

U.S. CONSUMER PRODUCT SAFETY COMMISSION 4330 EAST WEST HIGHWAY BETHESDA, MARYLAND 20814-4408

Record of Commission Action Commissioners Voting by Ballot*

Commissioners Voting:

Acting Chairman Nancy A. Nord

Commissioner Thomas H. Moore

ITEM:

Infant Cushions/Pillows; Petition HP 05-1; Approval of Advance Notice of Proposed Rulemaking (Briefing Package dated September 7, 2006; OS No. 5155)

DECISION:

The Commission voted unanimously (2-0) to approve the draft advance notice of proposed rulemaking (ANPR) with changes. Petition No. HP 05-1, from Boston Billows, Inc., requests that the Commission amend 16 C.F.R. § 1500.18(a)(16)(i)(A)-(E), banning any article known as an "infant cushion" or "infant pillow." The petitioner requests an exception to the ban on infant pillows to permit the use of such pillows if they are designed, intended and promoted for nursing and when such pillows are requested by a Pediatrician or a Board Certified Lactation Consultant. The ANPR initiates a rulemaking proceeding that could result in an amendment to the existing ban on infant cushions/pillows. This proceeding is commenced under the Federal Hazardous Substances Act (FHSA).

For the Commission:

Todd A. Stevenson

Secretary

^{*} Ballot vote due September 14, 2006