



TERMS OF USE AGREEMENT

MAKE LIFE SAFER® PLUS PROGRAM
FLAMMABILITY & FLAME RETARDANT VERIFICATION

A grayscale photograph of a modern living room is shown in the lower half of the page. The room features a tufted sofa with several pillows, a low-profile coffee table, and a floor lamp. A person's head and shoulders are visible behind the sofa. The image is partially overlaid by a large green triangular graphic element on the right side. The text "MAKE LIFE SAFER® PLUS PROGRAM" and "FLAMMABILITY & FLAME RETARDANT VERIFICATION" is superimposed over the upper portion of the photograph.

Protecting Your Brand- and Ours.

The UFAC Make Life Safer® *Plus* program combines UFAC's long-running Make Life Safer flammability testing program with state of the art foam and fabric flame retardant (FR) chemical testing. The program provides manufacturers with an independent verification program and useful manufacturing criteria to help manufacturers select appropriate materials for safer upholstered furniture. Fires beginning from smoldering sources are well-documented as being the deadliest kind of home fire, and FR chemicals are a growing area of consumer, regulator, and industry concern.

UFAC's independent testing program allows manufacturers to meet and exceed current national furniture flammability testing requirements. The program also provides valuable and credible information about the presence of the most commonly used FR chemicals in upholstered furniture.

To best protect the credibility of the program and its use in properly marketing upholstered furniture, all participating manufacturers must agree to the following Terms of Use. These Terms of Use provide the value behind your company's use of the Make Life Safer *Plus* hangtag and associated marketing.

Program Eligibility

Furniture manufacturers and importers are eligible to participate in the UFAC Make Life Safer *Plus* program by:

- Agreeing to comply with these Terms of Use
- Agreeing to annually provide UFAC's 3rd-party, independent laboratory partners with representative samples from their supply chain in order to:
 - verify that their component materials meet current smolder flammability testing requirements
 - verify that their component materials have been tested for the presence of the most commonly used FR chemicals in upholstered furniture as identified by the UFAC Technical Advisory Committee
- Agreeing to obtain and maintain Supplier Declaration of Conformity letters on an annual basis from each of the company's suppliers affirming that the component materials are:
 - manufactured to comply with current smolder flammability testing requirements and,
 - manufactured without the purposeful addition of any chemicals intended to resist or inhibit the spread of fire (ie. FR chemicals.)

UFAC is responsible for maintaining these Terms of Use and may occasionally update the flammability testing requirements and/or the list of most commonly used FR chemicals and component materials subject to testing under the program.

Participation in the Make Life Safer *Plus* Flame Retardant verification program covers and includes full participation in the Make Life Safer Flammability testing program. Make Life Safer's flammability testing is a pre-requisite.

Participation Requirements

Flammability Testing

Participating companies are required to submit samples of component materials including barrier material, resilient filling material (foam, batting and loose fill), decking material, and welt cord to UFAC's independent lab partner with the required product details outlined on the UFAC Test Sample Registration form available on the UFAC online portal. UFAC funds, generated from hangtag sales, pay for all of these testing costs for participating manufacturers.

Flame Retardant Chemical Testing

Participating companies are required to submit one 5"x5"x1" clean representative foam sample and one 6"x6" fabric sample to UFAC with the required product details as outlined on the Sample Registration form. Companies are billed by UFAC for testing at a cost of approximately \$1500/year for one set of samples. Additional samples can be tested by request at the UFAC preferred member rate.

Once UFAC receives passing results back from its lab partners, your company will be notified that it is eligible to participate in the program, at which point your company is required to purchase green colored Make Life Safer *Plus* hangtags, in quantities consistent with production volume, to attach to your furniture products. Companies must also comply with these Terms of Use. Re-testing will be carried out on at least one set of samples on an annual basis.

Participants must sign and return Agreement Form A (page 6-7).

