



Record of Commission Action
Commissioners Voting by Ballot*

Commissioners Voting: Chair Alexander D. Hoehn-Saric
 Commissioner Peter A. Feldman
 Commissioner Richard Trumka Jr.
 Commissioner Mary T. Boyle

ITEM:

Supplemental Notice of Proposed Rulemaking to Establish a Safety Standard Addressing Blade-Contact Injuries on Table Saws; Request for Extension of Comment Period

(Briefing package dated December 1, 2023 OS# 0269)

DECISION:

The Commission voted to grant a 30-day extension of the comment period for the Supplemental Notice of Proposed Rulemaking to Establish a Safety Standard Addressing Blade-Contact Injuries on Table Saws and publish notice of the same in the *Federal Register*.

Chair Hoehn-Saric, Commissioner Trumka and Commissioner Boyle voted to grant a 30-day extension and publish notice of the same in the Federal Register.

Commissioner Feldman voted to take other action as follows: "Vote Option 2 to grant a 60-day extension, but if no majority is reached to approve Option 2, vote instead Option 1, to grant a 30-day extension." A majority was not reached to approve Option 2.

As a result of Commissioner Feldman's contingent vote, the Commission voted (4-0) to grant a 30-day extension.

For the Commission:

Alberta Mills
Secretary

*Time Critical Ballot Vote due December 5, 2023.

Attachment: Statement by Commissioner Feldman

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Safety Commission**
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Bethesda, MD 20814
cpsc.gov

**National Product Testing
& Evaluation Center**
5 Research Place
Rockville, MD 20850



UNITED STATES
CONSUMER PRODUCT SAFETY COMMISSION
4330 EAST WEST HIGHWAY
BETHESDA, MD 20814
COMMISSIONER PETER A. FELDMAN

**STATEMENT OF COMMISSIONER PETER A. FELDMAN
ON PROPOSED TABLE SAW RULE COMMENT EXTENSION REQUEST**

DECEMBER 6, 2023

This week, the U.S. Consumer Product Safety Commission (CPSC) approved a 30-day extension for public comments on the proposed safety standard addressing blade-contact injuries on table saws. While I voted to support this 30-day extension, I also would have supported the 60-day extension requested by the Power Tool Institute (PTI). PTI's request for additional time is reasonable given the complexity of the underlying issues.

This is particularly true given that additional information on intellectual property issues has only recently been added to the rulemaking record and will require review and analysis. In addition, under *WCMA v. CPSC*, this rulemaking requires disclosure of the injury-incident data on which the Commission relies. CPSC has not yet published this data. In light of the additional work that needs to be done, a 60-day extension would not impede the Commission's timely consideration of this matter.

In October, I sent letters to various patent holders seeking information about the intellectual property related to the active injury mitigation technologies that are central to the agency's rulemaking proposal. The Commission has since received responses from SawStop Holding LLC and the Felder Group USA.

A copy of the Felder Group USA response is attached and is [here](#).

A copy of the SawStop Holding LLC response is attached and is available [here](#).