael L. Magnant Kenneth Choquette Rita M. Gergley R. Brian McPartland Arlene M. Jacob
Kansas	Department of Health and Environment Bureau of Foods and Drugs	James A. Pyles Clifford L. Evans Roger E. Ozias Gary J. Magathan Launa Osbourn Gerald E. Vornholt Earnest E. Barnes Stephen N. Paige Donald Bechtel Loren E. Brock Eugene P. Fravel Mary K. Goetz Gerald R. Kline David R. Bustos John H. Moshier William G. Spaniol Dee Luginsland
Kentucky	Department of Human Resources Bureau of Health Services	Michael B. Cavanah Linda L. Pence Florann R. Strevels Terry M. Wescott Douglas Lee Jackson Stephen L. Mays Daniel J. Howell Karen Smallwood John Kenneth McIlwain Emery J. DeWitt
Mississippi	State Board of Health	Willie L. Brown, Jr. Timothy B. Carr Gary Moorman

State(s) or Commonwealth	Department	Commissioned Officers
<b><u>Central Region</u></b>		
Missouri	Department of Health Department of Social Services	Erwin P. Gadd John G. Norris John P. Pitzemberger Robert C. Fields Gregg C. Fast A. Reid Stevens William L. St. Gemme Oscar Roy Hartman Gary F. Boone
	Springfield- Greene County Health Department	Richard A. Baker
Ohio	Department of Public Health	Daniel S. Chatfield Michael W. Moser Douglas A. Rogers Marsha R. Smalley Daniel J. Canter Gary L. Matson Lois A. Upham Donald E. Miles George E. Fruth Edgar V. Pulido Michial H. Swank Thomas H. Anderson George Nemore, Jr. Charles A. Patterson
Tennessee	Department of Agriculture Food & Drug Division	Richard V. Heinrich Mary Logan Charles E. Sitzlar Eddie K. Watson

<b>State(s) or Commonwealth</b>	<b>Department</b>	<b>Commissioned Officers</b>
<b><u>Western Region</u></b>		
Arizona	Department of Health Services Office of Risk Assessment and Investigation	Anthony J. Battistone Judith A. Betterton Richard E. Cox Cecile M. Fowler Michael Patz Norman J. Petersen Michael J. Porch Don Selvey
Arkansas	Bureau of Environmental Health Services Department of Health	John R. Carter Glen P. Clements Kenneth E. Free Ronald O. Friday Wynn D. Grandgeorge Raymond Heaggans Jerry G. Hill Jennings B. Ivy James P. Jones Gary M. Kahanak Robert L. Kemp Charles B. Presson Jimmy W. Shelby James H. Tanner Haldor M. Wilkes
California	Department of Health Services Food and Drug Branch Sacramento	Proserpina Abarquez- Delacruz Celeste A. Albanez Susan O. Bond Charles R. Carey Yvonne Fernandez Milhous Therese L. Hoban Joan Howe Glen C. Lawrence Ralph I. Lounsbury Lester Lowe

**EASTERN REGION**

Virginia

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**CENTRAL REGION**

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**CENTRAL REGION**

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<b>State(s) or Commonwealth</b>	<b>Department</b>	<b>Commissioned Officers</b>
<b><u>Western Region</u></b>		
Colorado	Consumer Protection Division Department of Health	Larry T. Berryman William C. Norris Clark C. Wilson
	Division of Environmental Health Tri-County Health Department	Lisa C. Butts Susan J. Salyards Darryl R. Thompson Chris J. Wiant
Guam	Department of Public Health and Social Services Division of Environmental Health	Gerardo P. Legaspi Jr. Edilberto N. Nieveras Bernardino O. Valera
Oklahoma	Department of Health Education and Information Services	Richard Gunn Tommy L. Nash Nevin L. Starkey
Texas	Department of Health Hazardous Substance Branch Product Safety Division Austin	Charles Hallmark Mackie Lawrence Ronald O. Sims
	Texas Department of Health Arlington	Joe Balderas
Wyoming	Department of Health and Social Services Division of Health and Medical Services	Howard Hutchings

## FEDERAL-STATE-LOCAL COOPERATIVE MECHANISM

### Memorandum of Understanding (MOU)-Work Planning Agreements

It is the policy of the CPSC to initiate and enter into MOUs with agencies of state or local governments. Such cooperation creates a partnership which extends overall consumer protection through more effective use of the collective resources. Work planning creates an arrangement between CPSC and state or local agencies wherein both parties agree to share, at no cost to the other party, the responsibility for certain product safety activities. These agreements are usually with agencies having responsibilities that are similar to CPSC's.

