

Consignors and Shoppers~

As you may have heard, the U.S. Consumer Product Safety Commission has banned all drop side cribs. What many have not heard though, is that all cribs sold or resold after June 28, 2011 must comply with new rigorous safety standards. It is unlikely that any crib sold prior to June 28, 2011 will meet the new crib standards - a compliance statement from the manufacturer is required to accompany the crib for resale. The new standards require stronger hardware and rigorous testing to prove a crib's durability. We have pasted the link for the new standards posted on the government's website below.

We can only sell cribs that meet the new standards. This should be the case at all consignment stores and consignment sales - only newer cribs that are manufactured after June 28, 2011 may be resold. **It is simply against the law for us to resell any crib manufactured before June 28, 2011.**

For more information on the New Crib Standard By CPSC, go to:

<http://www.cpsc.gov/onsafety/2011/06/the-new-crib-standard-questions-and-answers/>



The New Crib Standard By CPSC. The address for this post is:

<http://www.cpsc.gov/onsafety/2011/06/the-new-crib-standard-questions-and-answers/>

GENERAL QUESTIONS:



- What is the new standard for cribs?

Beginning June 28, 2011, all cribs manufactured and sold (including resale) must comply with new and improved federal safety standards. The new rules, which apply to full-size and non full-size cribs, prohibit the manufacture or sale of traditional drop-side rail cribs, strengthen crib slats and mattress supports, improve the quality of hardware and require more rigorous testing. The details of the rule are available on CPSC's website at www.cpsc.gov/businfo/frnotices/fr11/cribfinal.pdf

When will the new, safer cribs be available for purchase?

- **Beginning on June 28, 2011, all cribs sold in the United States must meet the new federal requirements. After that**

date, it will be illegal to manufacture, sell, contract to sell or resell, lease, sublet, offer, provide for use, or otherwise place in the stream of commerce a crib that does not comply with the CPSC's new standards for full-size and non-full-size cribs. This includes manufacturers, retail stores, Internet retailers, resale shops, auction sites and consumers.

- **Is this new regulation simply a ban on all drop-side rail cribs?**

No, these are sweeping new safety rules that will bring a safer generation of cribs to the marketplace in 2011. CPSC's new crib standards address many factors related to crib safety in addition to the drop-side rail. A crib's mattress support, slats, and hardware are now required to be more durable and manufacturers will have to test to the new more stringent requirements to prove compliance.

- **Are all drop-side rail cribs "recalled" because of the new regulation?**

There has not been a specific "recall" of all drop-side cribs due to the new regulation. Instead, some manufacturers recently have recalled their cribs in cooperation with the CPSC because a specific defect or risk of harm has been discovered relating to a particular crib. Although these recalls are separate from CPSC's new crib standards, traditional drop-side cribs will not meet the new crib standards that will take effect on June 28, 2011, and cribs with traditional drop-sides cannot be sold after that date.

- **How do I know whether the specific crib that I own/use in my home or child care facility meets the new standards?**

You cannot tell from looking at a crib whether it meets the new standards. It is not likely that cribs in use before the Commission issued its crib rule in December 2010 will comply with the new standards. If you are considering purchasing new cribs that meet the standards, you may want to ask the manufacturer or retailer whether the crib complies with 16 CFR 1219 (the new standard for full-size cribs) or 16 CFR 1220 (the new standard for non-full-size cribs). Manufacturers are required to test samples of their cribs to the new standards and to certify that they comply with the new standards. They must provide this certification to the retailer.

You can ask the manufacturer or retailer for a copy of the certificate of compliance that should indicate that the crib is certified to meet 16 CFR 1219 or 16 CFR 1220. After June 28, 2011, all cribs manufactured or offered for sale, lease, or resale are required to meet the new crib standards.

- **As a consumer, what can I do if I have a drop-side crib?**
Some drop-side crib manufacturers have immobilizers that fit their cribs. Drop-side crib immobilizers are devices that are used to secure drop sides to prevent dangerous situations in which the drop-side either partially or fully separates from the crib. As part of a recall, CPSC staff works with companies to provide fixes, or remedies, for

products. For drop-side cribs, that remedy has been immobilizers.

- **Check the CPSC's website for companies that have recalled their cribs and are providing immobilizers to secure the drop-side on the cribs. These immobilizers were evaluated and approved by CPSC staff for use with these particular drop-side cribs.**

If your drop-side crib has not been recalled, you can call the manufacturer and ask if they are making an immobilizer for your crib. Remember, though, that those particular immobilizers have not been tested or evaluated by CPSC staff for use with your specific crib.

