

113TH CONGRESS
2^D SESSION

H. R. 5057

AN ACT

To amend the Energy Policy and Conservation Act to permit exemptions for external power supplies from certain efficiency standards, 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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “EPS Service Parts
3 Act of 2014”.

4 **SEC. 2. EXEMPT SUPPLIES.**

5 Section 325(u) of the Energy Policy and Conserva-
6 tion Act (42 U.S.C. 6295(u)) is amended by adding at
7 the end the following:

8 “(5) EXEMPT SUPPLIES.—

9 “(A) FEBRUARY 10, 2014, RULE.—

10 “(i) IN GENERAL.—An external power
11 supply shall not be subject to the final rule
12 entitled ‘Energy Conservation Program:
13 Energy Conservation Standards for Exter-
14 nal Power Supplies’, published at 79 Fed.
15 Reg. 7845 (February 10, 2014), if the ex-
16 ternal power supply—

17 “(I) is manufactured during the
18 period beginning on February 10,
19 2016, and ending on February 10,
20 2020;

21 “(II) is marked in accordance
22 with the External Power Supply
23 International Efficiency Marking Pro-
24 tocol, as in effect on February 10,
25 2016;

1 “(III) meets, where applicable,
2 the standards under paragraph
3 (3)(A), and has been certified to the
4 Secretary as meeting International
5 Efficiency Level IV or higher of the
6 External Power Supply International
7 Efficiency Marking Protocol, as in ef-
8 fect on February 10, 2016; and

9 “(IV) is made available by the
10 manufacturer as a service part or a
11 spare part for an end-use product
12 that—

13 “(aa) constitutes the pri-
14 mary load; and

15 “(bb) was manufactured be-
16 fore February 10, 2016.

17 “(ii) REPORTING.—The Secretary
18 may require manufacturers of products ex-
19 empted pursuant to clause (i) to report an-
20 nual total units shipped as service and
21 spare parts that fall below International
22 Efficiency Level VI.

23 “(iii) LIMITATION OF EXEMPTION.—
24 The Secretary may issue a rule, after pro-
25 viding public notice and opportunity for

1 public comment, to limit the applicability
2 of the exemption established under clause
3 (i) if the Secretary determines that the ex-
4 emption is resulting in a significant reduc-
5 tion of the energy savings that would oth-
6 erwise result from the final rule described
7 in such clause.

8 “(B) AMENDED STANDARDS.—

9 “(i) IN GENERAL.—The Secretary
10 may exempt an external power supply from
11 any amended standard under this sub-
12 section if the external power supply—

13 “(I) is manufactured within four
14 years of the compliance date of the
15 amended standard;

16 “(II) complies with applicable
17 marking requirements adopted by the
18 Secretary prior to the amendment;

19 “(III) meets the standards that
20 were in effect prior to the amendment;
21 and

22 “(IV) is made available by the
23 manufacturer as a service part or a
24 spare part for an end-use product
25 that—

1 “(aa) constitutes the pri-
2 mary load; and

3 “(bb) was manufactured be-
4 fore the compliance date of the
5 amended standard.

6 “(ii) REPORTING.—The Secretary
7 may require manufacturers of a product
8 exempted pursuant to clause (i) to report
9 annual total units shipped as service and
10 spare parts that do not meet the amended
11 standard.”.

Passed the House of Representatives September 11,
2014.

Attest:

Clerk.

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