

Department of Human Services
Bureau of Children and Adult Licensing

Child Care Centers and Homes
Letter Series 2012-04

Date: December 12, 2012

To: All Child Care Providers

From: James S. Sinnamon, Director
Child Care Licensing Division



Subject: Consumer Product Safety Commission (CPSC) Crib Safety Standards Update

Since June 28, 2011, all full-size and non-full-size baby cribs sold in the U.S. have been manufactured to comply with new federal standards (16 C.F.R. part 1219 and 16 C.F.R. part 1220) under Section 104(c) of the Consumer Product Safety Improvement Act of 2008.

Federal regulation requires all child care providers to replace all cribs not meeting the new standards by December 28, 2012.

Below are the most recent guidelines to follow in order to determine whether a crib complies with current CPSC crib standards:

- Determine the manufacture date based on the tracking label on the crib or the registration form supplied. For purposes of enforcement in child care facilities and family child care homes, it is presumed that cribs manufactured on or after June 28, 2011 comply.
 - If the tracking label or registration form on the crib indicates that the crib was **manufactured after June 28, 2011**, no additional documentation is necessary to determine compliance with 16 C.F.R. part 1219 or 16 C.F.R. part 1220.
 - If the crib was **manufactured prior to June 28, 2011**, a Children's Product Certificate (CPC) or test report from a CPSC-accepted third party lab is the preferred way to demonstrate compliance with 16 C.F.R. part 1219 or 16 C.F.R. part 1220. While manufacturers, importers, and retailers are not required to supply CPCs or test reports to consumers, many will provide these documents to consumers upon request, or they post them on their websites.
- If the crib **does not have a tracking label or registration form** affixed to it:
 - If the crib was **purchased prior to June 28, 2011**, and does not have a tracking label or registration form, it is unlikely that it has been certified as being compliant with current CPSC crib standards.

- If the crib was **purchased after June 28, 2011**, and it does not have a tracking label or registration form, contact the CPSC's Office of Compliance and Field Operations at jjirgl@cpsc.gov. Compliance staff will use this information when following up with the manufacturer or importer.
- Receipts alone are not an indicator of compliance and should only be used to support the documents identified above when determining compliance.

Child care providers will be in violation of licensing rules 400.1916(1) and (5) for home providers and rules 400.5204(1) and (5) for centers if the child care provider is using a non-compliant crib after December 28, 2012.

The CPSC will also be enforcing the new crib standards. Child care providers who use non-compliant cribs after December 28, 2012 commit a prohibited act under section 19(a)(1) of the Consumer Product Safety Act and are subject to possible civil penalties.

When disposing of cribs that do not meet the new standards, it is recommended that you dispose of them in a manner so that the cribs cannot be reassembled and used. You are prohibited from selling or donating cribs that do not meet the new standards.

Note: These standards do not apply to crib mattresses or pack n' plays. (Pack n' plays are allowed for home providers only.)

For frequently asked questions regarding the new crib standards, go to the Crib Information Center Website at www.cpsc.gov/cribs.

If you have any additional questions, you may review the Technical Assistance and Consultation material available online at www.michigan.gov/michildcare or contact your licensing consultant.

cc: Child Care Licensing Consultants and Area Managers