

S.1682 Curtis - Klobuchar - 1

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AMENDMENT NO. _____ Calendar No. _____

Purpose: In the nature of a substitute.

IN THE SENATE OF THE UNITED STATES—119th Cong., 2d Sess.

S. 1682

To direct the Consumer Product Safety Commission to promulgate a consumer product safety standard for certain gates, and for other purposes.

Referred to the Committee on _____ and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT IN THE NATURE OF A SUBSTITUTE intended to be proposed by Mr. CURTIS (for himself and Ms. KLOBUCHAR)

Viz:

1 Strike all after the enacting clause and insert the following:
2

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the "Alex Gate Safety Act
5 of 2026".

6 **SEC. 2. CONSUMER PRODUCT SAFETY STANDARD FOR COVERED GATES.**
7

8 (a) STANDARD REQUIRED.—Not later than 180 days
9 after the date of enactment of this Act, the Consumer
10 Product Safety Commission (referred to in this section as
11 the "Commission") shall promulgate, under section 553

1 of title 5, United States Code, the following provisions,
2 as in effect on date of enactment of this Act, as final con-
3 sumer product safety standards:

4 (1) ASTM F900–25 Standard Specification for
5 Industrial and Commercial Swing Gates.

6 (2) ASTM F1184–23e1 Standard Specification
7 for Industrial and Commercial Horizontal Slide
8 Gates.

9 (3) ASTM F2200–24 Standard Specification
10 for Automated Vehicular Gate Construction.

11 (b) CPSC DETERMINATION OF SCOPE.—In adopting
12 the standards under subsection (a), the Commission shall
13 limit the application of such standards to consumer prod-
14 ucts as defined in section 3(a)(5) of the Consumer Prod-
15 uct Safety Act (15 U.S.C. 2052(a)(5)).

16 (c) REVISION OF VOLUNTARY STANDARDS.—

17 (1) NOTICE TO THE COMMISSION.—If any of
18 the standards specified in subsection (a) are revised
19 following the date of enactment of this Act, the or-
20 ganization that revised the requirements of such
21 standard, shall notify the Commission after the final
22 approval of the revision.

23 (2) TREATMENT OF REVISION.—A revised vol-
24 untary standard under paragraph (1) shall be con-
25 sidered to be a consumer product safety standard

1 issued by the Commission under section 9 of the
2 Consumer Product Safety Act (15 U.S.C. 2058), ef-
3 fective 180 days after the date on which the organi-
4 zation notifies the Commission of the revision (or
5 such later date specified by the Commission in the
6 Federal Register) unless, within 90 days after re-
7 ceiving the notice, the Commission notifies the orga-
8 nization that it has determined that the proposed re-
9 vision, in whole or in part, does not improve the
10 safety of the consumer product covered by the stand-
11 ard and that the Commission is retaining the exist-
12 ing consumer product safety standard.

13 (d) TREATMENT OF STANDARDS.—A standard pro-
14 mulgated under this section, including a revision of such
15 standard adopted by the Commission, shall be treated as
16 a consumer product safety rule promulgated under section
17 9 of the Consumer Product Safety Act (15 U.S.C. 2058).

18 **SEC. 3. EDUCATION AND AWARENESS CAMPAIGN.**

19 (a) IN GENERAL.—Not later than 2 years after the
20 date of enactment of this Act, the Commission shall un-
21 dertake a national campaign to promote awareness and
22 educate the public about the dangers associated with cov-
23 ered gates, including the dangers of detached or falling
24 vehicular gates, and methods (including low-cost methods)

1 for manufacturers to comply with the consumer product
2 safety standards adopted under section 2.

3 (b) REPORT TO CONGRESS.—Not later than 3 years
4 after the date of enactment of this Act, the Commission
5 shall submit to Congress a report that contains a sum-
6 mary of actions taken by the Commission under subsection
7 (a).