

ed Pub. L. 96425, §4(a)(2), Oct. 10, 1980, 94 Stat. 1823, related to reports to be submitted by Secretary to President and Congress regarding fuel flow instrument reading directly in miles per gallon, exemption from this subchapter for electric cars, and examination, by Secretary and Secretary of Labor, on exemption under section 2003(b) of this title. See section 32916 of Title 49, Transportation.

Section 2013, Pub. L. 92513, title V, §513, as added Pub. L. 100494, §6(a), Oct. 14, 1988, 102 Stat. 2448; amended Pub. L. 102486, title IV, §403(5), Oct. 24, 1992, 106 Stat. 2876, related to incentives for manufacturing alternative-fuel automobiles. See sections 32901, 32902, 32905, and 32906 of Title 49.

SUBCHAPTER VI—THEFT PREVENTION

§§2021 to 2034. Repealed. Pub. L. 103272, §7(b), July 5, 1994, 108 Stat. 1379

Section 2021, Pub. L. 92513, title VI, §601, as added Pub. L. 98547, title I, §101(a), Oct. 25, 1984, 98 Stat. 2755; amended Pub. L. 102519, title III, §301, Oct. 25, 1992, 106 Stat. 3393, defined terms for purposes of this subchapter. See section 33101 of Title 49, Transportation.

Section 2022, Pub. L. 92513, title VI, §602, as added Pub. L. 98547, title I, §101(a), Oct. 25, 1984, 98 Stat. 2756; amended Pub. L. 102519, title III, §§302, 306(a), Oct. 25, 1992, 106 Stat. 3394, 3397, related to theft prevention standard. See sections 33102 to 33104 of Title 49.

Section 2023, Pub. L. 92513, title VI, §603, as added Pub. L. 98547, title I, §101(a), Oct. 25, 1984, 98 Stat. 2757; amended Pub. L. 102519, title III, §303, Oct. 25, 1992, 106 Stat. 3395, related to designation of high theft vehicle lines and parts. See section 33104 of Title 49.

Section 2024, Pub. L. 92513, title VI, §604, as added Pub. L. 98547, title I, §101(a), Oct. 25, 1984, 98 Stat. 2758, prescribed limitation on cost to manufacturer for compliance with section 2022 of this title. See section 33105 of Title 49.

Section 2025, Pub. L. 92513, title VI, §605, as added Pub. L. 98547, title I, §101(a), Oct. 25, 1984, 98 Stat. 2759; amended Pub. L. 102519, title III, §304, Oct. 25, 1992, 106 Stat. 3396, related to exemption from section 2022 of this title for vehicles equipped with antitheft devices. See section 33106 of Title 49.

Section 2026, Pub. L. 92513, title VI, §606, as added Pub. L. 98547, title I, §101(a), Oct. 25, 1984, 98 Stat. 2760, related to determination of compliance of manufacturer with section 2022 of this title. See section 33108 of Title 49.

Section 2026a, Pub. L. 92513, title VI, §607, as added Pub. L. 102519, title III, §306(a), Oct. 25, 1992, 106 Stat. 3397, related to verification of vehicle as legal salvage or junk vehicle. See section 33110 of Title 49.

Section 2026b, Pub. L. 92513, title VI, §608, as added Pub. L. 102519, title III, §306(c), Oct. 25, 1992, 106 Stat. 3397, related to determination and verification of passenger motor vehicle parts as not stolen. See section 33111 of Title 49.

Section 2026c, Pub. L. 92513, title VI, §609, as added Pub. L. 102519, title III, §306(e), Oct. 25, 1992, 106 Stat. 3398, related to National Stolen Auto Part Information System. See section 33109 of Title 49.

Section 2027, Pub. L. 92513, title VI, §610, formerly §607, as added Pub. L. 98547, title I, §101(a), Oct. 25, 1984, 98 Stat. 2761; renumbered §610 and amended Pub. L. 102519, title III, §§305, 306(a), Oct. 25, 1992, 106 Stat. 3396, 3397, related to prohibited acts under this subchapter, persons exempt from such prohibitions, and chop shops. See sections 33114 and 33115 of Title 49.

Section 2028, Pub. L. 92513, title VI, §611, formerly §608, as added Pub. L. 98547, title I, §101(a), Oct. 25, 1984, 98 Stat. 2762; renumbered §611, Pub. L. 102519, title III, §306(a), Oct. 25, 1992, 106 Stat. 3397, related to enforcement of this subchapter. See section 33115 of Title 49.

