

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

**4101:6-1-20**      **Requirements for laboratory designation.**

- (A) Laboratory designation by the superintendent or the superintendent's designee shall require the demonstration of efficiency in performing tests and analysis to identify filling materials used in the manufacture of bedding and stuffed toys.
- (B) Acceptable test and analysis criteria include being accredited or certified by a professional organization or state or federal agency engaged in accreditation or certification of bedding material testing laboratories, substantial experience with the testing or analyzing of bedding materials, or other testing standards as approved by the superintendent or the superintendent's designee.
- (C) Persons or firms seeking to become designated laboratories shall apply to the "Division of Industrial Compliance, 6606 Tussing Road, P.O. Box 4009, Reynoldsburg, Ohio 43068-4005," and submit an application, a detailed summary of testing methods to be used, and third-party certification documentation.
- (D) Designations of laboratories by the superintendent are valid for 2 years from the date of designation by the superintendent or the superintendent's designee.
- (E) Designated laboratories must reapply for designation with the superintendent at least 30 days prior to the expiration of their designation or at least 30 days before the laboratory conducts tests that will be submitted to the division.
- (F) Designated laboratories must provide analysis that include fiber identification as well as a determination of the percentage of each type of fiber or material contained within the article which shall be submitted for division review and approval upon testing completion. The report must also identify the test method(s) used.
- (G) No person shall import, manufacture, renovate, wholesale, or reupholster stuffed toys or articles of bedding, unless the item has been tested by a laboratory that has been designated by the superintendent or the superintendent's designee to perform such testing as provided in this rule.