



U.S. CONSUMER PRODUCT SAFETY COMMISSION

WASHINGTON, D.C. 20207

Record of Commission Action
Commissioners Voting by Ballot
Placed in the Record at Open Commission Meeting
November 3, 1993

At the November 3, 1993, meeting of the U.S. Consumer Product Safety Commission, the staff briefed the Commission on petition PP 93-1 requesting that the Commission require child-resistant packaging for mouthwash containing more than 5% ethanol. No decisions were made.

Chairman Jacqueline Jones-Smith convened today's meeting. Commissioner Mary Sheila Gall was present.

Ballot Vote Decisions. The following decisions made by ballot vote of the Commissioners were placed into the record.

1. Proposed Civil Penalty Settlement: Berman Mattress Co. (OS# 3486) (94-C0003) Due 10/19/93

The Commission voted 2-0-1 with Commissioner Dawson not voting to provisionally accept the settlement agreement and order containing a civil penalty in the amount of \$7,500. Unless a commenter asks the Commission not to accept the Settlement Agreement and Order within 15 days after publication in the Federal Register, the Agreement and Order will be deemed finally accepted on the 20th day. Voting to approve were Chairman Jones-Smith and Commissioner Gall.

2. Cosponsorship of Centers for Disease Control and Prevention (CDC) Conference on Childhood Lead Poisoning Education (10/18/93)

The Commission voted unanimously (3-0) to approve cosponsorship of the conference. Voting to approve were Chairman Jones-Smith, Commissioner Dawson, and Commissioner Gall.

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3. Proposed Civil Penalty Settlement: Winston Toy Corporation (Small parts in toys) OS# 4589 (94-C0004) Due 10/27/93

The Commission voted unanimously (3-0) to provisionally accept the settlement agreement and order containing a civil penalty in the amount of \$25,000. Unless a commenter asks the Commission not to accept the Settlement Agreement and Order within 15 days after publication in the Federal Register, the Agreement and Order will be deemed finally accepted on the 16th day. Voting to approve were Chairman Jones-Smith, Commissioner Dawson, and Commissioner Gall.

4. Proposed Civil Penalty Settlement: Dial Manufacturing Inc. (Cooler pumps) OS# 4818 (94-C0005) Due 10/27/93

The Commission voted unanimously (3-0) to provisionally accept the settlement agreement and order containing a civil penalty in the amount of \$25,000. Unless a commenter asks the Commission not to accept the Settlement Agreement and Order within 15 days after publication in the Federal Register, the Agreement and Order will be deemed finally accepted on the 16th day. Voting to approve were Chairman Jones-Smith, Commissioner Dawson, and Commissioner Gall.

5. Proposed Settlement Agreement - York International Inc. (Gas furnaces) OS# 5448 (94-C0006) Due 10/29/93

The Commission voted unanimously (3-0) to provisionally accept the settlement agreement. Unless a commenter asks the Commission not to accept the Settlement Agreement within 15 days after publication in the Federal Register, the Agreement will be deemed finally accepted on the 16th day. Voting to approve were Chairman Jones-Smith, Commissioner Dawson, and Commissioner Gall.

6. Petition CP 92-1 for Amendment of the Architectural Glazing Standard Due 10/29/93

The Commission voted unanimously (3-0) to deny that part of the petition which requests amendment of the standard to eliminate the exemption for wired glass used in fire doors and also to deny that part of the petition which requests amendment of the standard to modify the definition of "glazing material" to include glass substitutes such as transparent ceramics. The Commission directed staff to prepare a letter to the petitioner for the review and approval of the Commission explaining the reasons for denial of the requests. Voting to deny were Chairman Jacqueline Jones-Smith, Commissioner Carol G. Dawson, and Commissioner Mary Sheila Gall.

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7. Voluntary Standards Conformance Monitoring Program during
Fiscal Year 1994 (OS# 5916) Due 10/29/93

The Commission voted unanimously (3-0) to approve the staff recommendation to monitor conformance with the voluntary standard for bunk beds during fiscal year 1994. Voting to approve were Chairman Jones-Smith, Commissioner Dawson, and Commissioner Gall.

For the Commission:



Sadye E. Dunn
Secretary