

SAFEGUARDS

SGS CONSUMER TESTING SERVICES

HARDLINES, SOFTLINES, ELECTRICAL & ELECTRONICS

NO. 159/11 AUG 2011

US PRESIDENT OBAMA SIGNS HR 2715 BILL AMENDING THE CPSIA

On 12 August 2011, almost 3 years to the day after the Consumer Product Safety Act of 2008 (CPSIA) went into effect, President Obama signed the HR 2715¹ bill into law.

The key areas of impact to the original CPSIA are:

- The reduced limit of 100 ppm lead content in substrates is made 'prospective' and, thereby applicable to products *manufactured* after 14 August 2011, meaning products already manufactured, in transit, in warehouses and distribution centers, and in retail stores are allowed to sell through as long as they comply with the current lead content limit of 300 ppm.
- The existing limit of 0.1% (1000 ppm) per phthalate (BBP, DBP, DEHP, DIDP, DINP and DNOP) becomes applicable *only* to accessible materials in toys and childcare articles. Guidance on what product components or classes of components will be considered as inaccessible will be published within 1 year.
- Exclusion from 3rd party testing for ordinary books or paper-based printed materials. This does not include books with inherent play value and books

designed or intended for children under 3 years of age.

- The lead content limit in substrates requirements of CPSIA section 101(a) shall *not* apply to any off-highway vehicle. This revision also adds a definition for "off-highway vehicle" for the purpose of this law.
- For bicycles and related products, any metal component part of the products covered by the current stay of enforcement that is in effect until December 31, 2011, will be required to comply with a limit of 300 ppm total lead content when the stay of enforcement expires.
- The exclusion of certain "used children's products". The lead content limit for substrates described in CPSIA section 101(a) shall not apply to a used children's product. A definition of the term 'used children's product' is added and means a children's product that was obtained by the seller for use and not for the purpose of resale, as well as



a product that was donated for resale in support of charitable purposes. A 'used children's product' shall specifically not include: children's metal jewelry, any product for which the seller has actual knowledge that the product violates the lead limits or any other children's product or product category subsequently identified by the CPSC.

SGS

- Potential reduction of third party product testing based on the thorough evaluation by the CPSC of public comments that provide sufficient assurance that products shall still comply with applicable consumer product safety rules, bans, standards and regulations without additional third party testing.

SGS is committed to providing information about developments in the regulations for consumer products as a complimentary service.

Throughout our global network of laboratories, we are able to provide a wide range of services including physical/mechanical testing, analytical testing and consultancy work for technical and non-technical parameters applicable to a comprehensive range of consumer products. Please do not hesitate to contact us for further information.

¹ [Full text of bill HR 2715 as signed by President Obama](#)

FOR ENQUIRIES:

Global Competence Support Centre: gcsc@sgs.com

HK– HingWo Tsang, Tel: +852 2774 7420 or Hingwo.Tsang@sgs.com

US– Fred Mills-Winkler, Tel: +852 2774 7148 or Fred.MillsWinkler@sgs.com

Global Softlines Development Office: global.sl@sgs.com

Asia – Hong Kong. Tel: +852 2334 4481 Fax: +852 2144 7001 mktg.hk@sgs.com

Australasia – Perth. Tel: +61 (0) 3 9790 3418 Fax: +61 (0) 3 9701 0988 au.cts@sgs.com

Europe – London —UK. Tel: +44(0) 203 008 7860 Fax: +44 (0) 203 00 7870 gb.cts.sales@sgs.com

Africa & Middle East – Turkey. Tel: +90 212 368 40 00 Fax: +90 212 296 47 82 sgs.turkey@sgs.com

Americas – USA. Tel: +1 973 575 5252 Fax: +1 973 575 7175 uscts.inquiries@sgs.com

www.sgs.com/cts Global Competence Support Centre: gcsc@sgs.com

If you wish to unsubscribe to this technical bulletin, go here: [Unsubscribe](#)

© 2011 SGS SA. All rights reserved. This is a publication of SGS, except for 3rd parties' contents submitted or licensed for use by SGS. SGS neither endorses nor disapproves said 3rd parties contents. This publication is intended to provide technical information and shall not be considered an exhaustive treatment of any subject treated. It is strictly educational and does not replace any legal requirements or applicable regulations. It is not intended to constitute consulting or professional advice. The information contained herein is provided "as is" and SGS does not warrant that it will be error-free or will meet any particular criteria of performance or quality. Do not quote or refer any information herein without SGS's prior written consent.