

SECOND REGULAR SESSION

# HOUSE BILL NO. 2578

## 98TH GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVE KIRKTON.

5080H.01i

D. ADAM CRUMBLISS, Chief Clerk

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### AN ACT

To amend chapter 407, RSMo, by adding thereto one new section relating to the sale of baby crib bumper pads, with a delayed effective date.

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*Be it enacted by the General Assembly of the state of Missouri, as follows:*

Section A. Chapter 407, RSMo, is amended by adding thereto one new section, to be known as section 407.780, to read as follows:

**407.780. 1. As used in this section, the following terms shall mean:**

- 2           **(1) “Children’s product”, a product including, but not limited to, a crib, toddler**  
3 **bed, bed, car seat, chair, high chair, booster chair, bath seat, gate or other enclosure for**  
4 **confining a child, play yard, stationary activity center, carrier, stroller, walker, swing, or**  
5 **toy or play equipment that is designed or intended for the care of or use by a child;**  
6           **(2) “Commercial dealer”, any person who deals in children’s products or crib**  
7 **bumper pads or who otherwise by one’s occupation holds oneself out as having knowledge**  
8 **or skill relating to children’s products or crib bumper pads or any person who is in the**  
9 **business of remanufacturing, retrofitting, selling, leasing, subletting, or otherwise placing**  
10 **in the stream of commerce children’s products or crib bumper pads;**  
11           **(3) “Crib bumper pad”, a pad or pads of nonmesh material including, but not**  
12 **limited to, a roll of stuffed fabric that is designed for placement within a crib to cushion**  
13 **one or more of the crib’s inner sides adjacent to the crib mattress;**  
14           **(4) “Distributor” or “wholesaler”, any person other than a manufacturer or retailer**  
15 **who sells or resells or otherwise places into the stream of commerce a children’s product**  
16 **or crib bumper pad;**

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

17           **(5) “Importer”, any person who brings into this country and places into the stream**  
18 **of commerce a children’s product or crib bumper pad;**

19           **(6) “Manufacturer”, any person who makes and places into the stream of**  
20 **commerce a children’s product or crib bumper pad;**

21           **(7) “Retailer”, any person other than a manufacturer, distributor, or wholesaler**  
22 **who sells, leases, or sublets children’s products or crib bumper pads.**

23           **2. No commercial dealer, manufacturer, importer, distributor, wholesaler, or**  
24 **retailer shall sell, lease, offer for sale, or offer for lease in the state any crib bumper pad**  
25 **as an accessory to a crib or as a separate item.**

26           **3. Any violation of the provisions of this section shall result in a penalty of not less**  
27 **than one hundred dollars nor more than five hundred dollars for each offense.**

          Section B. The enactment of section 407.780 of section A of this act shall become  
2 effective on January 1, 2017.

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