

[Committee Print]

(SHOWING THE TEXT OF H.R. 1699 AS REPORTED BY THE SUBCOMMITTEE
ON COMMERCE, TRADE, AND CONSUMER PROTECTION, JULY 31, 2007)

110TH CONGRESS
1ST SESSION

H. R. 1699

To direct the Consumer Product Safety Commission to require certain manufacturers to provide consumer product registration forms to facilitate recalls of durable infant and toddler products.

IN THE HOUSE OF REPRESENTATIVES

MARCH 26, 2007

Ms. SCHAKOWSKY (for herself and Mr. UPTON) introduced the following bill;
which was referred to the Committee on Energy and Commerce

A BILL

To direct the Consumer Product Safety Commission to require certain manufacturers to provide consumer product registration forms to facilitate recalls of durable infant and toddler products.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Danny Keysar Child
5 Product Safety Notification Act”.

1 **SEC. 2. FINDINGS.**

2 Congress finds the following:

3 (1) Unintentional injuries are the leading cause
4 of death among children, and for every such injury
5 that is fatal, approximately 18 children are hospital-
6 ized and 1,250 are treated by emergency depart-
7 ments for such injuries that are nonfatal.

8 (2) According to the Consumer Product Safety
9 Commission, an average of 50 children under the
10 age of 5 die each year in incidents associated with
11 nursery products, and about 16 of these deaths each
12 year are associated with cribs.

13 (3) In 2003, an estimated 60,700 children
14 under the age of 5 were treated in United States
15 hospital emergency rooms for injuries associated
16 with nursery products, and there were 10,700 inju-
17 ries to children under the age of 5 years associated
18 with strollers alone.

19 (4) Of the 397 recalls issued by the Consumer
20 Product Safety Commission in fiscal year 2005, 109
21 (or 27 percent) were children's products. Children's
22 products were recalled, on average, over 2 times per
23 week, and accounted for 19,635,627 individual units.

24 **SEC. 3. DEFINITIONS.**

25 In this Act:

1 (1) COMMISSION.—The term “Commission”
2 means the Consumer Product Safety Commission.

3 (2) DURABLE INFANT OR TODDLER PROD-
4 UCT.—The term “durable infant or toddler prod-
5 uct”—

6 (A) means a durable product intended for
7 use, or that may be reasonably expected to be
8 used, by children under the age of 5 years; and

9 (B) shall include—

10 (i) full-size cribs and nonfull-size
11 cribs;

12 (ii) toddler beds;

13 (iii) high chairs, booster chairs, and
14 hook-on chairs;

15 (iv) bath seats;

16 (v) gates and other enclosures for con-
17 fining a child;

18 (vi) play yards;

19 (vii) stationary activity centers;

20 (viii) infant carriers;

21 (ix) strollers;

22 (x) walkers;

23 (xi) swings; and

24 (xii) bassinets and cradles.

1 **SEC. 4. CONSUMER PRODUCT REGISTRATION FORMS.**

2 (a) RULEMAKING.—Not later than 1 year after the
3 date of enactment of this Act, the Commission shall, pur-
4 suant to its authority under section 16(b) of the Consumer
5 Product Safety Act (15 U.S.C. 2065(b)), promulgate a
6 final consumer product safety rule to require manufactur-
7 ers of durable infant or toddler products—

8 (1) to provide consumers with a postage-paid
9 consumer registration form with each such product;

10 (2) to maintain a record of the names, address-
11 es, email addresses, and other contact information of
12 consumers who register their ownership of such
13 products with the manufacturer in order to improve
14 the effectiveness of manufacturer campaigns to re-
15 call such products; and

16 (3) to permanently place the manufacturer
17 name and contact information, model name and
18 number, and the date of manufacture on each dura-
19 ble infant or toddler product.

20 (b) REQUIREMENTS FOR REGISTRATION FORM.—
21 The registration form required to be provided to con-
22 sumers under subsection (a) shall—

23 (1) include spaces for a consumer to provide
24 their name, address, telephone number, and email
25 address;

1 (2) include space sufficiently large to permit
2 easy, legible recording of all desired information;

3 (3) be attached to the surface of each durable
4 infant or toddler product so that, as a practical mat-
5 ter, the consumer must notice and handle the form
6 after purchasing the product;

7 (4) include the manufacturer's name, model
8 name and number for the product, and the date of
9 manufacture;

10 (5) include a message explaining the purpose of
11 the registration and designed to encourage con-
12 sumers to complete the registration;

13 (6) include an option for consumers to register
14 through the Internet; and

15 (7) include a statement that information pro-
16 vided by the consumer shall not be used for any pur-
17 pose other than to facilitate a recall of or safety
18 alert regarding that product.

19 In issuing regulations under this section, the Commission
20 may prescribe the exact text and format of the required
21 registration form.

22 (c) RECORD KEEPING AND NOTIFICATION REQUIRE-
23 MENTS.—The standard required under this section shall
24 require each manufacturer of a durable infant or toddler
25 product to maintain a record of registrants for each prod-

1 uct manufactured that includes all of the information pro-
2 vided by each consumer registered, and to use such infor-
3 mation to notify such consumers in the event of a vol-
4 untary or involuntary recall of or safety alert regarding
5 such product. Each manufacturer shall maintain such a
6 record for a period of not less than 6 years after the date
7 of manufacture of the product. Consumer information col-
8 lected by a manufacturer under this Act may not be used
9 by the manufacturer, nor disseminated by such manufac-
10 turer to any other party, for any purpose other than notifi-
11 cation to such consumer in the event of a product recall
12 or safety alert.

13 (d) **STUDY.**—The Commission shall conduct a study
14 at such time as it considers appropriate on the effective-
15 ness of the consumer registration forms in facilitating
16 product recalls. Not later than 4 years after the date of
17 enactment of this Act, the Commission shall report its
18 findings to Congress.