

116TH CONGRESS
1ST SESSION

S. 1767

To prohibit the manufacture for sale, offer for sale, distribution in commerce, or importation into the United States of any inclined sleeper for infants, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JUNE 10, 2019

Mr. BLUMENTHAL introduced the following bill; which was read twice and referred to the Committee on Commerce, Science, and Transportation

A BILL

To prohibit the manufacture for sale, offer for sale, distribution in commerce, or importation into the United States of any inclined sleeper for infants, 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,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Safe Sleep Act of
5 2019”.

1 **SEC. 2. PROHIBITION ON SALE OF INCLINED SLEEPERS**
2 **FOR INFANTS.**

3 (a) PROHIBITION ON THE SALE OF INCLINED SLEEP-
4 ERS FOR INFANTS.—Beginning on the date that is 180
5 days after the date of enactment of this Act, it shall be
6 unlawful for any person to manufacture for sale, offer for
7 sale, distribute in commerce, or import into the United
8 States any inclined sleeper for infants.

9 (b) TREATMENT OF VIOLATION.—A violation of sub-
10 section (a) shall be treated as a violation of section
11 19(a)(1) of the Consumer Product Safety Act (15 U.S.C.
12 2068(a)(1)).

13 **SEC. 3. FUTURE CPSC ACTION.**

14 (a) IN GENERAL.—The Consumer Product Safety
15 Commission, in accordance with section 104 of the Con-
16 sumer Product Safety Improvement Act of 2008 (15
17 U.S.C. 2056a) may promulgate a consumer product safety
18 standard for a product category intended, marketed, or
19 designed to provide sleeping accommodations for an infant
20 up to one year old only if such standard is consistent with
21 safe sleep best practices as agreed upon by representatives
22 of consumer groups, nationally recognized organization
23 representing pediatricians, juvenile product manufactur-
24 ers, and independent child product engineers and experts.

25 (b) INTERPRETATION.—Nothing in this Act shall be
26 construed to prohibit the Consumer Product Safety Com-

1 mission from promulgating, in accordance with section
2 104 of the Consumer Product Safety Improvement Act of
3 2008 (15 U.S.C. 2056a), consumer product safety stand-
4 ards for products not intended, marketed or designed to
5 provide sleeping accommodations for an infant up to one
6 year old.

7 **SEC. 4. DEFINITION.**

8 In this Act, the term “inclined sleeper for infants”
9 means a product with an inclined sleep surface greater
10 than ten degrees that is intended, marketed, or designed
11 to provide sleeping accommodations for an infant up to
12 one year old.

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