Note that a drop side crib, even with an immobilizer installed, will not meet the new CPSC crib standards.

- **Is a sturdy, non drop-side crib okay for a consumer to use?**

It is unlikely that your current crib will meet the new crib standards. The new standards require stronger hardware and rigorous testing to prove a crib's durability. If you continue to use your current crib, you are encouraged to check the crib frequently to make sure that all hardware is secured tightly and that there are no loose, missing, or broken parts. Note that after December 28, 2012, child care facilities, family child care homes, and places of public accommodations, such as hotels and motels, must provide cribs that comply with the new and improved standards.

- **My drop-side crib has not been recalled, but I am worried about using it with my baby. Can I return it for a refund?**

Manufacturers and retailers are not required to accept returned drop-side cribs or to provide a refund. However, individual retailers and manufacturers may conduct promotions or incentives for their customers.

- **Is it okay for me as a consumer to resell, donate or give away a crib that does not meet the new crib standards?**

A consumer should not resell, donate or give away a crib that does not meet the new crib standards, such as trying to resell the product through an online auction site or donating to a local thrift store. CPSC recommends disassembling the crib before discarding it.

- **Is the answer different if a piece (“immobilizer”) has been added to my drop-side crib to prevent the side from moving up and down?**

Consumers should not sell or give away a drop-side crib that has an added immobilizer because it still will not meet the new crib standards.

- **If I am unable to purchase a new crib, what can I do to keep my baby safe?**

If you continue to use your current crib, you are encouraged to:

- a. Check CPSC's crib recall list to make sure that your crib has not been recalled.
 - b. Check the crib frequently to make sure all of the hardware is secured tightly and that there are no loose, missing, or broken parts.
 - c. If your crib has a drop-side rail, stop using that drop-side function. If the crib has been recalled, request a free immobilizer from the manufacturer or retailer (particular immobilizer will vary depending on the crib).
 - d. Another option is to use a portable play yard, so long as it is not a model that has been recalled previously.
- If a customer purchases a crib that was manufactured before June 28, 2011, but they return the crib for a warranty claim after June 28, 2011, must the replacement crib meet the new crib standards? Yes. When a manufacturer (retailer or other supplier) provides a replacement crib for use after the June 28, 2011, compliance date, the crib must meet the requirements of the CPSC's new crib standards.
 - My child care center still has drop-side cribs. Are they in violation of the regulation?

No, child care facilities, family child care homes, and places of public accommodation, such as hotels and motels, have until December 28, 2012, to ensure that the cribs used in their facilities meet the requirements of the CPSC's new crib standards.

After this date, places of public accommodation may no longer use traditional drop-side cribs or noncompliant

cribs and must use cribs meeting the new federal safety standards.

Parents should talk with management about the new standards and the facility's plan of action for replacing the cribs. Parents also should make sure their baby is not being placed in a recalled crib.

Note: Child care facilities, family child care homes, and places of public accommodation should not resell, donate or give away a crib that does not meet the new crib standards, such as trying to resell the product through an online auction site or donating to a local thrift store. CPSC recommends disassembling the crib before discarding it.

- Are portable cribs or play yards affected by the regulation?**

The crib standards cover portable cribs, but not play yards. CPSC's crib rule includes a standard for full-size cribs (16 CFR part 1219) and a standard for non-full-size cribs (16 CFR part 1220). A non-full-size crib is a crib that is either larger or smaller (or otherwise shaped differently) from a full-size crib. The standard for non-full-size cribs covers portable cribs (a crib that "may be folded or collapsed, without disassembly, to occupy a volume substantially less than the volume it occupies when it is used") as defined in that standard. The term "non-full-size crib" does not include products with mesh/net/screen or other non-rigid construction. **Instead, enclosures with mesh or fabric sides are considered to be play yards and are not subject to the crib standards.**

CPSC is developing a separate mandatory federal standard for play yards.

- **We do not consider “in-home care,” where a child is cared for in his/her own home or by a relative in the child’s home or the relative’s home, to be a “child care facility” or a “family child care home.” In turn, we do not consider such arrangements to be subject to the new crib standards.**
- **Are churches/church nurseries subject to the new crib standards?**

The CPSIA does not provide any exclusion for churches. If a church operates a child care facility, the cribs that it provides must comply with CPSC’s crib standards. Given the language in the CPSIA, we consider a child care facility to be one that provides services for a fee. If volunteers take care of children during a church service without pay, we do not consider that arrangement to be a child care facility, and cribs used under such an arrangement would not be subject to CPSC’s crib standards.

This address for this post is:

<http://www.cpsc.gov/onsafety/2011/06/the-new-crib-standard-questions-and-answers/>