Section 2029, Pub. L. 92513, title VI, §612, formerly §609, as added Pub. L. 98547, title I, §101(a), Oct. 25, 1984, 98 Stat. 2763; renumbered §612, Pub. L. 102519, title III, §306(a), Oct. 25, 1992, 106 Stat. 3397, related to confiden-

tiality of information obtained by Secretary under this subchapter. See section 33116 of Title 49.

Section 2030, Pub. L. 92513, title VI, §613, formerly §610, as added Pub. L. 98547, title I, §101(a), Oct. 25, 1984, 98 Stat. 2763; renumbered §613, Pub. L. 102519, title III, §306(a), Oct. 25, 1992, 106 Stat. 3397, related to judicial review for persons adversely affected by standards or other rules under this subchapter. See section 33117 of Title 49.

Section 2031, Pub. L. 92513, title VI, §614, formerly §611, as added Pub. L. 98547, title I, §101(a), Oct. 25, 1984, 98 Stat. 2763; renumbered §614, Pub. L. 102519, title III, §306(a), Oct. 25, 1992, 106 Stat. 3397, prohibited State and local governments from establishing or continuing in effect a vehicle theft prevention standard not identical to that established under section 2022 of this title. See section 33118 of Title 49.

Section 2032, Pub. L. 92513, title VI, §615, formerly §612, as added Pub. L. 98547, title I, §101(a), Oct. 25, 1984, 98 Stat. 2763; renumbered §615, Pub. L. 102519, title III, §306(a), Oct. 25, 1992, 106 Stat. 3397, related to insurance reports and information on theft of motor vehicles. See section 33112 of Title 49.

Section 2033, Pub. L. 92513, title VI, §616, formerly §613, as added Pub. L. 98547, title I, §101(a), Oct. 25, 1984, 98 Stat. 2765; renumbered §616, Pub. L. 102519, title III, §306(a), Oct. 25, 1992, 106 Stat. 3397, related to voluntary vehicle identification standards. See section 33107 of Title 49.

Section 2034, Pub. L. 92513, title VI, §617, formerly §614, as added Pub. L. 98547, title I, §101(a), Oct. 25, 1984, 98 Stat. 2765; renumbered §617 and amended Pub. L. 102519, title III, §306(a), (e)[(f)], Oct. 25, 1992, 106 Stat. 3397, 3400, related to three-year and five-year studies regarding motor vehicle theft. See section 33113 of Title 49.

CHAPTER 46A—AUTOMOBILE TITLE FRAUD

§§2041 to 2044. Repealed. Pub. L. 103272, §7(b), July 5, 1994, 108 Stat. 1379

Section 2041, Pub. L. 102519, title II, §201, Oct. 25, 1992, 106 Stat. 3389, defined terms for purposes of this chapter. See section 30501 of Title 49, Transportation.

Section 2042, Pub. L. 102519, title II, §202, Oct. 25, 1992, 106 Stat. 3390, related to National Motor Vehicle Title Information System. See section 30502 of Title 49.

Section 2043, Pub. L. 102519, title II, §203, Oct. 25, 1992, 106 Stat. 3391, related to State participation in National Motor Vehicle Title Information System. See section 30503 of Title 49.

Section 2044, Pub. L. 102519, title II, §204, Oct. 25, 1992, 106 Stat. 3392, related to reporting requirements for operators of junk and salvage yards and insurance carriers. See sections 30504 and 30505 of Title 49.

CHAPTER 47—CONSUMER PRODUCT SAFETY

- Sec.
- 2051. Congressional findings and declaration of purpose.
- 2052. Definitions.
- 2053. Consumer Product Safety Commission.
  - (a) Establishment; Chairman.
  - (b) Term; vacancies.
  - (c) Restrictions on Commissioner's outside activities.
  - (d) Quorum; seal; Vice Chairman.
  - (e) Offices.
  - (f) Functions of Chairman; request for appropriations.
  - (g) Executive Director; officers and employees.
  - (h) Omitted.
  - (i) Civil action against United States.
  - (j) Agenda and priorities; establishment and comments.
- 2054. Product safety information and research.
  - (a) Injury Information Clearinghouse; duties.

