

116TH CONGRESS
1ST SESSION

H. R. 2104

To clarify that no express or implied warranty is provided by reason of a disclosure relating to voluntary participation in the Energy Star program, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

APRIL 4, 2019

Mr. LATTA (for himself and Mr. WELCH) introduced the following bill; which was referred to the Committee on Energy and Commerce

A BILL

To clarify that no express or implied warranty is provided by reason of a disclosure relating to voluntary participation in the Energy Star program, 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 “Energy Star Program
5 Integrity Act”.

6 **SEC. 2. NO WARRANTY.**

7 Section 324A of the Energy Policy and Conservation
8 Act (42 U.S.C. 6294a) is amended by adding at the end
9 the following new subsection:

1 “(e) NO WARRANTY.—

2 “(1) IN GENERAL.—Any disclosure relating to
3 participation of a product in the Energy Star pro-
4 gram shall not create an express or implied warranty
5 or give rise to any private claims or rights of action
6 under State or Federal law relating to the disquali-
7 fication of that product from Energy Star if—

8 “(A) the product has been certified by a
9 certification body recognized by the Energy
10 Star program;

11 “(B) the Administrator has approved cor-
12 rective measures, including a determination of
13 whether or not consumer compensation is ap-
14 propriate; and

15 “(C) the responsible party has fully com-
16 plied with all approved corrective measures.

17 “(2) CONSTRUCTION.—Nothing in this subsection
18 shall be construed to require the Administrator to
19 modify any procedure or take any other action.”.

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