

Consumer Product Safety Commission

§ 1210.2

manufactured after October 15, 1979 must be certified as complying with the standard. Cellulose insulation which is sold in bags or other containers is "manufactured" when the insulation is packaged in the bag or other container in which it will be sold. Insulation which is not sold in bags or containers is "manufactured" when the insulation leaves the manufacturing site to be sold.

PART 1210—SAFETY STANDARD FOR CIGARETTE LIGHTERS

Subpart A—Requirements for Child Resistance

Sec.

- 1210.1 Scope, application, and effective date.
- 1210.2 Definitions.
- 1210.3 Requirements for cigarette lighters.
- 1210.4 Test protocol.
- 1210.5 Findings.

Subpart B—Certification Requirements

- 1210.11 General.
- 1210.12 Certificate of compliance.
- 1210.13 Certification tests.
- 1210.14 Qualification testing.
- 1210.15 Specifications.
- 1210.16 Production testing.
- 1210.17 Recordkeeping and reporting.
- 1210.18 Refusal of importation.

Subpart C—Stockpiling

- 1210.20 Stockpiling.

SOURCE: 58 FR 37584, July 12, 1993, unless otherwise noted.

Subpart A—Requirements for Child Resistance

AUTHORITY: 15 U.S.C. 2056, 2058, 2079(d).

§ 1210.1 Scope, application, and effective date.

This part 1210, a consumer product safety standard, prescribes requirements for disposable and novelty lighters. These requirements are intended to make the lighters subject to the standard's provisions resistant to successful operation by children younger than 5 years of age. This standard applies to all disposable and novelty lighters, as defined in § 1210.2, that are manufactured or imported after July 12, 1994.

§ 1210.2 Definitions.

As used in this part 1210:

- (a) *Cigarette lighter*. See *lighter*.
- (b) *Disposable lighter*—means a lighter that either is:
 - (1) Not refillable with fuel or
 - (2)(i) Its fuel is butane, isobutane, propane, or other liquified hydrocarbon, or a mixture containing any of these, whose vapor pressure at 75 °F (24 °C) exceeds a gage pressure of 15 psi (103 kPa), and
 - (ii) It has a Customs Valuation or ex-factory price under \$2.00, as adjusted every 5 years, to the nearest \$0.25, in accordance with the percentage changes in the appropriate monthly Producer Price Index (Producer Price Index for Miscellaneous Fabricated Products) from June 1993. The adjusted figure, based on the change in that Index since June 1993 as finalized in November 2003, is \$2.25.
- (c) *Lighter*, also referred to as *cigarette lighter*, means a flame-producing product commonly used by consumers to ignite cigarettes, cigars, and pipes, although they may be used to ignite other materials. This term does not include matches or any other lighting device intended primarily for igniting materials other than smoking materials, such as fuel for fireplaces or for charcoal or gas-fired grills. When used in this part 1210, the term *lighter* includes only the disposable and novelty lighters to which this regulation applies.
- (d) *Novelty lighter* means a lighter that has entertaining audio or visual effects, or that depicts (logos, decals, art work, etc.) or resembles in physical form or function articles commonly recognized as appealing to or intended for use by children under 5 years of age. This includes, but is not limited to, lighters that depict or resemble cartoon characters, toys, guns, watches, musical instruments, vehicles, toy animals, food or beverages, or that play musical notes or have flashing lights or other entertaining features. A novelty lighter may operate on any fuel, including butane or liquid fuel.
- (e) *Successful operation* means one signal of any duration from a surrogate lighter within either of the two 5-minute test periods specified in § 1210.4(f).