Sec.		Sec.	
	(b) Research, investigation and testing of consumer products.		(g) Cost-benefit analysis of compliance with relief ordered in action for judicial review of consumer product safety rule not required.
	(c) Grants and contracts for conduct of functions.		
	(d) Availability to public of information.	2062.	Repealed.
2055.	Public disclosure of information.	2063.	Product certification and labeling.
	(a) Disclosure requirements for manufacturers or private labelers; procedures applicable.		(a) Certification accompanying product; products with more than one manufacturer.
	(b) Additional disclosure requirements for manufacturers or private labelers; procedures applicable.		(b) Rules to establish reasonable testing programs.
	(c) Communications with manufacturers.		(c) Form and contents of labels.
	(d) "Act" defined; coverage.	2064.	Substantial product hazards.
	(e) Disclosure of information regarding civil actions involving consumer product alleged to have caused death or injury.		(a) "Substantial product hazard" defined.
2056.	Consumer product safety standards.		(b) Noncompliance with applicable consumer product safety rules; product defects; notice to Commission by manufacturer, distributor, or retailer.
	(a) Types of requirements.		(c) Public notice of defect or failure to comply; mail notice.
	(b) Reliance of Commission upon voluntary standards.		(d) Repair; replacement; refunds; action plan.
	(c) Contribution of Commission to development cost.		(e) Reimbursement.
2057.	Banned hazardous products.		(f) Hearing.
2057a.	Banning of butyl nitrite.		(g) Preliminary injunction.
	(a) In general.		(h) Cost-benefit analysis of notification or other action not required.
	(b) Lawful purposes.	2065.	Inspection and recordkeeping.
	(c) Definitions.	2066.	Imported products.
	(d) Effective date.		(a) Refusal of admission.
2057b.	Banning of isopropal nitrite and other nitrites.		(b) Samples.
	(a) In general.		(c) Modification.
	(b) Lawful purposes.		(d) Supervision of modifications.
	(c) "Commercial purpose" defined.		(e) Product destruction.
	(d) Effective date.		(f) Payment of expenses occasioned by refusal of admission.
2058.	Procedure for consumer product safety rules.		(g) Importation conditioned upon manufacturer's compliance.
	(a) Commencement of proceeding; publication of prescribed notice of proposed rulemaking; transmittal of notice.		(h) Product surveillance program.
	(b) Voluntary standard; publication as proposed rule; notice of reliance of Commission on standard.	2067.	Exemption of exports.
	(c) Publication of proposed rule; preliminary regulatory analysis; contents; transmittal of notice.		(a) Risk of injury to consumers within United States.
	(d) Promulgation of rule; time.		(b) Statement of exportation: filing period, information; notification of foreign country; petition for minimum filing period: good cause.
	(e) Expression of risk of injury; consideration of available product data; needs of elderly and handicapped.	2068.	Prohibited acts.
	(f) Findings; final regulatory analysis; judicial review of rule.		(a) Designation.
	(g) Effective date of rule or standard; stockpiling of product.		(b) Exception.
	(h) Amendment or revocation of rule.	2069.	Civil penalties.
	(i) Petition to initiate rulemaking.		(a) Amount of penalty.
2059.	Repealed.		(b) Relevant factors in determining amount of penalty.
2060.	Judicial review of consumer product safety rules.		(c) Compromise of penalty; deductions from penalty.
	(a) Petition by persons adversely affected, consumers, or consumer organizations.		(d) "Knowingly" defined.
	(b) Additional data, views, or arguments.	2070.	Criminal penalties.
	(c) Jurisdiction; costs and attorneys' fees; substantial evidence to support administrative findings.	2071.	Injunctive enforcement and seizure.
	(d) Supreme Court review.		(a) Jurisdiction.
	(e) Other remedies.		(b) Products liable to proceeding.
	(f) Computation of reasonable fee for attorney.	2072.	Suits for damages.
2061.	Imminent hazards.		(a) Persons injured; costs; amount in controversy.
	(a) Filing of action.		(b) Denial and imposition of costs.
	(b) Relief; product condemnation and seizure.		(c) Remedies available.
	(c) Consumer product safety rule.	2073.	Private enforcement.
	(d) Jurisdiction and venue; process; subpoena.	2074.	Private remedies.
	(e) Employment of attorneys by Commission.		(a) Liability at common law or under State statute not relieved by compliance.
			(b) Evidence of Commission's inaction inadmissible in actions relating to consumer products.
			(c) Public information.
		2075.	State standards.
			(a) State compliance to Federal standards.
			(b) Consumer product safety requirements which impose performance standards more stringent than Federal standards.

