

FEDERAL TRADE COMMISSION**16 CFR Ch. I****Semiannual Regulatory Agenda**

AGENCY: Federal Trade Commission.

ACTION: Semiannual regulatory agenda.

SUMMARY: The following agenda of Commission proceedings is published in accordance with section 22(d)(1) of the Federal Trade Commission Act, 15 U.S.C. 57b-3(d)(1), and the Regulatory Flexibility Act (RFA), 5 U.S.C. 601 to 612, as amended by the Small Business Regulatory Enforcement Fairness Act. The Commission's agenda follows guidelines and procedures issued August 13, 2015, by the Office of Management and Budget in accordance with the provisions of Executive Order 12866 "Regulatory Planning and Review" of September 30, 1993, 58 FR 51735 (Oct. 4, 1993), as incorporated in Executive Order 13563, "Improving Regulation and Regulatory Review," 76 FR 3821 (Jan. 18, 2011) and Executive Order 13579 "Regulation and Independent Regulatory Agencies" (July 11, 2011).

This edition of the Unified Agenda of Federal Regulatory and Deregulatory Actions includes The Regulatory Plan, which appears in both the online Unified Agenda and in part II of the **Federal Register** that includes the Unified Agenda. The Commission's Statement of Regulatory Priorities is included in the Plan. The Commission has no proposed rules that would be a "significant regulatory action" under the definition in Executive Order 12866.

The complete Unified Agenda will be available online at www.reginfo.gov, in a format that offers users a greatly enhanced ability to obtain information from the agenda database. The RFA requires publication in the **Federal Register** for rules that are in the Agency's regulatory flexibility agenda, because

they are likely to have a significant economic impact on a substantial number of small entities (5 USC 602) and any rules that the Agency has identified for periodic review under section 610 of the RFA. For fall 2015, the Commission has no proposed rules that would be required to be published in the **Federal Register** by the RFA's agenda requirements.

The Commission's agenda also references the website www.regulations.gov where appropriate. This is the Government-wide website where members of the public can find, review, and submit comments on Federal rulemakings that are open for comment and published in the **Federal Register**.

The Commission has responded to the optional information requirement to identify rulemakings that are likely to have some impact on small entities but are not subject to the requirements of the RFA. The current rulemakings that are likely to have some impact on small entities but are not subject to the requirements of the RFA are: (1) Rules and Regulations Under the Hobby Protection Act, 16 CFR 304; (2) the Energy Labeling Rule, 16 CFR 305; (3) the Automotive Fuel Ratings, Certification, and Posting Rule, 16 CFR 306; (4) Telemarketing Sales Rule, 16 CFR 310; (5) Privacy of Consumer Financial Information, 16 CFR 313; (6) Standards for Safeguarding Customer Information, 16 CFR 314; (7) Contact Lens Rule, 16 CFR 315; (8) CAN-SPAM Rule, 16 CFR 316; (9) Care Labeling of Textile Apparel and Certain Piece Goods as Amended, 16 CFR 423; (10) the Holder-in-Due-Course Rule, 16 CFR 433; (11) the Used Car Rule, 16 CFR 455; (12) Eyeglass Rule, 16 CFR 456; (13) Trade Regulation Rule Concerning the Labeling and Advertising of Home Insulation, 16 CFR 460; (14) the Fair Packaging and Labeling Act Regulations, 16 CFR 500-502; (15) Disposal of Consumer Report Information and Records, 16 CFR 682; (16) Disclosure of Written Consumer Product Warranty Terms and Conditions, 16 CFR 701; (17) Pre-Sale Availability of Written Warranty Terms, 16 CFR 702; and (18) Informal Dispute Settlement Procedures, 16 CFR 703.

In addition, the Agency has responded to the optional information question that corresponds to Executive Order 13132, "Federalism," of August 4, 1999, 64 FR 43255 (Aug. 10, 1999), which does not

apply to independent regulatory agencies. The Commission believes to the extent that any of the rules in this agenda may have “substantial direct effects on the States, on the relationship between the National Government and the States, or on the distribution of power and responsibilities among the various levels of Government” within the meaning of Executive Order 13132, it has consulted with the affected entities. The Commission continues to work closely with the States and other governmental units in its rulemaking process, which explicitly considers the effect of the Agency's rules on these governmental entities.

Some of the rulemakings listed in the agenda are being conducted as part of the Commission's plan to review and seek information every 10 years about all of its regulations and guides, including their costs and benefits and regulatory and economic impact. These reviews incorporate and expand upon the review required by the RFA and regulatory reform initiatives directing agencies to conduct a review of all regulations and eliminate or revise those that are outdated or otherwise in need of reform.

Except for notice of completed actions, the information in this agenda represents the judgment of Commission staff, based upon information now available. Each projected date of action reflects an assessment by the FTC staff of the likelihood that the specified event will occur during the coming year. No final determination by the staff or the Commission respecting the need for or the substance of a trade regulation rule or any other procedural option should be inferred from the notation of projected events in this agenda. In most instances, the dates of future events are listed by month, not by a specific day. The acquisition of new information, changes of circumstances, or changes in the law may alter this information.

FOR FURTHER INFORMATION CONTACT: For information about specific regulatory actions listed in the agenda, call, email, or write the contact person listed for each particular proceeding. General comments or questions about the agenda should be directed to G. Richard Gold; Attorney, Federal Trade

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By direction of the Commission.

NAME: Donald S. Clark,

Secretary.

The 20 Regulatory Agendas

Federal Trade Commission - PreRule

Title	Regulation Identifier Number
Regulatory Review	3084-AA47
Preservation of Consumers' Claims and Defenses (Holder-in-Due-Course Rule)	3084-AB16
Rules and Regulations Under the Hobby Protection Act	3084-AB34
Standards for Safeguarding Customer Information	3084-AB35
Contact Lens Rule	3084-AB36
Trade Regulation Rule on Ophthalmic Practice Rule	3084-AB37
Trade Regulation Rule Concerning the Labeling and Advertising of Home Insulation	3084-AB40

Federal Trade Commission - Proposed Rule

Title	Regulation Identifier Number
Used Motor Vehicle Trade Regulation Rule	3084-AB05
Rule Concerning Energy And Water Use Labeling For Consumer Products	3084-AB15
Telemarketing Sales Rule	3084-AB19
Care Labeling of Textile Apparel and Certain Piece Goods as Amended	3084-AB28
Premerger Notification Rules and Report Form	3084-AB32
Automotive Fuel Ratings, Certification and Posting	3084-AB39
Privacy of Consumer Financial Information	3084-AB42

Federal Trade Commission - Final Rule

Title	Regulation Identifier Number
Fair Packaging and Labeling Act Regulations	3084-AB33

