
❖SPC&B Safety News❖

A Newsletter for Clients of Sharretts, Paley, Carter & Blauvelt, P.C.

August 14, 2013

I. Ohio Amends Bedding & Stuffed Toy Reporting Requirement

II. Canada Issues Industry Guide to Children's Jewelry Requirements



I. Manufacturers and importers of stuffed toys and bedding should be pleased to learn that the state of Ohio has amended the Bedding and Stuffed Toy Reporting law, effective October 1, 2013. Currently, companies are required to file reports and associated fees with the Ohio Department of Commerce twice a year, but in the future they will only have to file once a year. The reporting period will be 12 months from the date of the last report. We will have further details about how the transition to annual reporting will be accomplished by mid-September.

II. The Canadian government has issued a guidance document for industry, outlining the safety requirements that apply under the Canada Consumer Product Safety Act and the Children's Jewelry Regulations to children's jewelry that is manufacture, imported, advertised or sold in Canada, including lead content limits. The merchandise subject to the requirements includes decorative items intended for regular wear on the body or on clothing or clothing accessories that are manufactured, sized, packaged, advertised or sold in a manner that appeals primarily to children under 15 years of age.

Examples of children's jewelry covered by the regulations include brooches, rings, bracelets, pendants, necklaces, headbands with a tiara, metallic charms on a plastic wristband, zipper pulls and shoelace charms. Items such as merit badges, medals for achievement or other similar objects normally worn only occasionally are excluded from the scope of the regulations. Functional items such as watches and hair clips and functional components of clothing and accessories such as buttons and belt buckles are not considered jewelry unless they are designed or marketed in a way that clearly indicates that their primary purpose is decorative. However, accessible components of clothing fasteners and hair ornaments that are purely ornamental, such as charms and beads, are subject to the lead content limits of the regulations. Canada also has proposed a cadmium limit for children's jewelry.

If you would like further information on the Ohio reporting requirements or a copy of the Canadian jewelry guide, please contact Gail Cumins at gcumins@spcblaw.com, Donna Shira at dshira@spcblaw.com, or Alli Baron at abaron@spcblaw.com, or call us at 212-425-0055, for more information.

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