

116TH CONGRESS
1ST SESSION

H. R. 2211

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 18, 2019

Received; read twice and referred to the Committee on Commerce, Science,
and Transportation

AN ACT

To require the Consumer Product Safety Commission to promulgate a consumer product safety rule for free-standing 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).

6 (c) SUBSEQUENT RULEMAKING.—

7 (1) IN GENERAL.—At any time subsequent to
8 the publication of a consumer product safety stand-
9 ard under subsection (b)(1), the Commission may
10 initiate a rulemaking, in accordance with section 553
11 of title 5, United States Code to modify the require-
12 ments of the consumer product safety standard de-
13 scribed in subsection (b)(1) if reasonably necessary
14 to protect children from tip-over-related death or in-
15 jury.

16 (2) REVISION OF RULE.—If, after the date of
17 the enactment of this Act, the Centers for Disease
18 Control and Prevention revises its Clinical Growth
19 Charts, the consumer product safety standard de-
20 scribed in subsection (b)(1) shall , on the date that
21 is 180 days after such revision, be revised to include
22 tests that simulate the weight of children up to the
23 95th percentile weight of children 72 months in age,
24 as depicted in the revised Centers for Disease Con-
25 trol and Prevention Clinical Growth Charts, unless