Federal Trade Commission - Long-term Action

Title	Regulation Identifier Number
CAN-SPAM Rule	3084-AB38
Disposal of Consumer Report Information and Records	3084-AB41

Federal Trade Commission - Completed Action

Title	Regulation Identifier Number
Rule Governing Disclosure of Written Consumer Product Warranty Terms and Conditions	3084-AB24
Rule Governing the Pre-Sale Availability of Written Warranty Terms	3084-AB25
Rule Governing Informal Dispute Settlement Procedure	3084-AB26

Federal Trade Commission (FTC)

RIN: 3084-AA47

Title: Regulatory Review

Abstract:

The Commission continues its review of current rules and guides to identify any that should be modified or rescinded. No determination about whether to modify or rescind a rule, guide, or interpretation or any other procedural option should be inferred from the Commission's decision to publish a request for comments. In certain instances, the reviews may also address other specific matters or issues, such as proposed amendments. Finally, the Commission may modify the rule review timetable as circumstances warrant. On February 3, 2015, the Commission published its current rule and guide review schedule for 2015. 80 FR 5713. The Commission is also seeking input on ways to improve its regulatory review program and the procedure used for reviewing its rules and guides. Through comments suggesting improvements to its systematic regulatory review, the Commission seeks to ensure it is implementing a review process that accurately measures the effectiveness, efficiency, and consequences of its rules and guides in the face of changing marketplace conditions, evolving consumer behavior, and technological developments. Staff reviews comments as they are received.

Priority: Other Significant

Agenda Stage of Rulemaking: PreRule

Major: No

Unfunded Mandates: No

CFR Citation: 16 CFR 1 et seq. (To search for a specific CFR, visit the [Code of Federal Regulations](#).)

Legal Authority: 15 U.S.C. 41 et seq.

Legal Deadline: None

Timetable:

Action	Date	FR Cite
Notice of Rules and Guides To Review in 2000	01/19/2000	65 FR 2912
Notice of Rules and Guides To Review in 2002	03/04/2002	67 FR 9630
Notice of Rules and Guides To Review in 2003	01/17/2003	68 FR 2465
Notice of Rules and Guides To Review in 2004	01/27/2004	69 FR 3867
Notice of Rules and Guides To Review in 2005	01/12/2005	70 FR 2074
Notice of Rules and Guides to Review in 2006	12/29/2005	70 FR 77077
Notice of Rules and Guides to Review in 2007	12/29/2006	71 FR 78390
Notice of Rules and Guides to Review in 2008	03/05/2008	73 FR 11844
Notice of Rules and Guides to Review in 2009	02/05/2009	74 FR 6129
Notice of Rules and Guides to Review in 2010	03/17/2010	75 FR 12715
Notice of Rules and Guides to Review in 2011	07/13/2011	76 FR 41150
Comment Period Closed (Regulatory Review)	09/06/2011	
Notice of Rules and Guides to Review in 2012	04/13/2012	77 FR 22234
Notice of Rules and Guides to Review in 2013	05/23/2013	78 FR 30798
Notice of Rules and Guides to Review in 2014	03/31/2014	79 FR 14199
Notice of Rules and Guides to Review in 2015	02/03/2015	80 FR 5713
Notice of Rules and Guides to Review in 2016	02/00/2016	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: No

Small Entities Affected: No

Federalism: No

Energy Affected: No

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Federal Trade Commission (FTC)

RIN: 3084-AB16

Title: Preservation of Consumers' Claims and Defenses (Holder-in-Due-Course Rule)

Abstract:

By the end of 2015, the Commission plans to request comments on the rule as part of the Commission's systematic review of all current Commission rules and guides.

Issued in 1975, the Holder-in-Due-Course Rule requires sellers to insert language into consumer credit contracts that preserves any claims and defenses that consumers might have against the seller. The Commission promulgated the rule after concluding that the use of certain credit transactions to foreclose consumer claims and defenses arising from credit sale transactions was an unfair practice. This rule eliminated the holder-in-due-course doctrine as a legal defense for separating the consumer's obligation to pay from the seller's duty to perform. The rule specifically requires sellers entering into "consumer credit contracts" or accepting the proceeds of "purchase money loans" to ensure that sales finance contracts and loan contracts contain one of two clauses that preserve the buyer's right to assert against any "holder" of the credit contract the sales-related claims and

defenses that the buyer may have against the seller.

Priority: Substantive, Nonsignificant

Agenda Stage of Rulemaking: PreRule

Major: No

Unfunded Mandates: No

CFR Citation: 16 CFR 433 (To search for a specific CFR, visit the [Code of Federal Regulations](#).)

Legal Authority: 15 U.S.C. 45 et seq

Legal Deadline: None

Timetable:

Action	Date	FR Cite
Rule Review, Request for Comments	12/00/2015	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: Undetermined

Small Entities Affected: Business; Governmental Jurisdictions; Organizations

Federalism: No

Energy Affected: No

Related RINs: Related to 3084-AA08

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Federal Trade Commission (FTC)

RIN: 3084-AB34

Title: Rules and Regulations Under the Hobby Protection Act

Abstract:

The Hobby Protection Act, 16 U.S.C. sections 2101 to 2106, prohibits manufacturing or importing imitation numismatic and collectible political items unless they are marked in accordance with regulations prescribed by the Federal Trade Commission. The implementing rules (or rule), which became effective on February 6, 1975, prescribe the required markings on imitation political and numismatic items, specifying the sizes and dimensions of the type, the location of the marking, and how to mark incusable (those that can be impressed with a stamp) and nonincusable items. Specifically, imitation political items--such as buttons, posters, and coffee mugs--must be marked with the calendar year they were manufactured, and imitation numismatic items--including coins, tokens, and paper money--must be marked with the word "copy."

As part of its ongoing systematic review of all Federal Trade Commission rules and guides, on July 14, 2014, the Commission requested public comments on, among other things, the economic impact and benefits of the Rule; possible conflict between the Rule and State, local, or other Federal laws or regulations; and the effect on the Rule on any technological, economic, or other industry changes. 79 FR 40691. The comment period closed on September 22, 2014. Staff anticipates sending a recommendation to the Commission by early 2016.

Priority: Substantive, Nonsignificant

Agenda Stage of Rulemaking: PreRule

Major: Undetermined

Unfunded Mandates: No

CFR Citation: 16 CFR 304 (To search for a specific CFR, visit the [Code of Federal Regulations](#).)

Legal Authority: 15 U.S.C. 2101 et seq.

Legal Deadline: None

Timetable:

Action	Date	FR Cite
Rule Review, Request for Public Comment	07/14/2014	79 FR 40691
Recommendation to Commission	01/00/2016	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: No

Small Entities Affected: Business

Federalism: No

Energy Affected: No

International Impacts: This regulatory action will be likely to have international trade and investment effects, or otherwise be of international interest.