- Sec.
2076. (c) Exemptions.  
Additional functions of Consumer Product Safety Commission.  
(a) Authority to conduct hearings or other inquiries.  
(b) Commission powers; orders.  
(c) Noncompliance with subpoena or Commission order; contempt.  
(d) Disclosure of information.  
(e) Performance and technical data.  
(f) Purchase of consumer products by Commission.  
(g) Contract authority.  
(h) Research, development, and testing facilities.  
(i) Recordkeeping; audit.  
(j) Report to President and Congress.  
(k) Budget estimates and requests; legislative recommendations; testimony; comments on legislation.
- 2076a. Report on civil penalties.
2077. Chronic Hazard Advisory Panels.  
(a) Appointment; purposes.  
(b) Composition; membership.  
(c) Chairman and Vice Chairman; election; term.  
(d) Majority vote.  
(e) Administrative support services.  
(f) Compensation.  
(g) Requests for and disclosures of information.  
(h) Information from other Federal departments and agencies.
2078. Cooperation with States and other Federal agencies.  
(a) Programs to promote Federal-State cooperation.  
(b) Appropriateness of State and local programs.  
(c) Cooperation of Federal departments and agencies.  
(d) Utilization of National Institute of Standards and Technology.  
(e) Copies of accident or investigation reports to other agencies; conditions.
2079. Transfers of functions.  
(a) Hazardous substances and poisons.  
(b) Flammable fabrics.  
(c) Household refrigerators.  
(d) Regulation by Commission of consumer products in accordance with other provisions of law.  
(e) Transfer of personnel, property, records, etc.; continued application of orders, rules, etc.  
(f) "Function" defined.
2080. Limitations on jurisdiction of Consumer Product Safety Commission.  
(a) Authority to regulate.  
(b) Certain notices of proposed rule-making; duties of Chronic Hazard Advisory Panel.  
(c) Panel report; incorporation into advance notice and final rule.
2081. Authorization of appropriations.
2082. Interim cellulose insulation safety standard.  
(a) Applicability of specification of General Services Administration; authority and effect of interim standard; modifications; criteria; labeling requirements.  
(b) Scope of judicial review.  
(c) Enforcement; violations; promulgation of final standard; procedures applicable to promulgation; revision of interim standard; procedures applicable to revision.  
(d) Reporting requirements of other Federal departments, agencies, etc., of violations.

- Sec.
- (e) Reporting requirements of Commission to Congressional committees; contents, time of submission, etc.  
(f) Compliance with certification requirements; implementation; waiver; rules and regulations.  
(g) Authorization of appropriations.
2083. Congressional veto of consumer product safety rules.  
(a) Transmission to Congress.  
(b) Disapproval by concurrent resolution.  
(c) Presumptions from Congressional action or inaction.  
(d) Continuous session of Congress.
2084. Information reporting.  
(a) Notification of settlements or judgments.  
(b) Calculation of 24-month periods.  
(c) Information required to be reported.  
(d) Report not deemed an admission of liability.  
(e) Definitions.

## CHAPTER REFERRED TO IN OTHER SECTIONS

This chapter is referred to in sections 2055, 2219, 6004 of this title; title 42 section 300j22.

**§2051. Congressional findings and declaration of purpose**

(a) The Congress finds that—

(1) an unacceptable number of consumer products which present unreasonable risks of injury are distributed in commerce;

(2) complexities of consumer products and the diverse nature and abilities of consumers using them frequently result in an inability of users to anticipate risks and to safeguard themselves adequately;

(3) the public should be protected against unreasonable risks of injury associated with consumer products;

(4) control by State and local governments of unreasonable risks of injury associated with consumer products is inadequate and may be burdensome to manufacturers;

(5) existing Federal authority to protect consumers from exposure to consumer products presenting unreasonable risks of injury is inadequate; and

(6) regulation of consumer products the distribution or use of which affects interstate or foreign commerce is necessary to carry out this chapter.

(b) The purposes of this chapter are—

(1) to protect the public against unreasonable risks of injury associated with consumer products;

(2) to assist consumers in evaluating the comparative safety of consumer products;

(3) to develop uniform safety standards for consumer products and to minimize conflicting State and local regulations; and

(4) to promote research and investigation into the causes and prevention of product-related deaths, illnesses, and injuries.

(Pub. L. 92573, §2, Oct. 27, 1972, 86 Stat. 1207.)

## EFFECTIVE DATE

Section 34 of Pub. L. 92573 provided that: "This Act [enacting this chapter] shall take effect on the sixtieth day following the date of its enactment [Oct. 27, 1972], except—