

117TH CONGRESS
1ST SESSION

H. R. 6135

To direct the Consumer Product Safety Commission to require portable generators to meet certain standards relating to carbon monoxide, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

DECEMBER 2, 2021

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

A BILL

To direct the Consumer Product Safety Commission to require portable generators to meet certain standards relating to carbon monoxide, 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 “Portable Generator
5 Safety Standard To Avoid Needless Deaths And Reduce
6 Disabilities Act” or the “Portable Generator Safety
7 STANDARD Act”.

1 **SEC. 2. CONSUMER PRODUCT SAFETY STANDARD FOR**
2 **PORTABLE GENERATORS.**

3 (a) FINAL STANDARD FOR PORTABLE GENERA-
4 TORS.—

5 (1) FINAL STANDARD.—Not later than 1 year
6 after the date of the enactment of this Act, the Con-
7 sumer Product Safety Commission shall promulgate,
8 in accordance with section 553 of title 5, United
9 States Code, a final consumer product safety stand-
10 ard for portable generators to protect consumers
11 from death or injury relating to the use of such gen-
12 erators.

13 (2) REQUIREMENTS.—The final standard pro-
14 mulgated under paragraph (1) shall incorporate re-
15 quirements that are substantially the same as, or
16 more stringent than, each of the following:

17 (A) The requirements of the American Na-
18 tional Standard for Carbon Monoxide Emission
19 Rate of Portable Generators (ANSI/UL 2201),
20 or any related successor standard, that relate to
21 carbon monoxide concentration limits.

22 (B) The requirements of the American Na-
23 tional Standard for Safety and Performance of
24 Portable Generators (ANSI/PGMA G300–
25 2018), or any related successor standard, ex-

cept where such requirements conflict with any other requirement under this paragraph.

(C) A requirement that a portable generator shall include clear and conspicuous labeling marking the direction of exhaust.

(D) A requirement that the cord of a portable generator may not be shorter than 30 feet in length.

(E) A requirement relating to the shutoff capability of a portable generator in an elevated carbon monoxide environment.

(F) Other shutoff requirements and test specifications the Commission determines necessary to protect consumers from the risk of injury relating to the use of portable generators.

(3) COMPLIANCE DATE.—The Commission shall include in the final standard promulgated under paragraph (1) a compliance date that is not later than 1 year after the date of such promulgation, by which portable generators shall comply with the final standard.

(4) REVIEW AND REVISION OF STANDARD.—Beginning 1 year after the date of the promulgation of the final standard under paragraph (1) and not less frequently than every 5 years thereafter, the Com-

mission shall review and revise such standard to ensure the highest level of safety feasible with respect to portable generators.

(5) TREATMENT OF STANDARD.—The final standard promulgated under paragraph (1), including any revision of such standard made pursuant to paragraph (4), shall be treated as a consumer product safety rule promulgated under section 9 of the Consumer Product Safety Act (15 U.S.C. 2058).

(b) INTERIM STANDARD FOR PORTABLE GENERATORS.—

(1) INTERIM STANDARD.—Beginning on the date that is 6 months after the date of the enactment of this Act and ending on the date that the final standard promulgated under subsection (a)(1) goes into effect, it shall be unlawful for a person to import into or distribute in commerce in the United States a portable generator, unless—

(A) the portable generator complies with the requirements of ANSI/UL 2201 or ANSI/PGMA G300–2018; and

(B) the engine of such generator shuts off before the carbon monoxide concentration exceeds 600 parts per million by volume (ppm) or a 10-minute rolling average of 275 ppm.

1 (2) VIOLATION.—Failure to comply with para-
2 graph (1) shall be treated as a violation of section
3 19 of the Consumer Product Safety Act (15 U.S.C.
4 2068).

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