Related RINs: Previously Reported as 3084-AA90

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Federal Trade Commission (FTC)**RIN: 3084-AB35****Title:** Standards for Safeguarding Customer Information**Abstract:**

The Safeguards Rule, as directed by the Gramm-Leach-Bliley Act (GLB), requires each financial institution to develop a written information security program that is appropriate to its size and complexity, the nature and scope of its activities, and the sensitivity of the customer information at issue. The Commission believes that the rule strikes an appropriate balance between allowing flexibility to financial institutions and establishing standards for safeguarding customer information that are consistent with GLB's requirements.

As part of its ongoing systematic review of all Federal Trade Commission rules and guides, in Spring 2016 the Commission plans to request public comments on, among other things, the economic impact and benefits of the rule; possible conflict between the rule and State, local, or other Federal laws or regulations; and the effect on the rule of any technological, economic, or other industry changes.

Priority: Substantive, Nonsignificant**Agenda Stage of Rulemaking:** PreRule**Major:** Undetermined**Unfunded Mandates:** No**CFR Citation:** 16 CFR 314 (To search for a specific CFR, visit the [Code of Federal Regulations](#).)**Legal Authority:** The Gramm-Leach-Bliley Act**Legal Deadline:** None**Timetable:**

Action	Date	FR Cite
Rule Review, Request for Public Comment	05/00/2016	

Regulatory Flexibility Analysis Required: Undetermined**Government Levels Affected:** No**Small Entities Affected:** Business**Federalism:** No**Energy Affected:** No**International Impacts:** This regulatory action will be likely to have international trade and investment effects, or otherwise be of international interest.**Related RINs:** Previously Reported as 3084-AA87

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Federal Trade Commission (FTC)**RIN: 3084-AB36****Title:** Contact Lens Rule**Abstract:**

The FTC promulgated the Contact Lens Rule (Rule) pursuant to the Fairness to Contact Lens Consumers Act (FCLCA), Public Law 108-164 (December 6, 2003), which was enacted to enable consumers to purchase contact lenses from the seller of their choice. The Rule became effective on August 2, 2004. As mandated by the FCLCA, the Rule requires contact lens prescribers to provide prescriptions to their patients upon the completion of a contact lens fitting, and verify contact lens prescriptions to contact lens sellers authorized by consumers to seek such verification. Sellers may provide contact lenses only in accordance with a valid prescription that is directly presented to the seller or verified with the prescriber.

As part of its ongoing systematic review of all Federal Trade Commission rules and guides, on September 3, 2015, the Commission requested public comments on, among other things, the economic impact and benefits of the Rule; possible conflict between the Rule and State, local, or other Federal laws or regulations; and the effect on the Rule of any technological, economic, or other industry changes.

Priority: Substantive, Nonsignificant**Agenda Stage of Rulemaking:** PreRule**Major:** No**Unfunded Mandates:** No**CFR Citation:** 16 CFR 315 (To search for a specific CFR, visit the [Code of Federal Regulations](#).)**Legal Authority:** 15 U.S.C. 7601 to 7610**Legal Deadline:** None**Timetable:**

Action	Date	FR Cite
Rule Review, Request for Public Comments	09/03/2015	80 FR 53272
Rule Review Comment Period Closed	10/26/2015	
Staff Review of Comments	11/00/2015	

Regulatory Flexibility Analysis Required: Undetermined**Government Levels Affected:** No**Small Entities Affected:** Business; Organizations**Federalism:** No**Energy Affected:** No**Related RINS:** Previously Reported as 3084-AA95**Agency Contact:** Alysia Bernstein

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E-Mail: abernstein@ftc.gov**Federal Trade Commission (FTC)****RIN:** 3084-AB37**Title:** Trade Regulation Rule on Ophthalmic Practice Rule**Abstract:**

Issued in 1978, the Trade Regulation Rule on Ophthalmic Practice Rules, also known as the Eyeglass Rule or the Rule, provides that an optometrist or ophthalmologist must give the patient, at no extra cost, a copy of the eyeglass prescription immediately after the examination is completed. The Rule also prohibits optometrists and ophthalmologists from conditioning the availability of an eye examination, as defined by the Rule, on a requirement that the patient agrees to purchase ophthalmic goods from the optometrist or ophthalmologist, and from placing on the prescription, or delivering to the patient, certain disclaimers or waivers of liability.

As part of its ongoing systematic review of all Federal Trade Commission rules and guides, on September 3, 2015, the Commission requested public comments on, among other things, the economic impact and benefits of the Rule; possible conflict between the Rule and State, local, or other Federal laws or regulations; and the effect on the Rule of any technological, economic, or other industry changes.

Priority: Substantive, Nonsignificant**Agenda Stage of Rulemaking:** PreRule**Major:** No**Unfunded Mandates:** No**CFR Citation:** 16 CFR 456 (To search for a specific CFR, visit the [Code of Federal Regulations](#).)**Legal Authority:** 15 U.S.C. 41 et seq.**Legal Deadline:** None**Timetable:**

Action	Date	FR Cite
Rule Review, Request for Public Comments	09/03/2015	80 FR 53274
Rule Review Comment Period Closed	10/26/2015	
Staff Review of Comments	11/00/2015	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** No**Small Entities Affected:** Business; Organizations**Federalism:** No**Energy Affected:** No**Related RINS:** Previously Reported as 3084-AA80**Agency Contact:** Alysia Bernstein

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Federal Trade Commission (FTC)**RIN:** 3084-AB40**Title:** Trade Regulation Rule Concerning the Labeling and Advertising of Home Insulation**Abstract:**

The Federal Trade Commission's Trade Regulation Rule Concerning the Labeling and Advertising of Home Insulation (or Rule) became effective on September 29, 1980. The Rule is designed to assist consumers in evaluating and comparing the thermal performance characteristics of competing home insulation products by specifically requiring manufacturers of home insulation products to provide information about the product's degree of resistance to the flow of heat (R-Value). The Rule also establishes uniform standards for testing, information disclosure, and substantiation of product performance claims. As part of the systematic review of its rules and guides, the Commission plans to request comments in 2016 on, among other things, the economic impact of and the continuing need for this rule; possible conflicts between the Rule and State, local, and other Federal laws; and the effect on the Rule of any technological, economic, or other industry changes.

