

§ 1260.5

injury from custom window coverings that contain hazardous cords.

(3) The Commission considered issuing a standard that applies only to certain types of window coverings such as vertical blinds. This would impose lower costs on manufacturers but is unlikely to adequately reduce the risk of injury because it would only address incidents associated with those types. Based on the custom product incident data, only 8.3 percent of the incidents involved vertical blinds and 22.2 percent involved faux wood/wood blinds. The Commission considered adopting the Canadian standard for window covering cords, which would increase the costs to comply with the rule with no additional benefits and/or providing a longer effective date. And the Commission considered adopting a 2022 draft revision of the voluntary standard but finds the requirements in the standard inadequate to address the risk of injury.

§ 1260.5 Standards incorporated by reference.

(a) Certain material is incorporated by reference into this part with the approval of the Director of the Federal Register under 5 U.S.C. 552(a) and 1 CFR part 51. All approved material is available for inspection at the U.S. Consumer Product Safety Commission (CPSC) and at the National Archives and Records Administration (NARA). Contact CPSC at: Office of the Secretary, U.S. Consumer Product Safety Commission, 4330 East West Highway, Bethesda, MD 20814, telephone (301) 504-7479, email: cpsc-os@cpsc.gov. For information on the availability of this material at NARA, email fr.inspection@nara.gov, or go to: www.archives.gov/federal-register/cfr/ibr-locations.html. The material may be obtained from the source(s) listed in the following paragraphs of this section.

(b) Window Covering Manufacturers Association, Inc., 355 Lexington Avenue, New York, New York 10017, telephone: 212.297.2122, <https://wcmanet.com>.

(1) ANSI/WCMA A100.1—2018, American National Standard for Safety of Corded Window Covering Products, approved January 8, 2018; IBR approved for §§ 1260.1, 1260.2, and 1260.4.

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(i) *Read-only copy.* https://www.wcmanet.com/pdf/WCMA-A100.1-2018_view-only_v2.pdf.

(ii) *Purchase.* <https://webstore.ansi.org/Standards/WCMA/ANSIWCMAA1002018>.

(2) [Reserved]

§ 1260.6 Severability.

The provisions of this part are separate and severable from one another. If any provision is stayed or determined to be invalid, it is the Commission's intention that the remaining provisions shall continue in effect.

PART 1261—SAFETY STANDARD FOR CLOTHING STORAGE UNITS

Sec.

1261.1 Scope and purpose.

1261.2 Requirements for clothing storage units.

AUTHORITY: 15 U.S.C. 2058; Div. BB, tit. II, sec. 201, Pub. L. 117-328, 136 Stat. 4459.

SOURCE: 88 FR 28408, May 4, 2023, unless otherwise noted.

§ 1261.1 Scope and purpose.

(a) *Scope and purpose.* This part, a consumer product safety standard, prescribes safety requirements for clothing storage units, as defined in paragraph (b) of this section. The requirements in this part are intended to protect children up to 72 months of age from tip-over-related death or injury.

(b) *Application.* Clothing storage unit means any free-standing furniture item manufactured in the United States or imported for use in the United States that is intended for the storage of clothing, typical of bedroom furniture. All clothing storage units that are manufactured after September 1, 2023, are subject to the requirements of this part.

§ 1261.2 Requirements for clothing storage units.

Each clothing storage unit that is subject to ASTM F2057-23, *Standard Safety Specification for Clothing Storage Units*, approved on February 1, 2023, shall comply with ASTM F2057-23. ASTM F2057-23 is incorporated by reference into this section with the approval of the Director of the Federal Register under 5 U.S.C. 552 and 1 CFR part 51. This material is available for

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inspection at the U.S. Consumer Product Safety Commission and at the National Archives and Records Administration (NARA). Contact the U.S. Consumer Product Safety Commission at the Office of the Secretary, U.S. Consumer Product Safety Commission, 4330 East West Highway, Bethesda, MD 20814, telephone (301) 504-7479, email: cpsc-os@cpsc.gov. For information on the availability of this material at NARA, email fr.inspection@nara.gov, or go to www.archives.gov/federal-register/cfr/ibr-locations.html. A free, read-only copy of the standard is available for viewing on the ASTM website at <https://www.astm.org/READINGLIBRARY>. You may also obtain a copy from ASTM International, 100 Barr Harbor Drive, P.O. Box C700, West Conshohocken, PA 19428-2959; phone: (610) 832-9585; www.astm.org.

PART 1262—SAFETY STANDARD FOR MAGNETS

Sec.

- 1262.1 Scope, purpose, application, and exemptions.
- 1262.2 Definitions.
- 1262.3 Requirements.
- 1262.4 Test procedure for determining flux index.
- 1262.5 Findings.

AUTHORITY: 15 U.S.C. 2056, 2058.

SOURCE: 87 FR 57789, Sept. 21, 2022, unless otherwise noted.

§ 1262.1 Scope, purpose, application, and exemptions.

(a) *Scope and purpose.* This part, a consumer product safety standard, prescribes the safety requirements for a *subject magnet product*, as defined in § 1262.2(b). These requirements are intended to reduce or eliminate an unreasonable risk of death or injury to consumers who ingest one or more *hazardous magnets* (as defined in § 1262.2(a)) from a *subject magnet product*.

(b) *Application.* Except as provided in paragraph (c) of this section, all *subject magnet products* that are manufactured after October 21, 2022, are subject to the requirements of this part.

(c) *Exemption.* The following consumer products are exempt from the requirements of this part: Toys that are subject to 16 CFR part 1250.

§ 1262.4

§ 1262.2 Definitions.

The following definitions apply for purposes of this part:

(a) *Hazardous magnet* means a magnet that fits entirely within the cylinder described in 16 CFR 1501.4 and that has a flux index of 50 kG² mm² or more when tested in accordance with the method described in 1262.4.

(b) *Subject magnet product* means a consumer product that is designed, marketed, or intended to be used for entertainment, jewelry (including children's jewelry), mental stimulation, stress relief, or a combination of these purposes, and that contains one or more loose or separable magnets, but does not include products sold and/or distributed solely to school educators, researchers, professionals, and/or commercial or industrial users exclusively for educational, research, professional, commercial, and/or industrial purposes.

§ 1262.3 Requirements.

Each loose or separable magnet in a *subject magnet product* that fits entirely within the cylinder described in 16 CFR 1501.4 must have a flux index of less than 50 kG² mm² when tested in accordance with the method described in § 1262.4.

§ 1262.4 Test procedure for determining flux index.

(a) Select at least one loose or separable magnet of each shape and size in the *subject magnet product*.

(b) Measure the flux index of each selected magnet in accordance with the procedure in section 8.25.1 through 8.25.3 of ASTM F963-17, *Standard Consumer Safety Specification for Toy Safety*, approved on May 1, 2017. The Director of the Federal Register approves this incorporation by reference in accordance with 5 U.S.C. 552(a) and 1 CFR part 51. You may obtain a copy from ASTM International, 100 Barr Harbor Drive, P.O. Box C700, West Conshohocken, PA 19428-2959; phone: (610) 832-9585; www.astm.org. A read-only copy of the standard is available for viewing on the ASTM website at www.astm.org/READINGLIBRARY. You may inspect a copy at the Office of the Secretary, U.S. Consumer Product Safety Commission, 4330 East West