



U.S. CONSUMER PRODUCT SAFETY COMMISSION
4330 EAST WEST HIGHWAY
BETHESDA, MARYLAND 20814-4408

Record of Commission Action
Commissioners Voting by Ballot*

Commissioners Voting: Acting Chairman Nancy A. Nord
Commissioner Thomas H. Moore

ITEM:

Petition HP 07-1, Requesting Labeling Amendment of "Blasting Cap" under 16 C.F.R. § 1500.83(a)(35)
(Briefing Package dated November 21, 2006, OS No. 3435)

DECISION:

The Commission voted unanimously (2-0) to issue a *Federal Register* notice as drafted to solicit written comments from interested parties on the Petition HP 07-1, submitted by the Institute of Makers of Explosives requesting that the Commission amend its regulation under the Federal Hazardous Substances Act (FHSA) to allow the use of the term "detonator" to be used interchangeably with the term "blasting cap."

Commissioner Moore submitted the attached statement to accompany his vote.

For the Commission:

A handwritten signature in black ink, appearing to read "Todd A. Stevenson".

Todd A. Stevenson
Secretary

* Ballot vote due November 30, 2006

STATEMENT OF THE HONORABLE THOMAS H. MOORE
ON A PETITION FOR A LABELING AMENDMENT TO BLASTING CAPS
November 30, 2006

I am voting today to approve a Federal Register notice on the petition for a labeling amendment relating to blasting caps. I will register my usual protest about the ballot and the Federal Register Notice having been marked "For Official Use Only" (thus restricting it from public view until after Commission action) without any analysis of whether such a restrictive designation is necessary. In this case, the restricted documents consist of a blank ballot vote sheet, a publicly available petition and a Federal Register notice that asks for public comments on that petition. Such documents have been unrestricted for most of the Commission's history and there is no reason to change that long-standing policy. For a fuller discussion of this issue, see my statement on the carpet and rug standard amendments, dated October 31, 2006.