Priority: Substantive, Nonsignificant**Agenda Stage of Rulemaking:** PreRule**Major:** Undetermined**Unfunded Mandates:** No**CFR Citation:** 16 CFR 460 (To search for a specific CFR, visit the [Code of Federal Regulations](#).)**Legal Authority:** 15 U.S.C. 41 et seq.**Legal Deadline:** None**Timetable:**

Action	Date	FR Cite
Rule Review, Request for Public Comments	07/00/2016	

Regulatory Flexibility Analysis Required: Undetermined**Government Levels Affected:** No**Small Entities Affected:** Business**Federalism:** No**Energy Affected:** Undetermined**Related RINs:** Previously Reported as 3084-AA60**Agency Contact:** Hampton Newsome

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Federal Trade Commission (FTC)**RIN:** 3084-AB05**Title:** Used Motor Vehicle Trade Regulation Rule**Abstract:**

As part of the systematic review of all Commission rules, the Commission initiated its periodic review of the Used Car Rule (or Used Motor Vehicle Trade Regulation Rule) on July 21, 2008, by publishing a notice seeking public comments on the effectiveness and impact of the Rule and on proposed modifications to the Rule. 73 FR 42285. Effective in 1985, and last reviewed in 1995, the Used Car Rule sets out the general duties of a used vehicle dealer and provides for a label to be affixed to a vehicle's window describing whether the vehicle is warranted by the dealer and, if so, details about the warranty such as the duration and systems covered.

In response to comments, the Commission published a notice of proposed rulemaking (NPRM) on December 17, 2012 (77 FR 74746), and a final rule revising the Spanish translation of the window form on December 12, 2012. 77 FR 73912. The extended comment period on the NPRM ended on March 13, 2013. The Commission published a supplemental NPRM on November 28, 2014. 79 FR 70804. The comment period was extended to March 17, 2015. 80 FR 4519.

Priority: Substantive, Nonsignificant**Agenda Stage of Rulemaking:** Proposed Rule**Major:** Undetermined**Unfunded Mandates:** No

CFR Citation: 16 CFR 455 (To search for a specific CFR, visit the [Code of Federal Regulations](#).)

Legal Authority: 15 U.S.C. 2309

Legal Deadline: None

Timetable:

Action	Date	FR Cite
ANPRM	07/21/2008	73 FR 42285
ANPRM Comment Period End	09/19/2008	
ANPRM Comment Period Extended	09/25/2008	73 FR 55548
ANPRM Comment Period Extended To	11/19/2008	
ANPRM Comment Period Reopened	04/30/2009	74 FR 19912
ANPRM Comment Period End	06/15/2009	
Final Rule	12/12/2012	77 FR 73912
NPRM	12/17/2012	77 FR 74746
Supplemental NPRM	11/28/2014	79 FR 70804
Extension of Comment Period (Supplemental NPRM)	01/28/2015	80 FR 4519
Extended Comment Period Closed (Supplemental NPRM)	03/17/2015	
Recommendation to Commission	12/00/2015	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: No

Small Entities Affected: Business

Federalism: No

Energy Affected: No

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Federal Trade Commission (FTC)

RIN: 3084-AB15

Title: Rule Concerning Energy And Water Use Labeling For Consumer Products

Abstract:

As part of its systematic review of all current FTC rules and guides, the Commission issued an NPRM seeking public comment on proposed changes to its Appliance Labeling Rule (now known as the Energy Labeling Rule), which requires energy efficiency labels for major household appliances and other consumer products. 77 FR 15298 (March 15, 2012). The FTC sought comments on the Rule's benefits and costs, and on several proposed changes, including whether the Commission should eliminate duplicative reporting requirements for manufacturers, require a uniform method for attaching labels to appliances, place EnergyGuide labels on room air conditioner packages instead of on the products, improve website disclosures, and revise ceiling fan labels. On January 10, 2013, the Commission amended the rule by streamlining data reporting requirements for manufacturers, clarifying testing requirements and enforcement provisions, improving online energy label disclosures, and making several minor technical changes and corrections. 78 FR 2200.

For televisions, the Commission issued proposed amendments that would conform the rule to a new DOE test procedure for televisions. 78 FR 78305 (December 26, 2013). The comment period closed on February 10, 2014. On April 9, 2014, the Commission issued conforming amendments to ensure the rule's television labeling requirements are consistent with the Energy Policy and Conservation Act (EPCA), which mandates that FTC labels reflect applicable DOE test procedures. 79 FR 19464.

As part of the regulatory review of the rule, the Commission issued a supplemental NPRM on June 18, 2014, proposing to expand coverage of the Lighting Facts label, change the current label categories for refrigerators, revise the ceiling fan label design and require room air conditioner labels on packaging instead of the units themselves. 79 FR 34642. The comment period closed on August 18, 2014. On December 29, 2014, the Commission updated label requirements for heating and cooling equipment and removed information from furnace labels about regional conservation standards. 79 FR 77868. The amendments were effective on April 6, 2015.

On December 31, 2014, the Commission issued an advance notice of proposed rulemaking seeking comments on labeling for several miscellaneous refrigeration products not covered by existing labeling requirements. 79 FR 78736. The Commission sought comments on whether labels for these products would assist consumers in their purchasing decisions. The comment period closed on March 3, 2015.

On October 26, 2015, the Commission announced proposed amendments to the Rule to create requirements related to a new label database on the DOE's website, redesign ceiling fan labels, improve and update the comparability ranges for refrigerator labels, revise central air conditioner labels in response to new DOE enforcement requirements, improve water heater labels, and update current plumbing disclosures. 80 FR 67351. The comment period will close 60 days after publication in the Federal

Register.

On October 26, 2015, the Commission announced final rule amendments to expand coverage of the Lighting Facts label, require room air conditioner labels on packaging instead of the units themselves, enhance the durability of appliance labels, and improve plumbing disclosure requirements. 80 FR 67285. This action completed the Commission's recent regulatory review of the Energy Labeling Rule.

Priority: Substantive, Nonsignificant

Agenda Stage of Rulemaking: Proposed Rule

Major: Undetermined

Unfunded Mandates: No

CFR Citation: 16 CFR 305 (To search for a specific CFR, visit the [Code of Federal Regulations](#).)

Legal Authority: sec 321 and 325 of the Energy Independence and Security Act of 2007 (EISA)

Legal Deadline: Regional Efficiency Standards--15 months after the Department of Energy (DOE) issued its final efficiency standards on October 25, 2011.

