117TH CONGRESS 1ST SESSION

H.R. 1314

AN ACT

- To require the Consumer Product Safety Commission to promulgate a consumer product safety rule for freestanding clothing storage units to protect children from tip-over related death or injury, and for other purposes.
 - 1 Be it enacted by the Senate and House of Representa-
 - 2 tives of the United States of America in Congress assembled,

1 SECTION 1. SHORT TITLE.

2	This Act may be cited as the "Stop Tip-overs of Un-
3	stable, Risky Dressers on Youth Act" or the "STURDY
4	Act".
5	SEC. 2. CONSUMER PRODUCT SAFETY STANDARD TO PRO-
6	TECT AGAINST TIP-OVER OF CLOTHING
7	STORAGE UNITS.
8	(a) Clothing Storage Unit Defined.—In this
9	section, the term "clothing storage unit" means any free-
10	standing furniture item manufactured in the United
11	States or imported for use in the United States that is
12	intended for the storage of clothing, typical of bedroom
13	furniture.
14	(b) Consumer Product Safety Standard Re-
15	QUIRED.—
16	(1) In general.—Except as provided in sub-
17	section $(c)(1)$, not later than 1 year after the date
18	of the enactment of this Act, the Consumer Product
19	Safety Commission shall—
20	(A) in consultation with representatives of
21	consumer groups, clothing storage unit manu-
22	facturers, craft or handmade furniture manu-
23	facturers, and independent child product engi-
24	neers and experts, examine and assess the ef-
25	fectiveness of any voluntary consumer product
26	safety standards for clothing storage units; and

1	(B) in accordance with section 553 of title
2	5, United States Code, promulgate a final con-
3	sumer product safety standard for clothing
4	storage units to protect children from tip-over-
5	related death or injury that includes—
6	(i) tests that simulate the weight of
7	children up to 60 pounds;
8	(ii) objective, repeatable, and measur-
9	able tests that simulate real world use and
10	account for any impact on clothing storage
11	unit stability that may result from place-
12	ment on carpeted surfaces, drawers with
13	items in them, multiple open drawers, or
14	dynamic force;
15	(iii) testing of all clothing storage
16	units, including those under 30 inches in
17	height; and
18	(iv) warning requirements based on
19	ASTM F2057-17, or its successor at the
20	time of enactment, provided that the Con-
21	sumer Product Safety Commission shall
22	strengthen the requirements of ASTM
23	F2057–17, or its successor, if reasonably
24	necessary to protect children from tip-over-
25	related death or injury.

1 (2) TREATMENT OF STANDARD.—A consumer 2 product safety standard promulgated under para-3 graph (1) shall be treated as a consumer product 4 safety rule promulgated under section 9 of the Con-5 sumer Product Safety Act (15 U.S.C. 2058).

(c) Subsequent Rulemaking.—

- (1) In GENERAL.—At any time subsequent to the publication of a consumer product safety standard under subsection (b)(1), the Commission may initiate a rulemaking, in accordance with section 553 of title 5, United States Code, to modify the requirements of the consumer product safety standard described in subsection (b)(1) if reasonably necessary to protect children from tip-over-related death or injury.
- (2) REVISION OF RULE.—If, after the date of the enactment of this Act, the Centers for Disease Control and Prevention revises its Clinical Growth Charts, the consumer product safety standard described in subsection (b)(1) shall, on the date that is 180 days after such revision, be revised to include tests that simulate the weight of children up to the 95th percentile weight of children 72 months in age, as depicted in the revised Centers for Disease Control and Prevention Clinical Growth Charts, unless

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the Commission determines the modification is not reasonably necessary to protect children from tipover-related death or injury.

(3) TREATMENT OF RULES.—Any rule promulgated under paragraph (1) or revision made pursuant to paragraph (2) shall be treated as a consumer product safety rule promulgated under section 9 of the Consumer Product Safety Act (15 U.S.C. 2058). Passed the House of Representatives June 23, 2021. Attest:

Clerk.

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