



U.S. CONSUMER PRODUCT SAFETY COMMISSION

WASHINGTON, D.C. 20207

CPSC EXECUTIVE SESSION
January 23, 1975

1750 K Street, NW.
9:30 am

Presiding: Chairman Simpson

Present : Commissioner Franklin
Commissioner Kushner
Commissioner Newman
Commissioner Pittle

ITEM

Offeror Proceeding for Public Playground Equipment

(Briefing materials submitted to Commissioners by Office of
Secretary January 20, 1975)

DECISION

- 1) The aforementioned briefing materials included a draft Federal Register Notice soliciting offers to develop safety related requirements for public playground equipment which could be the basis for future regulations the Commission might issue. With minor corrections, the draft Notice was approved for publication in the Federal Register.

VOTE

Concurring: Commissioner Franklin *B. Franklin*
Commissioner Kushner *J. Kushner*
Commissioner Newman *C. Newman*
Commissioner Pittle *R. David Pittle*

Dissenting: Chairman Simpson *R. O. Simpson*

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- 2) Also included in the briefing materials was a draft letter to Game Time, Inc., denying its request that the Commission adopt a standard already developed by Game Time rather than undertake to develop a new one in an offeror-type proceeding. The draft letter was approved with editorial changes (copy attached).

VOTE

Concurring: Chairman Simpson
Commissioner Franklin
Commissioner Kushner
Commissioner Newman
Commissioner Pittle

R. Simpson
B. Franklin
M. Kushner
G. Newman
R. David Pittle

Dissenting:

Submitted by:
Commissioner Kushner



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WASHINGTON, D.C. 20207

February 3, 1975

Mac Dunaway, Esquire
Gall, Lane, & Powell
1250 Connecticut Avenue, N.W.
Washington, D.C.

Dear Mr. Dunaway:

This letter is in reply to your correspondence of October 9, 1974, on behalf of Game Time, Inc. in which you requested the Commission to publish Game Time's standard as a regulation under the Federal Hazardous Substances Act rather than to utilize an offeror type proceeding to develop a new standard or have existing standards altered.

The Commission denies your request because it believes it should afford all persons an opportunity to submit previously developed standards or to offer to develop safety-related requirements in this proceeding. Game Time may, of course, submit its draft standard in response to the notice of proceeding. We encourage your participation in the Commission's activities. Please feel free to contact me if you have any further questions.

Sincerely,

A handwritten signature in cursive script that reads "Sadye E. Dunn".

Sadye E. Dunn
Secretary