Action	Source	Description	Date
Other		15 months after DOE issued their final efficiency standards on October 25, 2011	01/25/2013

Timetable:

Action	Date	FR Cite
ANPRM	07/17/2008	73 FR 40988
Public Meeting	09/15/2008	
ANPRM Comment Period End	09/29/2008	
ANPRM (Consumer Electronics)	03/16/2009	74 FR 11045
ANPRM (Consumer Electronics) Comment Period End	05/14/2009	
NPRM (Light Bulbs)	11/10/2009	74 FR 57950
NPRM Comment Period End (Light Bulbs)	12/28/2009	
NPRM (TVs and Other Consumer Electronics)	03/11/2010	75 FR 11483
Public Meeting (TVs and Other Consumer Electronics)	04/16/2010	
NPRM (TVs and Other Consumer Electronics) Comment Period End	05/14/2010	
Final Rule (Light Bulbs)	07/19/2010	75 FR 41696
Technical Correction to Final Rule (Light Bulbs)	08/16/2010	75 FR 49818
Comment Period End (Light Bulb: Other Issues)	09/20/2010	
NPRM (Light Bulbs)	12/29/2010	75 FR 81943
Final Rule (TVs)	01/06/2011	76 FR 1038
Final Rule (Light Bulb)	04/12/2011	76 FR 20233
NPRM (Light Bulb II)	08/01/2011	76 FR 45715
ANPRM (Regional Efficiency Standards)	11/28/2011	76 FR 72872
Public Meeting (Regional Efficiency Standards)	12/16/2011	
ANPRM Comment Period End (Regional Efficiency Standards)	01/10/2012	
NPRM (Systematic Review)	03/15/2012	77 FR 15298
NPRM (Regional Efficiency Standards)	06/06/2012	77 FR 33337
NPRM (Comparability Ranges)	01/09/2013	78 FR 1779
Final Rule (Systematic Review)	01/10/2013	78 FR 2200
Final Rule (Regional Efficiency Standards)	02/06/2013	78 FR 8362
Final Rule (Comparability Ranges)	07/23/2013	78 FR 43974
NPRM (Televisions)	12/26/2013	78 FR 78305
NPRM (Televisions) Comment Period End	02/14/2014	
Final Rule (Televisions)	04/09/2014	79 FR 19464
Supplemental NPRM	06/18/2014	79 FR 34642
Supplemental NPRM Comment Period End	08/18/2014	
Final Rule (Regional Efficiency Standards)	12/29/2014	79 FR 77868
ANPRM (Refrigeration Products)	12/31/2014	79 FR 78736
Final Action Effective (Regional Efficiency Standards)	04/06/2015	
Final Rule (Systematic Review)	11/02/2015	80 FR 67285
NPRM	11/02/2015	80 FR 67351
NPRM Comment Period End	01/16/2016	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: No

Small Entities Affected: Business; Governmental Jurisdictions; Organizations

Federalism: No

Energy Affected: No

Related RINs: Related to 3084-AB11

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Federal Trade Commission (FTC)**RIN:** 3084-AB19**Title:** Telemarketing Sales Rule**Abstract:**

Commission staff is considering proposed "Anti-Fraud" amendments to the Telemarketing Sales Rule (TSR) concerning, among other things, the misuse of novel payment methods, such as remotely created checks, remotely created payment orders, cash-to-cash money transfers, and cash reload mechanisms in inbound or outbound telemarketing transactions, by telemarketers and sellers. On May 21, 2013, the Commission issued a notice of proposed rulemaking (NPRM), which was published in the Federal Register on July 9, 2013. 78 FR 41200. After a short extension, the comment period closed on August 8, 2013. Commission staff reviewed the comments submitted in response to the NPRM, and forwarded a recommendation to the Commission. In the middle of November 2015, the Commission announced the pending publication of a final rule for Anti-Fraud" amendments . Publication of the Federal Register notice is expected by December 2015. Commission action by the end of 2016.

On August 11, 2014, the Commission initiated periodic review of this rule and solicited public comments. 79 FR 46732. The comment period as extended closed on November 13, 2014. 79 FR 61267. Staff anticipates making a recommendation to the Commission by 2016.

Priority: Substantive, Nonsignificant**Agenda Stage of Rulemaking:** Proposed Rule**Major:** No**Unfunded Mandates:** Undetermined**CFR Citation:** 16 CFR 310 (To search for a specific CFR, visit the [Code of Federal Regulations](#).)**Legal Authority:** 15 U.S.C. 6101 to 6108; 15 U.S.C. 41 to 58**Legal Deadline:** None**Timetable:**

Action	Date	FR Cite
NPRM	08/19/2009	74 FR 41988
NPRM Comment Period End	10/09/2009	
NPRM Comment Period Extended	10/15/2009	74 FR 52914
NPRM Extended Comment Period End	10/26/2009	
Public Forum	11/04/2009	
Final Rule	08/10/2010	75 FR 48458
Technical Correction to Final Rule	08/24/2010	75 FR 51934
Effective Date	09/27/2010	
Effective Date (Advance Fee Ban)	10/27/2010	
ANPRM (Caller ID)	12/15/2010	75 FR 78179
NPRM (Anti-Fraud)	07/09/2013	78 FR 41200
Closure of Proceeding (Caller ID)	12/20/2013	78 FR 77024
Rule Review, Request for Public Comment	08/14/2014	79 FR 46732
Rule Review Extended Comment Period End	10/10/2014	79 FR 61267
Commission Action (Anti-Fraud)	12/00/2015	
Recommendation to Commission (Rule Review)	04/00/2016	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** No**Small Entities Affected:** Business**Federalism:** Undetermined**Energy Affected:** No

International Impacts: This regulatory action will be likely to have international trade and investment effects, or otherwise be of international interest.

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Title: Care Labeling of Textile Apparel and Certain Piece Goods as Amended

Abstract:

As part of the systematic review of all Commission rules, on July 13, 2011, the Commission initiated its periodic review of the Care Labeling Rule (or the Rule on Care Labeling of Textile Apparel and Certain Piece Goods as Amended) by publishing a notice seeking public comments on the effectiveness and impact of the rule. 76 FR 41148. The comment period closed on September 6, 2011, and staff reviewed the comments.

On September 11, 2012, the Commission announced a Notice of Proposed Rulemaking (NPRM). Based on a review of comments, the Commission has concluded that the rule continues to benefit consumers and will be retained. The NPRM is now seeking comments on potential updates to the rule, including changes that would: allow manufacturers and importers, if they so choose, to include professional instructions for wet-cleaning—an environmentally friendly alternative to dry cleaning—on labels if the garment can be professionally wet-cleaned; permit manufacturers to use updated ASTM (American Society for Testing and Materials) or ISO (International Organization for Standardization) symbols on labels in lieu of written terms providing care instructions; clarify what constitutes a reasonable basis for care instructions; and update and expand the definition of "dry-clean" to reflect current practices and account for the advent of new solvents. The comment period closed on November 16, 2012. On July 24, 2013, the Commission announced that it would host a public roundtable on October 1, 2013, to analyze proposed changes to the rule. 78 FR 45901. On March 28, 2014, the Commission hosted a public roundtable in Washington, DC, that analyzed proposed changes to the rule. Staff anticipates forwarding a recommendation to the Commission during the fall of 2015.

