



**CONGRESSMAN BOBBY L. RUSH  
1ST DISTRICT, ILLINOIS**

**H.R. 4040 Consumer Product  
Safety Modernization Act**



**What does the H.R. 4040 Consumer Product Safety  
Modernization Act do?**

**Did You Know?**

- Congressman Rush is the sponsor of H.R. 4040
- Childhood Lead Poisoning is the most common pediatric public health problem, yet it is entirely preventable.
- Once a child has been poisoned, the impairment it may cause is irreversible.
- Lead harms children's nervous systems and is associated with reduced IQ, behavioral problems, and learning disabilities.
- No amount of lead is safe for the body. Lead dust cannot be identified by sight.
- Eat right. The amount of lead the human body retains can be reduced if you make sure your child's diet includes plenty of foods that contain iron, calcium and zinc.

**WHO TO CONTACT!!!**

**US Consumer Product  
Safety Commission**  
800-638-2772  
<http://www.cpsc.gov/>

**Schylling Associates**  
800-676-8697  
<http://www.schylling.com>

**Dollar General**  
800-678-9258  
<http://www.dollargeneral.com>

**Mattel Inc**  
310-252-2000  
<http://service.mattel.com/us/recall.asp>

**What does H.R. 4040  
Consumer Product Safety  
Modernization Act do?**

H.R. 4040 would:

- Lowers lead standard in paint, and effectively bans it in toys.
- Establish consumer product safety standards and other safety requirements for children's products and to reauthorize and modernize the Consumer Product Safety Commission.
- Promote the safety of toys and other children's products by mandating, independent third-party testing and certification of all products, domestic or imported, intended for children 12 years of age or younger. Prohibit the sale, resale, manufacture, or im-

portation of any consumer product that has been recalled, is a banned hazardous substance, or does not conform to safety standards. A knowing violation of this prohibition would subject a person to civil penalties.

- Mandate additional measures are in place which allows the Consumer Product Safety Commission to respond quickly to product safety concerns. It allows speedier rule-making by giving the CPSC the option to employ either two-part or three-part rulemaking under all of the statutes it enforces.

- Assist recalls by requiring manufacturers of children's products to place distinguishing marks on both the product

and its packaging, to the extent feasible to identify the specific products at issue.

- Ensure parents are warned about choking and other hazards before they buy balloons, small balls, marbles, and the like. This step requires manufacturers to include clear and conspicuous warnings about hazards involved with such products in those advertisements (e.g., catalogues, Internet) that provide for a direct means of sale of the product.

- Restore the full panel of five Commissioners after FY2010 once there has been substantial agency growth.

- Authorize \$20 million for modernization of the Consumer Product Safety Commission testing lab.

**List of *RECALL* Companies/Products for last three months.**

- Curious George Plush Dolls Recalled By Marvel Toys Due to Risk of Lead Exposure
- Spin Master Recalls Aqua Dots – Children Became Unconscious After Swallowing Beads
- Schylling Associates Recalls Collectable Toy Robot Due To Violation of Lead Paint Standard
- Schylling Associates Recalls Dizzy Ducks Music Box Due To Violation of Lead Paint Standard
- Additional Spinning Top Recalled by Schylling Associates Due To Violation of Lead Paint Standard
- Schylling Associates Recalls Duck Family Collectable Toy Due To Violation of Lead Paint Standard
- Go Diego Go!™ Animal Rescue Boat
- Toy Cars Recalled by Dollar General Due to Violation of Lead Paint Standard
- International Sourcing Ltd. Recalls Toy Dragster and Funny Car Due to Violation of Lead Paint Standard
- Swimways Corp. Recalls "Skippy" Pool Toys Due to Laceration Hazard
- Laugh & Learn™ Kitchen Toys Recalled by Fisher-Price Due to Choking Hazard
- Toy Figures Recalled by Henry Gordy International Due to Violation of Lead Paint Standard
- Toys "R" Us Recalls Elite Operations Toys Due to Violation of Lead Paint Standard
- SimplyFun Recalls RibbiBoard Games Due to Risk of Lead Exposure
- Jo-Ann Stores Expands Recall of Children's Toy Garden Tools Due to Violation of Lead in Paint Standard
- Fisher Price Recalls Go Diego Go Boat Toys Due to Violation of Lead Paint Standard
- Mattel Recalls Doggie Day Care™ Magnetic Toys Due to Magnets Coming Loose
- Mattel Recalls Barbie and Tanner™ Magnetic Toys Due to Magnets Coming Loose
- Mattel Recalls "Sarge" Die Cast Toy Cars Due To Violation of Lead Safety Standard
- Mattel Recalls Batman™ and One Piece™ Magnetic Action Figure Sets Due To Magnets Coming Loose