Testing, Documentation & Recordkeeping

Testing:

Flammability testing will be carried out by one of UFAC's trusted, accredited, and independent 3rd party laboratory partners. Using the national furniture flammability requirements (TB 117 (2013) + ASTM E1353-08a), UFAC also includes its welt cord test protocol, based on more than 40 years of flammability testing for the industry.

FR Testing will be carried out by one of UFAC's trusted, accredited, and independent 3rd party laboratory partners. The test protocol was established by California's Department of Toxic Substances Control, with assistance from world-renowned Duke University Pratt School of Engineering chemist Dr. Heather Stapleton, to determine the presence of the most commonly used FRs in upholstered furniture.

Documentation:

Test reports will be maintained by UFAC on behalf of your company. Your company will be provided with and should maintain a copy of these test reports along with supplier declarations of conformity to support your company's claims regarding both smolder flammability test results and the non-use of flame retardant chemicals.

Flammability: Supplier declarations of conformity should indicate whether the component complies with the federal furniture flammability requirements and, in the case of welt cord, with the UFAC requirements. Cover fabric suppliers should specify whether their fabrics are "Type 1" or "Type 2" UFAC fabrics, the latter of which would require the use of compliant barrier materials per TB117 (2013).

Marketing Claims

Companies that have been found eligible to participate can claim, in whole or in part, that "upholstered furniture bearing the Make Life Safer *Plus* verification tag has met the requirements of the Make Life Safer *Plus* flammability and flame retardant chemical verification program run by UFAC, a 501(c)(3) industry organization focused on fire safety. UFAC's independent safety program provides state-of-the-art manufacturing criteria for participating manufacturers to design furniture that is more resistant to dangerous smoldering fires and is consistent with CPSC's furniture flammability standard. The program also screens for the presence of the most commonly used flame retardant chemicals."

No statement should be made that is broader than the statement above nor should any statement seek to imply that the furniture or the component parts therein are "free of" flame retardants, nor should any statement seek to imply that the furniture or the component parts therein are somehow "fireproof" or "fire resistant" or "fire retardant" or similar descriptions. The Make Life Safer *Plus* program does not support such claims. It could be considered to be a deceptive practice to misrepresent a product as being 'free of' some or all FR chemicals in upholstered furniture.

If claims are made beyond those authorized in this document, UFAC may remove a manufacturer from the program. UFAC will gladly review advertisements, press releases, and similar documents to assist with avoidance of the use of unintentionally deceptive language.

See the [Foam and Fabric Fire Retardant List](#) for a list of the current flame retardants of concern for which the Make Life Safer *Plus* Program tests.

To the extent that a participating company does not have the necessary information, such as supplier declarations of conformity, in its file to support its claims, it is not authorized to participate in or make use of the Make Life Safer *Plus* program claims, logos, seals, hangtags, or intellectual property. Such companies should clearly and prominently qualify their own company's claims to the extent necessary to avoid potentially providing misleading and deceptive claims.

Tag Use

The Make Life Safer *Plus* tag or logo cannot be the only identification on a furniture product tag or package, as this may lead a consumer to mistakenly believe that the Make Life Safer *Plus* program is the manufacturer of the product. The tag or logo must be used only with the name, website, or some contact point, of the manufacturer of the product. Make Life Safer *Plus* tags can be personalized with manufacturer's contact information and logo if desired. A Make Life Safer *Plus* participating company should use the green Make Life Safer *Plus* tag only.

Language Requirements

UFAC®, the Make Life Safer®, and the Make Life Safer® *Plus* names and uses are trademarked and protected. When using any of those terms, the ® mark must be used.

Whenever possible, use language and claims pertaining to the Make Life Safer® *Plus* program as shown on the informative hang tags below.

MAKE LIFE SAFER

Flame retardant chemicals have been used widely in upholstered furniture for over 40 years. Strong scientific evidence exists that many of these compounds migrate from products, accumulate in human tissue and may be toxic to humans. Some states have banned the most toxic flame retardants.

