

118TH CONGRESS
1ST SESSION

S. 1008

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 SENATE OF THE UNITED STATES

MARCH 28, 2023

Mrs. GILLIBRAND (for herself and Mr. SCHUMER) introduced the following bill; which was read twice and referred to the Committee on Commerce, Science, and Transportation

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.—Not later than 180 days after the date of the
5 enactment of this Act, the Consumer Product Safety Com-
6 mission shall promulgate, under section 553 of title 5,
7 United States Code, a final consumer product safety
8 standard for rechargeable lithium-ion batteries used in
9 micromobility devices within the jurisdiction of the Com-
10 mission, including electric bicycles and electric scooters,
11 to protect against the risk of fires caused by such bat-
12 teries.

13 (b) CPSC DETERMINATION OF SCOPE.—The Con-
14 sumer Product Safety Commission shall specify the types
15 of rechargeable lithium-ion batteries and the types of
16 micromobility devices within the jurisdiction of the Com-
17 mission that are within the scope of subsection (a) as part
18 of a standard promulgated under this section, as reason-
19 ably necessary to protect against the risk of fires caused
20 by rechargeable lithium-ion batteries in consumer prod-
21 ucts.

22 (c) TREATMENT OF STANDARD.—A consumer prod-
23 uct safety standard promulgated under subsection (a)
24 shall be treated as a consumer product safety rule promul-

1 gated under section 9 of the Consumer Product Safety Act
2 (15 U.S.C. 2058).

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