

109TH CONGRESS
1ST SESSION

H. R. 2898

To authorize the Consumer Product Safety Commission to issue a consumer product safety rule to prevent injuries to users of vending machines.

IN THE HOUSE OF REPRESENTATIVES

JUNE 14, 2005

Ms. MILLENDER-McDONALD introduced the following bill; which was referred to the Committee on Energy and Commerce

A BILL

To authorize the Consumer Product Safety Commission to issue a consumer product safety rule to prevent injuries to users of vending machines.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Vending Machine Safe-
5 ty Act of 2005”.

6 **SEC. 2. FINDINGS.**

7 The Congress finds the following:

8 (1) In May 2005, a 3 year old boy in Elkhart,
9 Indiana, had to be rescued by firefighters after he
10 was trapped in a crane vending machine. The boy

1 was rescued after firefighters removed the back of
2 the machine.

3 (2) In June 2000, a 4 year old boy in O'Fallon,
4 Missouri, had to be rescued after getting trapped in-
5 side a crane vending machine. The child crawled into
6 the machine through the trap door through which
7 toys are dispensed. The child was freed from the
8 machine only after rescue workers pried the top of
9 the machine off.

10 (3) In June 2000, another case of a child being
11 trapped inside the same trap door of a crane vend-
12 ing machine occurred in Texas.

13 (4) Since 1990, the Consumer Product Safety
14 Commission has received at least 43 reported inci-
15 dents of individuals' use of vending machines which
16 has resulted in personal injury primarily to the indi-
17 viduals' arms and hands.

18 (5) At least 25 of the reported injuries were
19 suffered by minors, 15 of which were by children
20 under the age of 10.

21 (6) It is clear that there are defects in the de-
22 sign of the vending machines which have led to the
23 reported injuries.

1 **SEC. 3. VENDING MACHINE RULE.**

2 Not later than 180 days after the date of enactment
3 of this Act, the Consumer Product Safety Commission
4 shall issue a consumer product safety standard under sec-
5 tion 7 of the Consumer Product Safety Act (15 U.S.C.
6 2056), for the manufacture and installation of vending
7 machines, particularly those using a lever or crane appa-
8 ratus to dispense a product. Such standard may include
9 a requirement for warning labels or signs relating to the
10 use of such machines to prevent injuries to individuals,
11 including children.

○