

COPF-CODD FY 2025 OP PLAN AMENDMENTS

Feldman-Dziak 1 – State Attorney General Liaison

Purpose: To designate a formal liaison for CPSC coordination with state attorneys general.

Text: The Executive Director, in coordination with the General Counsel, shall designate a formal liaison to coordinate with state attorneys general and official organizations including the National Association of Attorneys General regarding state enforcement of federal consumer product safety protections and other federal-state cooperation for the purpose of carrying out the Commission's authorities. The Executive Director shall report back to the Commission regarding outreach, collaboration efforts, best practices, and the feasibility of a litigation toolkit, including sample pleadings, practice guides, and other such documents, for actions under Section 24 of the Consumer Product Safety Act, 15 U.S.C. § 2073.

Feldman-Dziak 2 – E-Commerce Enforcement

Purpose: To designate e-commerce platforms as an enforcement priority.

Text:

1. On page OS 22, under the heading "FY 2025 Priority Activities and Milestones," at the appropriate place, insert the following priority activities:
 - Priority Activity: Conduct assessments of business operations of e-commerce platforms to assure compliance with CPSC statutory and regulatory obligations.
 - Priority Activity: Conduct targeting initiatives, sampling, and evaluating of products from international e-commerce platforms that import, distribute, retail, or manufacture consumer products to identify hazardous, recalled, and banned products for enforcement action.
2. Staff shall submit for Commission consideration additional associated milestones for these activities, as appropriate.

Feldman-Dziak 3 – Enforcement Target Financial Verification

Purpose: To provide verifiable evidence of the financial condition of firms asserting inability-to-pay defenses in certain instances.

Text: Upon Commission consideration of a proposed Civil Penalty Settlement Agreement or Corrective Action Plan for a Class A Hazard, staff is directed to present evidence, such as audited financial statements or tax returns, of the financial condition of any firm (including parent, subsidiary, and affiliated persons or entities, as appropriate) asserting an inability-to-pay defense against requested remedies and civil penalty assessments.

Feldman-Dziak 4 – Firms Incurring the Cost of Recall Translations

Purpose: To shift the costs of recall translations from the American Taxpayer to recalling firms.

Text: On page OS 23, under the heading *SO 2.2 – Minimize further exposure to hazardous consumer products through effective and timely enforcement that also deters future unlawful actions* insert the following:

“Priority: staff is directed to formalize for Commission consideration a procedure for recalling firms to bear the financial costs of translating accurately recall announcements and related documents into: (1) Spanish; and (2) additional languages other than English, to the extent a subject product was marketed in such additional languages.”

Feldman-Dziak 5 – Strengthening Nation to Nation Relationships

Purpose: To establish standards for consultation with American Indian and Alaska Native Tribal Nations, recognizing the right of Tribal governments to self-govern and in support of Tribal sovereignty and self-determination.

Text: Within 180 days, consistent with the fundamental principles of Executive Order 13175 and recognizing the right of Tribal governments to self-govern and in support of Tribal sovereignty and self-determination, staff shall submit for Commission approval a detailed plan for direct Commission engagement with American Indian and Alaska Native Tribal Nations.