The Care Labeling Rule makes it an unfair or deceptive act or practice for manufacturers and importers of textile wearing apparel and certain piece goods to sell these items without attaching care labels stating "what regular care is needed for the ordinary use of the product." The rule also requires that the manufacturer or importer possess, prior to sale, a reasonable basis for the care instructions, and allows the use of approved care symbols in lieu of words to disclose care instructions.

Priority: Other Significant

Agenda Stage of Rulemaking: Proposed Rule

Major: Undetermined

Unfunded Mandates: No

CFR Citation: 16 CFR 423 (To search for a specific CFR, visit the [Code of Federal Regulations](#).)

Legal Authority: 15 U.S.C. 41 et seq.

Legal Deadline: None

Timetable:

Action	Date	FR Cite
ANPRM	07/13/2011	76 FR 41148
ANPRM Comment Period Closed	09/06/2011	
NPRM	09/20/2012	77 FR 58338
NPRM Comment Period Closed	11/16/2012	
Commission Roundtable	03/28/2014	
NPRM and Roundtable Comment Period End	04/11/2014	
Recommendation to Commission	11/00/2015	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: No

Small Entities Affected: Business

Federalism: No

Energy Affected: No

Related RINs: Previously Reported as 3084-AA54

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Federal Trade Commission (FTC)

RIN: 3084-AB32

Title: Premerger Notification Rules and Report Form

Abstract:

The Premerger Notification Rules (HSR Rules or Rules) and the Antitrust Improvements Act Notification and Report Form (HSR Form) were adopted pursuant to section 7A of the Clayton Act. Section 7A requires firms of a certain size contemplating

mergers, acquisitions or other transactions of a specified size to file notification with the Federal Trade Commission (FTC) and the U.S. Department of Justice (DOJ) and to wait a designated period of time before consummating the transaction. It also requires the FTC, with the concurrence of the U.S. Assistant Attorney General for Antitrust, to promulgate rules requiring that notification be in a form and contain information necessary to enable the FTC and DOJ to determine whether the proposed transaction may, if consummated, violate the antitrust laws. These Rules are continually reviewed in order to improve the program's effectiveness and to reduce the paperwork burden on the business community.

Pursuant to the 2000 Amendments to section 7A of the Clayton Act, codified at 15 U.S.C. 18(a), the filing thresholds are revised annually based on the change in gross national product. The threshold reporting figure of the size of the transaction test under section 7A(a)(2)(B)(i) is now \$76.3 million, which was effective February 20, 2015. 80 FR 2934.

The Premerger Office is considering amendments to the Instructions to the HSR Form to update information related to NAICS codes and recent rule changes and to allow the submission of filings on electronic media. The proposed amendments may be issued during the fourth quarter of 2015. The Premerger Office is also considering amendments to the HSR Rules regarding standards for the valuation of potentially reportable transactions. The proposed amendments may be issued during the second quarter of 2016.

Priority: Substantive, Nonsignificant

Agenda Stage of Rulemaking: Proposed Rule

Major: No

Unfunded Mandates: No

CFR Citation: 16 CFR 801 to 803 (To search for a specific CFR, visit the [Code of Federal Regulations](#))

Legal Authority: 15 U.S.C. 18a, Clayton Act

Legal Deadline: None

Timetable:

Action	Date	FR Cite
NPRM (Licensing Agreements)	08/20/2012	77 FR 50057
NPRM (Licensing Agreements) Comment Period End	10/25/2012	
NPRM (Withdrawal of HSR Filings)	02/01/2013	78 FR 10574
Final Rule (Withdrawal of HSR Filings)	06/25/2013	78 FR 41293
Final Rule (Licensing Agreements)	11/15/2013	78 FR 68705
Final Rule (New Address ? PMN Office)	04/25/2014	79 FR 25662
NPRM	12/00/2015	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: No

Small Entities Affected: No

Federalism: No

Energy Affected: No

International Impacts: This regulatory action will be likely to have international trade and investment effects, or otherwise be of international interest.

Related RINs: Previously Reported as 3084-AA91; Previously Reported as 3084-AA23

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Federal Trade Commission (FTC)

RIN: 3084-AB39

Title: Automotive Fuel Ratings, Certification and Posting

Abstract:

First issued in 1979 as required by section 203(c)(1) of the Petroleum Marketing Practices Act and last revised in 2011, the Automotive Fuel Ratings, Certification, and Posting Rule (known as Fuel Rating Rule) sets out a uniform method by which the octane rating of automotive gasoline can be certified from the refiner through the chain of distribution and then displayed at the point of retail sale. The rule enables consumers to buy gasoline with an octane rating that is high enough to prevent inefficient and harmful "engine knock" and to avoid buying a gasoline with an octane rating that is needlessly higher than the requirements

of their automobiles. The rule also establishes standard procedures for determining, certifying, and posting (by means of a label on the fuel dispenser) the rating of automotive fuels intended for sale to consumers. The certification requirement may be satisfied by industry documents (shipping receipts, delivery tickets, etc.) on which the rating is noted, or can be accomplished with a one-time letter of certification. In addition, the rule contains recordkeeping requirements that require refiners and importers to retain rating test records and distributors and retailers to retain certification records for one year.

On March 27, 2014, the Commission announced proposed ethanol labeling amendments to revise rating, certification and labeling requirements for blends of gasoline with more than 10 percent ethanol, and a new octane rating method that would lower compliance costs. The comment period closed on July 2, 2014. Staff completed the review of comments and anticipates Commission action by the end of 2015.

In the middle of November 2015, the Commission announced final rule amendments that require entities rate and certify all ethanol fuels to provide useful information to consumers about ethanol concentration and suitability for their cars and engines. Responding to the comments, the final amendments provide greater flexibility for businesses to comply with the ethanol labeling requirements, and do not adopt the alternative octane rating method proposed in the 2014 Notice of Proposed Rulemaking. Publication of the Federal Register notice is expected by December 2015.

Priority: Substantive, Nonsignificant

Agenda Stage of Rulemaking: Proposed Rule

Major: No

Unfunded Mandates: No

CFR Citation: 16 CFR 306 (To search for a specific CFR, visit the [Code of Federal Regulations](#).)

Legal Authority: 15 U.S.C. 41 et seq.; 15 U.S.C. 2801 et seq.