Work planning agreements have resulted in a free exchange of information on inspectional activity, recalls, enforcement actions, and outreach programs. They have provided cross-training and an increase in state expertise in product safety.

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State(s) or Commonwealth	Department
<b><u>Eastern Region</u></b>	
Connecticut	Department of Consumer Protection
Delaware	Department of Community Affairs Board of Pharmacy
District of Columbia	Department of Consumer and Regulatory Affairs
Florida	Department of Agriculture & Consumer Services
Maine	Division of Health Engineering Home Economic Resource Center
Maryland	Department of Health & Mental Hygiene Office of Food Protection and Consumer Health Services Drug Control Administration

State(s) or Commonwealth	Department
<b><u>Eastern Region</u></b>	
Massachusetts	Department of Public Health Division of Food & Drugs Board of Registration in Pharmacy
New Hampshire	New Hampshire Safety Council
New Jersey	Office of Consumer Protection
New York	Office of Attorney General Consumer Protection Board
North Carolina	State Board of Pharmacy
Pennsylvania	Department of Health Allegheny County Health Department Attorney General's Office Bureau of Consumer Protection
Puerto Rico	Department of Consumer Affairs (DACO) Board of Pharmacy
Rhode Island	Rhode Island Consumers' Council Division of Drug Control
South Carolina	Department of Consumer Affairs Board of Pyrotechnic Enforcement Department of Health and Environmental Control <i>Board of Pharmacy</i>
Vermont	Office of the Attorney General
Virginia	Department of Agriculture & Consumer Services Board of Pharmacy
Virgin Islands	Department of Licensing & Consumer Affairs Consumer Services Administration
West Virginia	West Virginia Department of Labor

State(s) or Commonwealth	Department
<b><u>Central Region</u></b>	
Alabama	Department of Public Health
Georgia	Office of Consumer Affairs
Illinois	Illinois Department of Public Health Office of Environmental Health
Indiana	Indiana State Board of Health
Iowa	Iowa State Department of Public Health
Kansas	Department of Health & Environment
Kentucky	Department of Human Services
Michigan	Center for Environmental Health Sciences Department of Health
Minnesota	Attorney General's Office
Mississippi	State Board of Health
Missouri	Department of Health
Nebraska	State Department of Health
North Dakota	North Dakota State Laboratories Branch
Ohio	Department of Health
Tennessee	Department of Agriculture
Wisconsin	Department of Agriculture Trade & Consumer Division

<b>State or Commonwealth</b>	<b>Department</b>
<b><u>Western Region</u></b>	
Alaska	Alaska Department of Health and Social Services
Arizona	Board of Pharmacy
Arkansas	Department of Health Board of Pharmacy
California	Department of Health Food & Drug Section Bureau of Home Furnishing
Colorado	Department of Health
Idaho	Board of Pharmacy
Louisiana	Board of Pharmacy
Montana	Department of Health & Environmental Services Board of Pharmacy
New Mexico	Health & Environment Department
Oklahoma	State Department of Health
Oregon	Office of State Fire Marshal Board of Pharmacy
Texas	Department of Health Board of Pharmacy
Washington	Board of Pharmacy
Wyoming	Board of Pharmacy

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# APPENDIX K

## Organizational Structure and Functions

## **ORGANIZATIONAL STRUCTURE AND FUNCTIONS**

As provided in the Consumer Product Safety Act of 1972, the Chairman and Commissioners are the key policymakers of the U.S. Consumer Product Safety Commission. The staff carries out their decisions and policies.

Three Commissioners head the agency. The Commission annually elects a Vice Chairman.

The Chairman is the principal executive officer of the Commission and subject to the general policies of the Commission. The following offices report directly to the Chairman.

*Office of Congressional Relations* acts as the Commission's liaison with Congress. It provides information and assistance to congressional committees, responds to inquiries by legislators, and coordinates written and oral testimony by Commissioners and agency staff.

*Office of Equal Employment Opportunity and Minority Enterprise* monitors compliance with all laws, regulations, rules and internal policies relating to equal employment opportunity. It also ensures compliance with relevant provisions of the Small Business Act, and conducts the Upward Mobility Program.

