

SUBCHAPTER C—FEDERAL HAZARDOUS SUBSTANCES ACT REGULATIONS

PART 1500—HAZARDOUS SUBSTANCES AND ARTICLES; ADMINISTRATION AND ENFORCEMENT REGULATIONS

Sec.

- 1500.1 Scope of subchapter.
- 1500.2 Authority.
- 1500.3 Definitions.
- 1500.4 Human experience with hazardous substances.
- 1500.5 Hazardous mixtures.
- 1500.12 Products declared to be hazardous substances under section 3(a) of the act.
- 1500.13 Listing of "strong sensitizer" substances.
- 1500.14 Products requiring special labeling under section 3(b) of the act.
- 1500.15 Labeling of fire extinguishers.
- 1500.17 Banned hazardous substances.
- 1500.18 Banned toys and other banned articles intended for use by children.
- 1500.19 Misbranded toys and other articles intended for use by children.
- 1500.40 Method of testing toxic substances.
- 1500.41 Method of testing primary irritant substances.
- 1500.42 Test for eye irritants.
- 1500.43 Method of test for flashpoint of volatile flammable materials by Tagliabue open-cup apparatus.
- 1500.43a Method of test for flashpoint of volatile flammable materials.
- 1500.44 Method for determining extremely flammable and flammable solids.
- 1500.45 Method for determining extremely flammable and flammable contents of self-pressurized containers.
- 1500.46 Method for determining flashpoint of extremely flammable contents of self-pressurized containers.
- 1500.47 Method for determining the sound pressure level produced by toy caps.
- 1500.48 Technical requirements for determining a sharp point in toys and other articles intended for use by children under 8 years of age.
- 1500.49 Technical requirements for determining a sharp metal or glass edge in toys and other articles intended for use by children under 8 years of age.
- 1500.50 Test methods for simulating use and abuse of toys and other articles intended for use by children.
- 1500.51 Test methods for simulating use and abuse of toys and other articles intended for use by children 18 months of age or less.
- 1500.52 Test methods for simulating use and abuse of toys and other articles intended

- for use by children over 18 but not over 36 months of age.
- 1500.53 Test methods for simulating use and abuse of toys and other articles intended for use by children over 36 but not over 96 months of age.
- 1500.81 Exemptions for food, drugs, cosmetics, and fuels.
- 1500.82 Exemption from full labeling and other requirements.
- 1500.83 Exemptions for small packages, minor hazards, and special circumstances.
- 1500.85 Exemptions from classification as banned hazardous substances.
- 1500.86 Exemptions from classification as a banned toy or other banned article for use by children.
- 1500.121 Labeling requirements; prominence, placement, and conspicuousness.
- 1500.122 Deceptive use of disclaimers.
- 1500.123 Condensation of label information.
- 1500.125 Labeling requirements for accompanying literature.
- 1500.126 Substances determined to be "special hazards."
- 1500.127 Substances with multiple hazards.
- 1500.128 Label comment.
- 1500.129 Substances named in the Federal Caustic Poison Act.
- 1500.130 Self-pressurized containers: labeling.
- 1500.133 Extremely flammable contact adhesives; labeling.
- 1500.134 Policy on first aid labeling for saline emesis.
- 1500.135 Summary of guidelines for determining chronic toxicity.
- 1500.210 Responsibility.
- 1500.211 Guaranty.
- 1500.212 Definition of guaranty; suggested forms.
- 1500.213 Presentation of views under section 7 of the act.
- 1500.214 Examinations and investigations; samples.
- 1500.230 Guidance for lead (Pb) in consumer products.
- 1500.231 Guidance for hazardous liquid chemicals in children's products.

IMPORTS

- 1500.265 Imports; definitions.
- 1500.266 Notice of sampling.
- 1500.267 Payment for samples.
- 1500.268 Hearing.
- 1500.269 Application for authorization.
- 1500.270 Granting of authorization.
- 1500.271 Bonds.
- 1500.272 Costs chargeable in connection with relabeling and reconditioning inadmissible imports.