Legal Deadline: None

Timetable:

Action	Date	FR Cite
NPRM	04/04/2014	79 FR 18850
NPRM Comment Period End	07/02/2014	
Commission Action	12/00/2015	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: No

Small Entities Affected: Business

Federalism: No

Energy Affected: No

Related RINs: Previously Reported as 3084-AB14

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Federal Trade Commission (FTC)

RIN: 3084-AB42

Title: Privacy of Consumer Financial Information

Abstract:

The Privacy of Consumer Financial Information Rule (Privacy Rule or Rule), 16 CFR part 313, requires among other things that certain motor vehicle dealers provide an annual disclosure of their privacy policies to their customers by hand delivery, mail, electronic delivery, or through a website, but only with the consent of the consumer.

On June 24, 2015, the Commission proposed amending the Rule to allow motor vehicle dealers instead to notify their customers that a privacy policy is available on their website, under certain circumstances. 80 FR 36267. The proposed amendment would also revise the scope and definitions in the Rule in light of the transfer of part of the Commission's rulemaking authority to the Consumer Financial Protection Bureau in the Dodd-Frank Wall Street Reform and Consumer Protection Act. The comment period closed on August 31, 2015. Staff anticipates that the Commission will issue a final rule amendment by early 2016.

Priority: Substantive, Nonsignificant**Agenda Stage of Rulemaking:** Proposed Rule**Major:** Undetermined**Unfunded Mandates:** No**CFR Citation:** 16 CFR 313 (To search for a specific CFR, visit the [Code of Federal Regulations](#).)**Legal Authority:** 15 U.S.C. 6801 et seq.**Legal Deadline:** None**Timetable:**

Action	Date	FR Cite
Notice of Proposed Rulemaking	06/24/2015	80 FR 36267
Final Rule	02/00/2016	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** No**Small Entities Affected:** Business**Federalism:** No**Energy Affected:** No**Related RINs:** Previously Reported as 3084-AA97**Related Agencies:** Common: CFPB**Agency Contact:** Steven Toporoff

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Federal Trade Commission (FTC)**RIN:** 3084-AB33**Title:** Fair Packaging and Labeling Act Regulations**Abstract:**

As part of its ongoing systematic review of all Federal Trade Commission rules and guides, the Commission requested comments on March 19, 2014, regarding, among other things, the economic impact and benefits of the Fair Packaging and Labeling Act (FPLA) Rules; possible conflict between the rules and State, local, or other Federal laws or regulations; and the effect on the rules of any technological, economic, or other industry changes. The comment period closed on May 21, 2014. On February 2, 2015, the Commission proposed amendments to the rules, including modernizing the place-of-business listing requirement to incorporate online resources and eliminating obsolete references to commodities advertised using the terms "cents off," "introductory offer," and "economy size." 80 FR 5491. The agency also proposed to revise the rules to incorporate a more comprehensive metric conversion chart. The comment period closed on March 30, 2015.

In November 2015, the Commission issued final rule amendments, which modernized the place-of-business listing requirement to incorporate online resources, eliminated obsolete references to commodities advertised using the terms cents off," introductory offer" and economy size," and incorporated a more comprehensive metric chart. The amendments are effective 30 days after publication in the Federal Register.

The FPLA requires consumer commodities to be marked with statements of: (1) identity; (2) net quantity of contents; and (3) name and place of the business of manufacturer, packer, or distributor. These requirements serve FPLA's stated purpose of "enabling consumers to obtain accurate information as to the quantity of the contents and ... to facilitate value comparisons." The FTC is responsible for FPLA enforcement regarding all consumer commodities other than foods, drugs, and cosmetics, and pursuant to section 6(b) of FPLA, the Commission promulgated the implementing regulations found in 16 CFR parts 500, 501, 502, and 503. Pursuant to 1992 amendments to the FPLA, the Commission has amended these regulations to require the use of the units of both the customary inch/pound measurement system and the metric measurement system in the net quantity statement for certain consumer commodities. The amended regulations became effective on February 14, 1994.

Priority: Substantive, Nonsignificant**Agenda Stage of Rulemaking:** Final Rule**Major:** No**Unfunded Mandates:** No**CFR Citation:** 16 CFR 500; 16 CFR 501; 16 CFR 502; 16 CFR 503 (To search for a specific CFR, visit the [Code of Federal Regulations](#).)**Legal Authority:** Fair Packaging and Labeling Act, 15 U.S.C. 1451**Legal Deadline:** None**Timetable:**

Action	Date	FR Cite
ANPRM	03/19/2014	79 FR 15272
ANPRM Comment Period End	05/21/2014	
NPRM	02/02/2015	80 FR 5491
NPRM Comment Period End	03/30/2015	

Final Rule	11/00/2015	
Final Rule Effective	12/00/2015	

Regulatory Flexibility Analysis Required: Undetermined**Government Levels Affected:** No**Small Entities Affected:** Business**Federalism:** No**Energy Affected:** No**Related RINs:** Previously Reported as 3084-AA46**Agency Contact:** Doug Wolfe

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Federal Trade Commission (FTC)**RIN:** 3084-AB38**Title:** CAN-SPAM Rule**Abstract:**

The Controlling the Assault of Non-Solicited Pornography and Marketing Act of 2003 (the CAN-SPAM Act or the Act) was enacted on December 16, 2003, and sets rules for commercial email, establishes requirements for commercial messages, gives recipients the right to have senders of commercial email stop emailing them, and provides for penalties for violations. The FTC issued the CAN-SPAM Rule (Rule) to implement the Act, as authorized by the statute.

As part of its ongoing systematic review of all Federal Trade Commission rules and guides, in late 2016 the Commission plans to request public comments on, among other things, the economic impact and benefits of the Rule; possible conflict between the Rule and State, local, or other Federal laws or regulations; and the effect on the Rule of any technological, economic, or other industry changes.

Priority: Substantive, Nonsignificant**Agenda Stage of Rulemaking:** Long-term Action**Major:** Undetermined**Unfunded Mandates:** No**CFR Citation:** 16 CFR 316 (To search for a specific CFR, visit the [Code of Federal Regulations](#).)**Legal Authority:** 15 U.S.C. 7701 to 7713; 18 U.S.C. 1037**Legal Deadline:** None**Timetable:**

Action	Date	FR Cite
Rule Review, Request for Public Comments	12/00/2016	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** No**Small Entities Affected:** Business; Organizations**Federalism:** No**Energy Affected:** No**International Impacts:** This regulatory action will be likely to have international trade and investment effects, or otherwise be of international interest.**Related RINs:** Previously Reported as 3084-AA96**Agency Contact:** Christopher Brown Federal Trade Commission

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Federal Trade Commission (FTC)**RIN:** 3084-AB41**Title:** Disposal of Consumer Report Information and Records**Abstract:**

Effective June 1, 2005, the Disposal Rule requires any person or entity who maintains or otherwise possesses consumer

information for a business purpose that the consumer information be properly disposed of to protect against unauthorized access to or use of the information that could lead to identity theft and other forms of consumer fraud. This rule implements section 216 of the Fair and Accurate Credit Transactions Act of 2003, which is designed to reduce the risk of consumer fraud and related harms, including identity theft, created by improper disposal of consumer information.

