

[Committee Print]

[SHOWING THE TEXT OF H.R. 1797, AS FORWARDED BY THE SUBCOMMITTEE
ON INNOVATION, DATA, AND COMMERCE ON NOVEMBER 2, 2023]

118TH CONGRESS
1ST SESSION

H. R. 1797

To require the Consumer Product Safety Commission to promulgate a consumer product safety standard with respect to rechargeable lithium-ion batteries used in micromobility devices, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 24, 2023

Mr. TORRES of New York (for himself, Mr. GARBARINO, Ms. CLARKE of New York, Mr. RYAN, Mr. BOWMAN, Mr. D'ESPOSITO, Mr. ESPAILLAT, and Mr. GOLDMAN of New York) introduced the following bill; which was referred to the Committee on Energy and Commerce

A BILL

To require the Consumer Product Safety Commission to promulgate a consumer product safety standard with respect to rechargeable lithium-ion batteries used in micromobility devices, 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 “Setting Consumer
5 Standards for Lithium-Ion Batteries Act”.

1 **SEC. 2. CONSUMER PRODUCT SAFETY STANDARD FOR CER-**
2 **TAIN BATTERIES.**

3 (a) CONSUMER PRODUCT SAFETY STANDARD RE-
4 QUIRED.—

5 (1) IN GENERAL.—Not later than 1 year after
6 the date of the enactment of this Act, the Consumer
7 Product Safety Commission shall promulgate, under
8 section 553 of title 5, United States Code, a final
9 consumer product safety standard for rechargeable
10 lithium-ion batteries used in micromobility devices,
11 including electric bicycles and electric scooters, to
12 protect against the risk of fires caused by such bat-
13 teries.

14 (2) INCLUSION OF RELATED EQUIPMENT.—The
15 standard promulgated under paragraph (1) shall in-
16 clude requirements with respect to equipment related
17 to or used with rechargeable lithium-ion batteries
18 used in micromobility devices, including battery
19 chargers, charging cables, external terminals on bat-
20 tery packs, external terminals on micromobility de-
21 vices, and free-standing stations used for recharging.

22 (b) CPSC DETERMINATION OF SCOPE.—In promul-
23 gating the standard under subsection (a), the Commission
24 shall determine the types of products subject to the stand-
25 ard and shall ensure that such products are—

1 (1) within the jurisdiction of the Commission;

2 and

3 (2) reasonably necessary to include to protect

4 against the risk of fires.

5 (c) MODIFICATIONS.—At any time after the promul-

6 gation of the standard under subsection (a), the Commis-

7 sion may, through a rulemaking under section 553 of title

8 5, United States Code, modify the requirements of the

9 standard.

10 (d) TREATMENT OF STANDARD.—A standard pro-

11 mulgated under this section, including a modification of

12 such standard, shall be treated as a consumer product

13 safety rule promulgated under section 9 of the Consumer

14 Product Safety Act (15 U.S.C. 2058).