The good news is that this upholstered furniture manufacturer participates in the MAKE LIFE SAFER *Plus* verification program. Using independent and accredited laboratories, the MAKE LIFE SAFER *Plus* verification program aims to verify whether the most widely used of these toxic chemicals are in your family's furniture. The program relies on state-of-the-art test methods and was developed by prominent chemistry and industry experts.

This tag demonstrates that this manufacturer has satisfied the requirements of the MAKE LIFE SAFER *Plus* verification program.

- ✓ Tested for Toxic Flame Retardants
- ✓ Complies with MAKE LIFE SAFER *Plus* Requirements for Toxic Flame Retardants

VERIFIED
MAKE LIFE SAFER *Plus*



WARNING

FLAMMABLE
Keep upholstery away from open flame, candles, lighters, matches or any smoking materials, like cigarettes.

Smoldering fires are the leading cause of death and personal injury in residential home fires. You have purchased upholstery that is constructed using the state-of-the-art UFAC Construction Criteria to be more resistant to smoldering fires. MAKE LIFE SAFER *Plus* verified furniture may provide you and your family with valuable extra time to escape to safety.

Furniture, carpet, cabinets, window coverings and other home accessories are not fireproof and can ignite. If ignited, upholstery may burn rapidly and emit toxic gas and dangerous, thick smoke. For your safety, call 911 and leave home immediately.


SMOKE DETECTORS SAVE LIVES
Replace batteries every 6 months or purchase modern, 10-year long-life smoke detectors.

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Studies have shown many flame retardants to be toxic and harmful to human health.

As part of its commitment to help remove these flame retardants from its upholstered furniture, this furniture manufacturer voluntarily participates in independent testing by accredited laboratories and overseen by UFAC to determine whether the most widely-used toxic flame retardants can be found in your family's furniture.

The manufacturer of upholstered furniture bearing the MAKE LIFE SAFER *Plus* verification tag has met the requirements of this verification program run by UFAC, a not-for-profit 501(c)(3) industry organization focused on fire safety. Learn more at www.ufac.org.



Sign up for text or email ALERTS with quarterly tips on fire safety practices at ufac.org/alerts

UFAC
make life safer®

The MAKE LIFE SAFER *Plus* program helps to protect your family from fires and toxic flame retardants.

Learn more about the solution at UFAC.ORG

Agreement Form A
Make Life Safer® Plus Terms of Use Agreement

Contact_____ Date_____

Email_____ Phone Number_____

Company_____

Mailing Address_____

Website_____

Customer Service Contact (if different)_____

Email_____ Phone Number_____

How do you want your company/brand listed on the UFAC/Make Life Safer website?
Please list any brands a customer might search for.

Name of Company or Brands to be listed:

Website address (write N/A if you would prefer to not link a website):

Agreement Form A con't

As an authorized representative of _____ we agree to the conditions and terms of the UFAC Make Life Safer *Plus* Verification Program as set forth herein, including the following terms:

- We have read and understand the UFAC Make Life Safer *Plus* Program Terms of Agreement Manual. It is our responsibility to inform employees, contractors, and/or consultants about the Terms of Agreement rules.
- We agree to the conditions and terms of usage of the UFAC Make Life Safer *Plus* logo, name and product tags.
- We agree to indemnify, hold harmless, and defend UFAC, its officers, directors, and employees against any damages, liability, costs, or expenses, including attorneys' fees and costs, arising out of third party claims in connection with our use of the UFAC Make Life Safer *Plus* logo or name.

Signature _____ Date _____

Title _____

Please submit through email to: info@ufac.org

by fax: (336)885-5072

or by mail to: UFAC, PO Box 2436 High Point, NC 27261

www.ufac.org

UFAC Make Life Safer *Plus* Program Terms of Agreement are subject to change. By registering, you are giving UFAC express permission to email program updates and information to representatives of your company.