

118TH CONGRESS
2D SESSION

H. R. 10031

To require manufacturers of household appliances to affix to such appliances a label or tag disclosing estimated performance life, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

OCTOBER 22, 2024

Ms. PEREZ introduced the following bill; which was referred to the Committee on Energy and Commerce, and in addition to the Committee on Science, Space, and Technology, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To require manufacturers of household appliances to affix to such appliances a label or tag disclosing estimated performance life, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Performance Life Dis-
5 closure Act of 2024”.

6 **SEC. 2. PERFORMANCE LIFE LABELING FOR HOUSEHOLD**
7 **APPLIANCES.**

8 (a) LABELING REQUIRED.—

1 (1) IN GENERAL.—

2 (A) REQUIREMENT.—In accordance with
3 the regulations promulgated under paragraph
4 (2), a manufacturer of a household appliance
5 that is on the list published under paragraph
6 (3) shall disclose on a conspicuous label or tag
7 affixed to each such appliance sold or offered
8 for sale at retail to a consumer the following:

9 (i) The estimated performance life of
10 such appliance (as determined by the man-
11 ufacturer), under normal operating condi-
12 tions specified under paragraph (3)(A)(ii),
13 with routine maintenance recommended by
14 the manufacturer.

15 (ii) The estimated performance life of
16 such appliance (as determined by the man-
17 ufacturer), under normal operating condi-
18 tions specified under paragraph (3)(A)(ii),
19 without routine maintenance recommended
20 by the manufacturer.

21 (iii) The estimated annual cost of rou-
22 tine maintenance of such appliance rec-
23 ommended by the manufacturer.

24 (iv) The process by which a consumer
25 may, using the mechanism established

1 under subsection (c), report that such ap-
2 pliance has reached the end of the per-
3 formance life of such appliance.

4 (B) EXCLUSION OF SECONDHAND
5 SALES.—Subparagraph (A) does not apply to
6 any sale or offer for sale of a household appli-
7 ance after such appliance is sold to the first
8 person who purchases such appliance other
9 than for purposes of resale.

10 (2) NIST REGULATIONS.—Not later than 1
11 year after the date of the enactment of this Act, the
12 Director shall promulgate regulations to carry out
13 this subsection.

14 (3) DESIGNATION OF APPLIANCES BY NIST.—

15 (A) IN GENERAL.—Not later than 1 year
16 after the date of the enactment of this Act, the
17 Director shall—

18 (i) determine the household appliances
19 for which, in the discretion of the Director,
20 the labeling requirement of paragraph (1)
21 is appropriate;

22 (ii) for each household appliance for
23 which the Director has made a determina-
24 tion under clause (i), specify the normal
25 operating conditions, reflecting typical con-

1 consumer behavior, that the manufacturer of
2 such appliance shall use for purposes of
3 determining estimated performance life
4 under clauses (i) and (ii) of paragraph
5 (1)(A); and

6 (iii) publish in the Federal Register a
7 list of the household appliances for which
8 the Director has made a determination
9 under clause (i), including the normal op-
10 erating conditions specified under clause
11 (ii) for each such appliance.

12 (B) UPDATES.—The Director shall update
13 the determinations and specifications made and
14 list published under subparagraph (A), as the
15 Director considers appropriate.

16 (4) APPLICABILITY.—Paragraph (1) shall apply
17 with respect to a household appliance that is sold or
18 offered for sale at retail to a consumer after the
19 date that is 5 years after the date on which such ap-
20 pliance is placed on the list published under para-
21 graph (3).

22 (b) ENFORCEMENT BY FTC.—

23 (1) UNFAIR OR DECEPTIVE ACTS OR PRAC-
24 TICES.—A violation of subsection (a) or a regulation
25 promulgated under such subsection shall be treated

1 as a violation of a regulation under section
2 18(a)(1)(B) of the Federal Trade Commission Act
3 (15 U.S.C. 57a(a)(1)(B)) regarding unfair or decep-
4 tive acts or practices.

5 (2) POWERS OF FTC.—The Commission shall
6 enforce subsection (a) and the regulations promul-
7 gated under such subsection in the same manner, by
8 the same means, and with the same jurisdiction,
9 powers, and duties as though all applicable terms
10 and provisions of the Federal Trade Commission Act
11 (15 U.S.C. 41 et seq.) were incorporated into and
12 made a part of this section. Any person who violates
13 subsection (a) or a regulation promulgated under
14 such subsection shall be subject to the penalties and
15 entitled to the privileges and immunities provided in
16 the Federal Trade Commission Act.

17 (c) CONSUMER REPORTING.—

18 (1) IN GENERAL.—Not later than 1 year after
19 the date of the enactment of this Act, the Director
20 shall establish a mechanism by which a consumer
21 may easily report to the Director when a household
22 appliance has reached the end of the performance
23 life of such appliance.

24 (2) PUBLICATION.—The Director shall publish
25 the information reported under paragraph (1),

1 disaggregated by manufacturer and model, on the
2 website of the National Institute of Standards and
3 Technology.

4 (d) DEFINITIONS.—In this section:

5 (1) COMMISSION.—The term “Commission”
6 means the Federal Trade Commission.

7 (2) DIRECTOR.—The term “Director” means
8 the Director of the National Institute of Standards
9 and Technology.

10 (3) HOUSEHOLD APPLIANCE.—The term
11 “household appliance” includes a separate major
12 component of a household appliance, but only to the
13 extent that such component is sold separately from
14 such appliance at retail to a consumer.

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