*Office of General Counsel* is the legal arm of the Commission. Staffed by lawyers, it provides advice and counsel to the agency and staff on all legal matters, including contracting, personnel issues, legal review of all reports, memoranda, press releases, and publications. It advises the Commission on matters of standards development, rules, petitions, and interpretations of prevailing regulations. It also defends court challenges to rules and other Commission actions.

*Office of the Inspector General* is an independent office established under the provisions of the Inspector General Act Amendments of 1978 (PL 95-450), amended by the Inspector General Act Amendments of 1988 (PL 100-504). This office independently initiates, conducts, and supervises audits, operations reviews, and investigations of Commission programs, activities, and operations to prevent and detect waste, fraud, and abuse. Reporting only to the Chairman, the office also makes recommendations to promote economy, efficiency, and effectiveness within the Commission's programs and operations. The office receives and investigates complaints or information concerning possible violations of law, rules and regulations, mismanagement, abuse of authority, and waste of funds.

*Office of the Secretary* is the external administrative arm of the agency. It prepares the agendas for official agency meetings, maintains official records of Commission actions, manages the docket of adjudicative proceedings and responds to requests for documents under the Freedom of Information Act (FOIA). It issues the agency's official documents, including *Federal Register* notices, prepares and publishes the *Public Calendar of Commission meetings*, and supervises the operation of CPSC's public reading room.

*Office of the Executive Director* with the assistance of the Deputy Executive Director, under the broad direction of the Chairman and in accordance with Commission policy, acts as the *chief operating manager* of the agency, supporting the development of the agency's budget and operating plan before and after Commission approval, and managing the execution of those plans.

The following offices report to the Executive Director:

*Office of the Budget* is responsible for overseeing the development of the Commission's budget. The office, in consultation with other offices and directorates, prepares, for the Commission's approval, the annual budget requests to Congress and the Office of Management and Budget and the operating plans for each fiscal year. It manages the execution of the Commission's budget. The office recommends to the Office of the Executive Director actions to enhance effectiveness of the Commission's programs and activities.

*Office of Information and Public Affairs* is the Commission's touchstone with consumers and the media. It prepares and publishes brochures, booklets, fact sheets and safety alerts recommending the safe ways for consumers to purchase and use products in the home environment. Press releases are prepared and circulated to the media on Commission actions, product recalls, and seasonal events such as toy safety, fireworks, baby safety, grass cutting, residential pool use, and National Poison Prevention Week in March.

*Office of Planning and Evaluation* is responsible for short- and long-term planning and evaluating of agency programs and accomplishments. Evaluation studies are conducted to determine how well the Commission fulfills its mission. The office also coordinates, develops, and issues agencywide directives and manages the Commission's information collection budget and obtains Office of Management and Budget clearance for information collections.

*Office of Compliance and Enforcement* oversees the compliance and enforcement of Commission regulations. Staffed by lawyers and compliance specialists, the directorate initiates investigations on safety hazards of products already in the consumer marketplace, and obtains voluntary corrective actions, if warranted. It also conducts litigation before administrative law judges to seek remedial actions.

*Office of Hazard Identification and Reduction*, under the direction of the Assistant Executive Director for Hazard Identification and Reduction, is responsible for managing the Commission's Hazard Identification and Analysis Program and its Hazard Assessment and Reduction Program. The office reports to the Executive Director, and has line authority over the Directorates for Epidemiology, Economic Analysis, Engineering Sciences, and Health Sciences. The office develops strategies for and implements the agency's operating plan for these two hazard programs. This includes the collection and analysis of data to identify hazards and hazard patterns, the implementation of the Commission's safety standards development projects, and the coordination of voluntary standards activities and international liaison activities related to consumer product safety. This office also provides overall direction and evaluation of projects involving hazard analysis, data collection, emerging hazards, mandatory and voluntary standards, petitions, and labeling rules. The office assures that relevant technical, environmental, economic, and social impacts of projects are comprehensively and objectively presented to the Commission for decision.

*Directorate for Administration* is responsible for accounting and financial management, personnel, automated data processing, procurement, library services, and general administrative support (mail, printing, photocopying, property and facilities management, records management, security, telecommunications, and transportation).

*Directorate for Field Operations* coordinates all field support services for the agency, overseeing three regional centers, and 34 field offices which are staffed by compliance officers, safety investigators and public affairs specialists.