

LOG OF MEETING
U.S. CONSUMER PRODUCT SAFETY COMMISSION
OFFICE OF COMMISSIONER MARY SHEILA GALL

SUBJECT: Mattress Flammability

DATE OF MEETING: October 16, 2003

PLACE: Suite 722 CPSC Headquarters

LOG ENTRY SOURCE: Barbara E. Parisi

DATE OF ENTRY: October 16, 2003

COMMISSION ATTENDEES:

Commissioner Mary Sheila Gall
Dennis Wilson
Barbara Parisi
Margaret Neilly

NON-COMMISSION ATTENDEES:

Ryan Trainer, General Counsel of International Sleep Products Association (ISPA)
Alvin R. Klancnik, Vice President of Serta
Patricia Martin, Executive Director of Sleep Products Safety Council
Patty Adair, Textile Manufacturers Institute

SUMMARY OF MEETING:

Ryan Trainer provided an update of the mattress flammability developments and the outcome of the California regulatory process concerning the same. Mr. Trainer stated that the mattress industry supports the California TB 603 criteria and test method for mattress flammability. He noted that the requirements of TB 603 should have a modest impact in terms of the price of a mattress, and zero impact in terms of the comfort of the mattress. Mr. Trainer expressed concerns that California authorities would recognize the preemptive effect of a federal standard that differed substantially from TB 603.

Al Klancnik reiterated the mattress industry's support for the California TB 603 standard. He stated that the standard eliminated unfair competition, created a level playing field, and fostered the saving of lives. Mr. Klancnik asked that the Commission work as expeditiously as possible to avoid having two standards in place simultaneously (the California standard and a national standard). He also requested that the testing requirements in the federal standard include the option of pooling of prototypes and systems approaches so that the testing requirements would not be cost-prohibitive for smaller companies.

CPSC BODY CLEARED BY PUBLIC

✓ NO NFERS/PATL/BLR2 OR 11-19-03
PRODUCTS IDENTIFIED

EXCEPTED BY PETITION
RULEMAKING ADMIN. PROCS

WITH INFORMATION REMOVED

Dennis Wilson noted that there may be some difficulty in obtaining a court ruling on the preemption of the California standard by federal law. He cited similar efforts in the area of Proposition 65 as an example.