

**Congress of the United States**  
**House of Representatives**

COMMITTEE ON OVERSIGHT AND REFORM

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December 11, 2020

Mr. Chris Toth  
Executive Director  
National Association of Attorneys General  
1850 M Street, N.W.  
12th Floor  
Washington, D.C. 20036

Dear Mr. Toth:

The Subcommittee on Economic and Consumer Policy encourages the bipartisan members of the National Association of Attorneys General (NAAG) to open investigations into dangerous practices and unfair and deceptive marketing regarding children’s car seats and booster seats. The Subcommittee’s investigation into this matter found evidence of unfair and deceptive marketing, as detailed in the attached staff report, which we released on December 10, 2020. Among other things, the Subcommittee found:

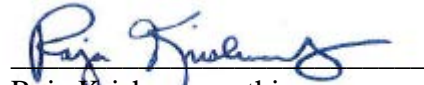
- Despite a decades-old expert consensus that booster seats are not safe for children under 40 pounds, five out of seven manufacturers the Subcommittee investigated—Evenflo, Graco, Baby Trend, Artsana (Chicco), and KidsEmbrace—marketed booster seats for children as small as 30 pounds.
- Evenflo, Graco, and KidsEmbrace deceptively marketed their booster seats as “side-impact tested,” although none of the companies conducted a reasonable test that measured risk of injury or death to children.
- KidsEmbrace misleadingly claims that *all* of its booster seat models are side-impact tested, when in fact only a few models and configurations are tested.
- Britax, Dorel, and Artsana deceptively market their booster seats with unsubstantiated claims about side-impact protection “safety features,” while failing to disclose that those features have not been objectively shown to increase child safety.

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We believe that this conduct constitutes unfair and deceptive acts and practices in violation of state consumer protection laws enforced by State attorneys general.<sup>1</sup> We therefore respectfully request that you share this information with the bipartisan members of NAAG, so that they may initiate investigations into these practices and help ensure the safety of children across the United States.

The Subcommittee is grateful for your attention to this matter and looks forward to working with you and your members to protect consumers from deceptive marketing and children from unreasonable safety risks. If you have any questions, please contact Subcommittee staff at (202) 225-5051.

Sincerely,



Raja Krishnamoorthi  
Chairman  
Subcommittee on Economic and Consumer Policy



Katie Porter  
Member of Congress

Enclosure

cc: The Honorable Michael Cloud, Ranking Member  
Subcommittee on Economic and Consumer Policy

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<sup>1</sup> National Consumer Law Center, *Consumer Protection in the States: A 50-State Evaluation of Unfair and Deceptive Practices Laws* (Mar. 2018) (online at [www.nclc.org/images/pdf/udap/udap-report.pdf](http://www.nclc.org/images/pdf/udap/udap-report.pdf)).