

113<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 5161

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IN THE SENATE OF THE UNITED STATES

SEPTEMBER 15, 2014

Received; read twice and referred to the Committee on Commerce, Science,  
and Transportation

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## AN ACT

To promote the non-exclusive use of electronic labeling for  
devices licensed by the Federal Communications Commission.

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 “Enhance Labeling, Ac-  
3 censing, and Branding of Electronic Licenses Act of 2014”  
4 or the “E-LABEL Act”.

5 **SEC. 2. FINDINGS.**

6       Congress finds the following:

7           (1) The Federal Communications Commission  
8       (referred to in this section as the “Commission”)  
9       first standardized physical labels for licensed prod-  
10      ucts such as computers, phones, and other electronic  
11      devices in 1973, and the Commission has continually  
12      refined physical label requirements over time.

13          (2) As devices become smaller, compliance with  
14      physical label requirements can become more dif-  
15      ficult and costly.

16          (3) Many manufacturers and consumers of li-  
17      censed devices in the United States would prefer to  
18      have the option to provide or receive important Com-  
19      mission labeling information digitally on the screen  
20      of the device, at the discretion of the user.

21          (4) An electronic labeling option would give  
22      flexibility to manufacturers in meeting labeling re-  
23      quirements.

1 **SEC. 3. AUTHORIZATION FOR FEDERAL COMMUNICATIONS**  
2 **COMMISSION TO ALLOW ELECTRONIC LABEL-**  
3 **ING.**

4 Title VII of the Communications Act of 1934 (47  
5 U.S.C. 601 et seq.) is amended by adding at the end the  
6 following:

7 **“SEC. 720. OPTIONAL ELECTRONIC LABELING OF COMMU-**  
8 **NICATIONS EQUIPMENT.**

9 “(a) DEFINITIONS.—In this section—

10 “(1) the term ‘electronic labeling’ means dis-  
11 playing required labeling and regulatory information  
12 electronically; and

13 “(2) the term ‘radiofrequency device with dis-  
14 play’ means any equipment or device that—

15 “(A) is required under regulations of the  
16 Commission to be authorized by the Commis-  
17 sion before the equipment or device may be  
18 marketed or sold within the United States; and

19 “(B) has the capability to digitally display  
20 required labeling and regulatory information.

21 “(b) REQUIREMENT TO PROMULGATE REGULATIONS  
22 FOR ELECTRONIC LABELING.—Not later than 9 months  
23 after the date of enactment of the Enhance Labeling, Ac-  
24 cessing, and Branding of Electronic Licenses Act of 2014,  
25 the Commission shall promulgate regulations or take other  
26 appropriate action, as necessary, to allow manufacturers

1 of radiofrequency devices with display the option to use  
2 electronic labeling for the equipment in place of affixing  
3 physical labels to the equipment.”.

4 **SEC. 4. SAVINGS CLAUSE.**

5       The amendment made by section 3 shall not be con-  
6 strued to affect the authority of the Federal Communica-  
7 tions Commission under section 302 of the Communica-  
8 tions Act of 1934 (47 U.S.C. 302a) to provide for elec-  
9 tronic labeling of devices.

        Passed the House of Representatives September 11,  
2014.

Attest:

KAREN L. HAAS,

*Clerk.*