NOTIFICATION

The following notification is being circulated in accordance with Article 10.6

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| **1.** | **Notifying Member:** United States of America  **If applicable, name of local government involved (Article 3.2 and 7.2):** |
| **2.** | **Agency responsible:** Consumer Product Safety Commission (CPSC) [1745]  **Name and address (including telephone and fax numbers, email and website addresses, if available) of agency or authority designated to handle comments regarding the notification shall be indicated if different from above:**  Please submit comments to: USA WTO TBT Enquiry Point, Email: [usatbtep@nist.gov](mailto:usatbtep@nist.gov) |
| **3.** | **Notified under Article 2.9.2 [****X],** **2.10.1 [****],** **5.6.2 [****],** **5.7.1 [****],** **other****:** |
| **4.** | **Products covered (HS or CCCN where applicable, otherwise national tariff heading. ICS numbers may be provided in addition, where applicable):** Upholstered furniture; Protection against fire (ICS 13.220), Furniture (ICS 97.140) |
| **5.** | **Title, number of pages and language(s) of the notified document:** Standard for the Flammability of Upholstered Furniture (3 page(s), in English) |
| **6.** | **Description of content:** Notice of proposed rulemaking - The Consumer Product Safety Commission (Commission or CPSC) is proposing to codify in the Code of Federal Regulations the statutory requirements for the flammability of upholstered furniture under the COVID-19 Regulatory Relief and Work From Home Safety Act. This Act mandates that CPSC promulgate California Technical Bulletin 117-2013 as a flammability standard for upholstered furniture under section 4 of the Flammable Fabrics Act. In the "Rules and Regulations" section in this issue of the Federal Register, the Commission is issuing this determination as a direct final rule. If we receive no significant adverse comment in response to the direct final rule, we will not take further action on this proposed rule. |
| **7.** | **Objective and rationale, including the nature of urgent problems where applicable:** Prevention of deceptive practices and consumer protection; Protection of human health or safety |
| **8.** | **Relevant documents:**  86 Federal Register (FR) 18491, 9 April 2021; Title 16 Code of Federal Regulations (CFR) Part 1640:  <https://www.govinfo.gov/content/pkg/FR-2021-04-09/html/2021-06976.htm> <https://www.govinfo.gov/content/pkg/FR-2021-04-09/pdf/2021-06976.pdf>  This notice of proposed rulemaking is identified by Docket Number CPSC-2021-0007. The Docket Folder is available on Regulations.gov at <https://www.regulations.gov/docket/CPSC-2021-0007/document> and provides access to primary documents as well as comments received. Documents are also accessible from [Regulations.gov](http://www.regulations.gov) by searching the Docket Number. WTO Members and their stakeholders are asked to submit comments to the [USA TBT Enquiry Point](mailto:usatbtep@nist.gov). Comments received by the USA TBT Enquiry Point from WTO Members and their stakeholders will be shared with the regulator and will also be submitted to the [Docket](https://www.regulations.gov/docket/CPSC-2021-0007/document) on Regulations.gov if received within the comment period.  Standard for the Flammability of Upholstered Furniture, Direct Final Rule published 9 April 2021 will be notified as Add.1: <https://www.govinfo.gov/content/pkg/FR-2021-04-09/html/2021-06977.htm> <https://www.govinfo.gov/content/pkg/FR-2021-04-09/pdf/2021-06977.pdf> |
| **9.** | **Proposed date of adoption:** To be determined  **Proposed date of entry into force:** To be determined |
| **10.** | **Final date for comments:** 10 May 2021 |
| **11.** | **Texts available from: National enquiry point [** **]** **or address, telephone and fax numbers and email and website addresses, if available, of other body:**  <https://members.wto.org/crnattachments/2021/TBT/USA/21_2613_00_e.pdf> |