

NEW FEDERALLY MANDATED LABEL

TITLE XXI COVID-19 REGULATORY RELIEF AND WORK FROM HOME
SAFTY ACT FLAMMABILITY LABEL EFFECT JUNE 25TH, 2021



Law Label 2.50 x 1.0 in.

Title XXI FURNITURE FLAMMABILITY LEGISLATION

Congress has recently mandated that California's TB117-2013 go federal on June 25th, 2021. That means that all companies involved in the manufacturing distribution or sale of such product in ANY state needs to comply with the same. Until California revises its label requirements, companies should add the language provided above, in addition to the already mandated California TB117-2013 label, separated by a bold black line if combined with the law label.

In addition please note there is no sell through date for furniture already in the market place as such that inventory must carry the this new federal flammability label as well.

Future guidance will be forth coming as more information becomes available.

NEW FEDERAL FURNITURE FLAMMABILITY LABELING

The California TB117-2013 testing standard shall be considered to be a flammability standard promulgated by the Consumer Product Safety Commission under section 4 of the Flammable Fabrics Act (15 U.S.C. 1193).

The term "upholstered furniture" means an article of seating furniture that-

- (i) is intended for indoor use;
 - (ii) is movable or stationary;
 - (iii) is constructed with an upholstered seat, back, or arm;
 - (iv) is made or sold with a cushion or pillow, without regard to whether that cushion or pillow, as applicable, is attached or detached with respect to the article of furniture; or
 - (v) stuffed or filled, or able to be stuffed or filled, in whole or in part, with any material, including a substance or material that is hidden or concealed by fabric or another covering, including a cushion or pillow belonging to, or forming a part of, the article of furniture; and
 - (vi) together with the structural units of the article of furniture, any filling material, and the container and covering with respect to those structural units and that filling material, can be used as a support for the body of an individual, or the limbs and feet of an individual, when the individual sits in an upright or reclining position;
- (B) includes an article of furniture that is intended for use by a child; and
- (C) does not include-
- (i) a mattress;
 - (ii) a foundation;
 - (iii) any bedding product; or
 - (iv) furniture that is used exclusively for the purpose of physical fitness and exercise.

CERTIFICATION LABEL.-Each manufacturer of a product that is subject to the California standard as a result of paragraph shall include the statement "Complies with U.S. CPSC requirements for upholstered furniture flammability" on a permanent label located on the product, which shall be considered to be a certification that the product complies with that standard.

The law label must be securely attached to the product.

All printing on labels must be permanent and in the English language. In addition the label should be prominently displayed through the packaging or be printed on the package as this is the compliance label.