



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:

Regulatory Alternatives to Address Boston Billows' Request for Exemption from Ban on Infant Cushions/Pillows and Other Aspects of the Open Rulemaking on Infant Cushions/Pillows
(Briefing Package dated January, 24 2008)

DECISION:

The Commission voted unanimously (2-0) to direct the Office of General Counsel to prepare a Notice of Proposed Rulemaking proposing an exemption for the Boston Billow nursing pillow and substantially similar nursing pillows. Boston Billows, Inc., by petition requested that the Commission amend 16 C.F.R. § 1500.18(a)(16)(i)(A)-(E), to provide an exception to the ban when the infant pillow is specifically designed, intended and promoted for nursing and when such pillows are requested by a Pediatrician or a Board Certified Lactation Consultant.

The Commission voted unanimously (2-0) to direct the Office of General Counsel to prepare a *Federal Register* notice terminating the rulemaking. Acting Chairman also voted to take other action to request ASTM develop a product warning label for the product class.

For the Commission:

A handwritten signature in black ink, appearing to read "Todd A. Stevenson".

Todd A. Stevenson
Secretary

* Ballot vote due February 1, 2008