CPSC BUSINESS DESKTOP REFERENCE GUIDE

Children's Products: The CPSIA requires domestic manufacturers or importers of children's products (*cpsc.gov/childrensproduct*) to issue a "Children's Product Certificate" (*cpsc.gov/CPC*) based on passing test results from a CPSC-accepted, third party laboratory (*cpsc.gov/labsearch*). Manufacturers should first determine the intended age for the product's users. Once the product has been properly age-graded, manufacturers must then identify the set of requirements to which they must test their product; the set of requirements will vary based on the intended age audience, the physical and mechanical attributes of the product, and the materials used in production. **Turn over** for a list of common requirements that may apply to your product.

Domestic manufacturers or importers of children's products must also ensure that the product and its packaging bear the required permanent tracking information (*cpsc.gov/trackinglabel*).
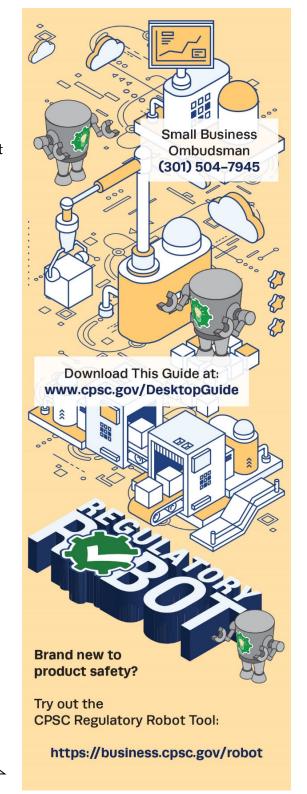
General Use, or Non-Children's, Products: The CPSIA requires domestic manufacturers or importers of non-children's products for which a consumer product safety rule is in effect to issue a "General Certificate of Conformity" (*cpsc.gov/GCC*) based on testing or a reasonable testing program performed on the product. **Turn over** for a list of common requirements that may apply to your product.

Unlike children's products, the testing or reasonable testing program is <u>not</u> required to utilize a CPSC-accepted laboratory, nor is tracking information required to be affixed to the product.

Duty to Report: Even if your product is not subject to a rule, regulation, standard, or ban under any law enforced by the CPSC, or even if it is and you have already tested and certified your product, you still have one more important legal responsibility. <u>You have a legal obligation to immediately and fully</u> report the following types of information to the CPSC:

- A defective product that could create a substantial risk of injury to consumers;
- A product that creates an unreasonable risk of serious injury or death;
- A product that fails to comply with an applicable consumer product safety rule or with any other rule, regulation, standard, or ban under any statute enforced by the CPSC;
- An incident in which a child (regardless of age) chokes on a marble, small ball, latex balloon, or other small part contained in a toy or game and that, as a result of the incident, the child dies, suffers serious injury, ceases breathing for any length of time, or is treated by a medical professional; and
- Certain types of lawsuits (see section 37 of the CPSA).

Exact legal reporting requirements are at *cpsc.gov/reporting*. To do so, you must keep on top of safety reports about your own products and your competitors' products through monitoring reports made to your company, reviews online, and elsewhere, and at the CPSC's publicly accessible and searchable database at *www.SaferProducts.gov*. **Over** ↪

Small Business Ombudsman
(301) 504–7945

Download This Guide at:
www.cpsc.gov/DesktopGuide

REGULATORY ROBOT

Brand new to product safety?

Try out the CPSC Regulatory Robot Tool:

https://business.cpsc.gov/robot

Children's Product Safety Rules

Age Grading and Classifying: *www.cpsc.gov/ChildrensProduct*

Rules Requiring Certification: *www.cpsc.gov/Certify*

Total Lead Content (Substrate): *www.cpsc.gov/Lead*

Lead in Paint and Surface Coating: *www.cpsc.gov/LeadInPaint*

Small Parts and Choking Hazard Labeling: *www.cpsc.gov/SmallParts*

Toy Safety Standard (ASTM F963): *www.cpsc.gov/ToySafety*

Regulated Phthalates: *www.cpsc.gov/Phthalates*

Durable Infant or Toddler Product: *www.cpsc.gov/DurableInfantProducts*
   Product Registration Card   *www.cpsc.gov/ProductRegistrationCard*

Other Common Consumer Product Safety Rules

Art Materials: *www.cpsc.gov/ArtMaterials*

All-Terrain Vehicles: *www.cpsc.gov/ATV*

Procedural Requirements for Children's Products

Third-Party Testing: *www.cpsc.gov/Testing*
   Periodic testing   16 CFR § 1107.21
   Component part testing   16 CFR part 1109

Find a CPSC-accepted Lab: *www.cpsc.gov/LabSearch*

Children's Product Certificate (CPC): *www.cpsc.gov/CPC*

Tracking Information: *www.cpsc.gov/TrackingLabel*

Small Batch Manufacturer: *www.cpsc.gov/SmallBatch*

Common Requirements for General-Use Products

Testing & Certification: *www.cpsc.gov/Certify*

Hazardous Substances: *www.cpsc.gov/FHSA*

Special Packaging: *www.cpsc.gov/PPPA*

General Certificate of Conformity (GCC): *www.cpsc.gov/GCC*

Miscellaneous Requirements and Helpful Links

Mandatory Reporting: *www.cpsc.gov/Reporting*

Electronic Regulations: *www.eCFR.gov*

SBO Newsletter: *www.cpsc.gov/Email*

Business Guidance Library: *www.cpsc.gov/GuidanceLibrary*

Product FAQs: *www.cpsc.gov/GettingStarted*

Recalls: *www.cpsc.gov/Recalls*

Importing Product: *www.cpsc.gov/Imports*

SBO Contact Form: *www.cpsc.gov/SBOContact*

CPSC Public Calendar: *www.cpsc.gov/Newsroom/Pubic-Calendar*

Records of Commission Action: *www.cpsc.gov/Newsroom/FOIA/ReportList*

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Always Begin at: **https://business.cpsc.gov**

Recall Guidance
www.cpsc.gov/recallguidance

Retailer Responsibilities
www.cpsc.gov/retailer

CPSC.gov   USCPSC