

S 374

A bill to amend the Consumer Product Safety Act to provide regulatory relief to small and family-owned businesses.

Congress: 111 (2009–2011, Ended)

Chamber: Senate

Policy Area: Commerce

Introduced: Feb 4, 2009

Current Status: Read twice and referred to the Committee on Commerce, Science, and Transportation.

Latest Action: Read twice and referred to the Committee on Commerce, Science, and Transportation. (Feb 4, 2009)

Official Text: <https://www.congress.gov/bill/111th-congress/senate-bill/374>

Sponsor

Name: Sen. DeMint, Jim [R-SC]

Party: Republican • **State:** SC • **Chamber:** Senate

Cosponsors (7 total)

Cosponsor	Party / State	Role	Date Joined
Sen. Chambliss, Saxby [R-GA]	R · GA		Feb 4, 2009
Sen. Vitter, David [R-LA]	R · LA		Feb 4, 2009
Sen. Wicker, Roger F. [R-MS]	R · MS		Feb 4, 2009
Sen. Brownback, Sam [R-KS]	R · KS		Feb 11, 2009
Sen. Coburn, Tom [R-OK]	R · OK		Feb 11, 2009
Sen. Crapo, Mike [R-ID]	R · ID		Feb 11, 2009
Sen. Inhofe, James M. [R-OK]	R · OK		Feb 11, 2009

Committee Activity

Committee	Chamber	Activity	Date
Commerce, Science, and Transportation Committee	Senate	Referred To	Feb 4, 2009

Subjects & Policy Tags

Policy Area:

Commerce

Related Bills

Bill	Relationship	Last Action
111 HR 1465	Related bill	Mar 16, 2009: Referred to the Subcommittee on Commerce, Trade and Consumer Protection.
111 HR 968	Related bill	Feb 11, 2009: Referred to the Subcommittee on Commerce, Trade and Consumer Protection.

Amends the Consumer Product Safety Act to allow a secondhand seller to sell, offer for sale, or distribute a product or substance that is not in conformity with a consumer product safety rule relating to lead in children's products or to currently-required labeling for children's products. Defines "secondhand seller" to include: (1) a consignment or thrift shop; (2) an individual who uses the Internet, a yard sale, or other casual means; or (3) a person who sells such a product at an auction to benefit a nonprofit organization.

Delays by six months each required step down in the allowed lead level in children's products. Applies this change as though it had taken effect on August 15, 2008.

Prevents a specified requirement for third-party children's product safety testing from going into effect before August 9, 2009. Applies this change as though it had taken effect on August 15, 2008.

Relieves a manufacturer from the requirement to test or certify a product regarding lead content if the manufacturer has tested and certifies each component of the product.

Prohibits either the Consumer Product Safety Commission (CPSC) or any state attorney general from initiating an enforcement proceeding under the Consumer Product Safety Act or the Federal Hazardous Substances Act regarding product certification and labeling and children's products containing lead until 30 days after the issuance of final rules, regulations, or guidance.

Requires the CPSC to waive any civil penalty for a good faith first violation of a prohibition under the Act.

Requires the CPSC to develop, publish, and distribute a guide to assist small enterprises in complying with the requirements of the Consumer Product Safety Act and other Acts enforced by the CPSC.

Actions Timeline

- **Feb 4, 2009:** Introduced in Senate
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