



U.S. CONSUMER PRODUCT SAFETY COMMISSION
WASHINGTON, D.C. 20207

Record of Commission Actions
Commissioners Voting by Ballot
Placed in the Record at Open Commission Meeting
September 13, 1994

At the September 13, 1994, meeting of the Consumer Product Safety Commission, the staff briefed the Commission in open session on options for Commission action to address hazards associated with the use of riding mowers. (Ref. staff briefing package dated August 29, 1994.) No decisions were made.

Chairman Ann Brown convened today's meeting. Commissioner Mary Sheila Gall and Commissioner Jacqueline Jones-Smith were present.

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

1. Proposed Civil Penalty Settlement: S&D Importing Co., toys, CPSC Docket No. 94-C0012 - OS # 5682 (Due 7/22/94)

The Commission voted unanimously (3-0) to provisionally accept the settlement agreement and order containing a civil penalty in the amount of \$175,000. 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.

2. Request from Gas Appliance Manufacturers Association (GAMA) for Commission support of brochure on "Hot Water Safety." (Due 8/1/94)

The Commission voted unanimously (3-0) to grant the request from GAMA for endorsement of the brochure entitled "Hot Water Safety" and permission to use the Commission's logo on the brochure.

3. Proposed Civil Penalty Settlement: Toro/Lawn-Boy, Inc., lawn mowers, CPSC Docket No. 94-C0013 - OS #3120 (Due 8/4/94)

The Commission voted unanimously (3-0) to provisionally accept the settlement agreement and order containing a civil penalty in the amount of \$170,000. 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.

4. Request for Oral Hearing from CIBA Consumer Pharmaceuticals in the Matter of Final PPPA Requirement for Lidocaine and Dibucaine (Due 8/5/94)

By a vote of 1-2, the Commission voted to deny the request from CIBA Consumer Pharmaceuticals for an oral hearing before the Commission in connection with the Commission's consideration of a child-resistant packaging requirement for the topical anesthetics lidocaine and dibucaine. Chairman Brown and Commissioner Jones-Smith voted to deny the request, Commissioner Jones-Smith noting that the Commissioners should meet with CIBA separately. Commissioner Gall voted to grant the request.

5. Proposed Civil Penalty Settlement: Youngland Import and Export, Inc., toys, CPSC Docket No. 94-C0014 - OS # 3933 (Due 8/11/94)

The Commission voted unanimously (3-0) to provisionally accept the settlement agreement and order containing a civil penalty in the amount of \$15,000. 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.

6. Proposed Civil Penalty Settlement: Great Lakes Products, Inc., volatile alkyl nitrates, CPSC Docket No. 94-C0015 - OS #5734 (Due 8/11/94)

The Commission voted unanimously (3-0) to provisionally accept the settlement agreement and order containing a civil penalty in the amount of \$10,000. 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.

For the Commission:



Sadye E. Dunn, Secretary