

*****DRAFT - NOT FOR FILING*****

4101:6-1-06 Label requirements for articles of bedding and upholstered furniture manufactured of secondhand material.

- (A) Material: ~~s~~Shall be of white vellum cloth or a cloth or ~~T~~tyvek of comparable quality ~~which~~that will not flake out when abraded, or such other material as prescribed or authorized by the director.
- (B) Size: No less than four by eight inches, except on pillows where size shall not be less than three by four inches.
- (C) Color of material: ~~W~~white is required.
- (D) ~~L~~Label shall have a red border at least three-eighths of one inch wide.
- (E) Each article shall have two labels, except comforters, mattress protectors, quilts, cushions, and pillows on which only one label is required.
- (F) Each label shall state in the English language:
- (1) In bold red type not less than one-fourth of one inch high the words
"Made of second-hand material"
 - (2) The filling contents used in the article, employing the terms and provisions set forth in this chapter. When fillings other than those defined are used, the division should be consulted for the correct labeling of any materials not defined in this chapter.
 - (a) An article consisting of a main body and one or more accompanying cushions requires that the filling contained in the body and in the cushions be stated separately and identified on one or more attached labels. The number of cushions must also be stated.
 - (b) An upholstered article made with the back separate from the seat requires that the fillings of each be stated separately and identified on the label.
 - (3) The manufacturer's registration number~~;~~ preceded by the name of the state issuing the registration number and followed by the abbreviated name of the state in which the plant is located. Each manufacturing location or plant shall have a separate registration number.
 - (4) The registered name and address of the manufacturer, maker, distributor, or vendor of the article with the appropriate name and address identifier. Post office box numbers are not acceptable.
- (G) The label shall be securely fastened by each of its four edges to each sleeping, sitting, resting, or reclining surface, except as otherwise herein provided. Pillows, comforters, bolsters, quilts, mattress protectors, and other such articles shall have the tag sewn into one of the outside seams thereof. Upholstered furniture with detachable cushions should have the tag attached to the front of the platform supporting the cushions, where it may be seen when the cushions are raised. Upholstered furniture that does not have a detachable cushion should have the tag attached to the front of the bottom in such a manner that it is in plain view and may be seen when the article is in normal position, except that, on such items where this would place the label next to the floor, it may be attached to the outside back at the top of the item. Chairs, benches, and other articles that may be readily lifted for inspection may have the tag attached to the bottom of the seat.
- (H) The required secondhand label shall be attached when the article contains secondhand material in whole or in part, including the innerspring unit.

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- (I) "Illustration II" shows the arrangement and the form of the label suggested for use on articles containing "made of second-hand material," as defined in this chapter.
- (J) No person shall use, in the manufacturing, making, remaking, repairing, or renovating of any article of bedding or upholstered furniture for sale, being offered for sale, or renovated, repaired, or remade for return to the owner in this state, any material that has been used by a person having an infectious or contagious disease or any material ~~which~~ that has been a part of an article so used.