§ 1500.1

AUTHORITY: 15 U.S.C. 1261-1278.

SOURCE: 38 FR 27012, Sept. 27, 1973, unless otherwise noted.

§ 1500.1 Scope of subchapter.

Set forth in this subchapter C are the regulations of the Consumer Product Safety Commission issued pursuant to and for the implementation of the Federal Hazardous Substances Act as amended (see § 1500.3(a)(1)).

§ 1500.2 Authority.

Authority under the Federal Hazardous Substances Act is vested in the Consumer Product Safety Commission by section 30(a) of the Consumer Product Safety Act (15 U.S.C. 2079(a)).

§ 1500.3 Definitions.

(a) *Certain terms used in this part.* As used in this part:

(1) *Act* means the Federal Hazardous Substances Act (Pub. L. 86-613, 74 Stat. 372-81 (15 U.S.C. 1261-74)) as amended by:

(i) The Child Protection Act of 1966 (Pub. L. 89-756, 80 Stat. 1303-05).

(ii) The Child Protection and Toy Safety Act of 1969 (Pub. L. 91-113, 83 Stat. 187-90).

(iii) The Poison Prevention Packaging Act of 1970 (Pub. L. 91-601, 84 Stat. 1670-74).

(2) *Commission* means the Consumer Product Safety Commission established May 14, 1973, pursuant to provisions of the Consumer Product Safety Act (Pub. L. 92-573, 86 Stat. 1207-33 (15 U.S.C. 2051-81)).

(b) *Statutory definitions.* Except for the definitions given in section 2 (c) and (d) of the act, which are obsolete, the definitions set forth in section 2 of the act are applicable to this part and are repeated for convenience as follows (some of these statutory definitions are interpreted, supplemented, or provided with alternatives in paragraph (c) of this section):

(1) *Territory* means any territory or possession of the United States, including the District of Columbia and the Commonwealth of Puerto Rico but excluding the Canal Zone.

(2) *Interstate commerce* means (i) commerce between any State or territory and any place outside thereof and (ii) commerce within the District of Co-

16 CFR Ch. II (1-1-07 Edition)

lumbia or within any territory not organized with a legislative body.

(3) *Person* includes an individual, partnership, corporation, and association.

(4)(i) *Hazardous substance* means:

(A) Any substance or mixture of substances which is toxic, corrosive, an irritant, a strong sensitizer, flammable or combustible, or generates pressure through decomposition, heat, or other means, if such substance or mixture of substances may cause substantial personal injury or substantial illness during or as a proximate result of any customary or reasonably foreseeable handling or use, including reasonably foreseeable ingestion by children.

(B) Any substance which the Commission by regulation finds, pursuant to the provisions of section 3(a) of the act, meet the requirements of section 2(f)(1)(A) of the act (restated in (A) above).

(C) Any radioactive substance if, with respect to such substance as used in a particular class of article or as packaged, the Commission determines by regulation that the substance is sufficiently hazardous to require labeling in accordance with the act in order to protect the public health.

(D) Any toy or other article intended for use by children which the Commission by regulation determines, in accordance with section 3(e) of the act, presents an electrical, mechanical, or thermal hazard.

(ii) *Hazardous substance* shall not apply to pesticides subject to the Federal Insecticide, Fungicide, and Rodenticide Act, to foods, drugs, and cosmetics subject to the Federal Food, Drug, and Cosmetic Act, nor to substances intended for use as fuels when stored in containers and used in the heating, cooking, or refrigeration system of a house. "Hazardous substance" shall apply, however, to any article which is not itself a pesticide within the meaning of the Federal Insecticide, Fungicide, and Rodenticide Act but which is a hazardous substance within the meaning of section 2(f)(1) of the Federal Hazardous Substances Act (restated in paragraph (b)(4)(i) of this section) by reason of bearing or containing such a pesticide.