In 2016, the Commission plans to request comments on the rule as part of the Commission's systematic review of all current Commission rules and guides.

Priority: Substantive, Nonsignificant

Agenda Stage of Rulemaking: Long-term Action

Major: Undetermined

Unfunded Mandates: No

CFR Citation: 16 CFR 682 (To search for a specific CFR, visit the [Code of Federal Regulations](#).)

Legal Authority: sec. 216 of the Fair and Accurate Credit Transactions Act of 2003, Pub. L. 108-159

Legal Deadline: None

Timetable:

Action	Date	FR Cite
Rule Review; Request for Comments	12/00/2016	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: No

Small Entities Affected: Business

Federalism: No

Energy Affected: No

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Federal Trade Commission (FTC)

RIN: 3084-AB24

Title: Rule Governing Disclosure of Written Consumer Product Warranty Terms and Conditions

Abstract:

As part of the systematic review of all Commission rules, on August 23, 2011, the Commission initiated its periodic review of the Consumer Warranty Rule (or the Rule Governing the Disclosure of Written Consumer Product Warranty Terms and Conditions, Rule 701) by publishing a notice seeking public comments on the effectiveness and impact of the rule. 76 FR 52596. The comment period closed on October 24, 2011. On July 20, 2015, the Commission concluded its review of the Interpretations, Rules, and Guides under the Magnuson-Moss Warranty Act and announced it would keep the Rules and Guides in their present form (Rules at 16 CFR 701-703; Guides at 16 CFR 239) while modifying the Interpretations in 16 CFR 700.10 and 700.11(a). See 80 FR 42710 (Final Rule) (July 20, 2015).

The Consumer Warranty Rule establishes requirements for warrantors for disclosing the terms and conditions of written warranties on consumer products actually costing the consumer more than \$15.00. Rule 701 specifies the information that must appear in the written warranty, as well as the exact language that must be used for certain disclosures. Under Rule 701, the information must be disclosed in simple, easily understood, and concise language in a single document. In addition to specifying the information that must appear in a written warranty, Rule 701 also requires that, in instances where the warrantor uses a warranty registration or owner registration card, the warranty must disclose whether that registration card is a condition precedent to warranty coverage. Finally, it provides that, in connection with some "seal of approval" programs, the disclosures do not have to be given in the actual seal itself, if they are made in a publication with a general circulation.

Priority: Substantive, Nonsignificant

Agenda Stage of Rulemaking: Completed Action

Major: No

Unfunded Mandates: No

CFR Citation: 16 CFR 701 (To search for a specific CFR, visit the [Code of Federal Regulations](#).)

Legal Authority: 15 U.S.C. 41 et seq.

Legal Deadline: None

Timetable:

Action	Date	FR Cite
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ANPRM	08/23/2011	76 FR 52596
Final Rule	07/20/2015	80 FR 42710
Final Rule Effective	07/20/2015	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** No**Small Entities Affected:** Business**Federalism:** No**Energy Affected:** No**International Impacts:** This regulatory action will be likely to have international trade and investment effects, or otherwise be of international interest.**Related RINs:** Previously Reported as 3084-AA72**Agency Contact:** Svetlana S Gans

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Federal Trade Commission (FTC)**RIN:** 3084-AB25

Title: Rule Governing the Pre-Sale Availability of Written Warranty Terms**Abstract:**

As part of the systematic review of all Commission rules, on August 23, 2011, the Commission initiated its periodic review of the Pre-Sale Availability Rule (or Rule Governing the Pre-Sale Availability of Written Warranty Terms, Rule 702) by publishing a notice seeking public comments on the effectiveness and impact of the rule. 76 FR 52595. The comment period closed on October 24, 2011. On July 20, 2015, the Commission concluded its review of the Interpretations, Rules, and Guides under the Magnuson-Moss Warranty Act and announced it would keep the Rules and Guides in their present form (Rules at 16 CFR 701-703; Guides at 16 CFR 239) while modifying the Interpretations in 16 CFR 700.10 and 700.11(a). See 80 FR 42710 (Final Rule) (July 20, 2015).

The Pre-Sale Availability Rule was published as a final rule in 1975 and most recently amended in 1987. Section 102(b)(1)(A) of the Magnuson-Moss Warranty Act, 15 U.S.C. 2301 et seq., directed the Commission to prescribe rules requiring that the terms of any written warranty on a consumer product be made available to the consumer or prospective consumer prior to the sale of the product. Accordingly, the Commission issued Rule 702, which requires sellers and warrantors to make the terms of a written warranty available to the consumer prior to sale. Among other things, the rule requires sellers to make warranties readily available by either (1) displaying the warranty document in close proximity to the product, or (2) furnishing the warranty document on request and posting signs in prominent locations advising consumers that warranty information is available. The rule requires warrantors to provide materials to enable sellers to comply with the rule's requirements. It also sets out the methods by which warranty information can be made available prior to the sale of the product in instances where the product is sold through catalogs, mail order, or door-to-door.

Priority: Substantive, Nonsignificant**Agenda Stage of Rulemaking:** Completed Action**Major:** No**Unfunded Mandates:** No**CFR Citation:** 16 CFR 702 (To search for a specific CFR, visit the [Code of Federal Regulations](#).)**Legal Authority:** 15 U.S.C. 41 et seq.**Legal Deadline:** None**Timetable:**

Action	Date	FR Cite
ANPRM	08/23/2011	76 FR 52596
Final Rule	07/20/2015	80 FR 42710
Final Rule Effective	07/20/2015	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** No**Small Entities Affected:** Business**Federalism:** No**Energy Affected:** No**International Impacts:** This regulatory action will be likely to have international trade and investment effects, or otherwise be of international interest.**Related RINs:** Previously Reported as 3084-AA73**Agency Contact:** Svetlana S Gans

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Federal Trade Commission (FTC)**RIN: 3084-AB26**

Title: Rule Governing Informal Dispute Settlement Procedure**Abstract:**

As part of the systematic review of all Commission rules, on August 23, 2011, the Commission initiated its periodic review of the Rule Governing Informal Dispute Settlement Procedures (Rule 703) by publishing a notice seeking public comments on the effectiveness and impact of the rule. 76 FR 52596. The comment period closed on October 24, 2011. On July 20, 2015, the Commission concluded its review of the Interpretations, Rules, and Guides under the Magnuson-Moss Warranty Act and announced it would keep the Rules and Guides in their present form (Rules at 16 CFR 701-703; Guides at 16 CFR 239) while modifying the Interpretations in 16 CFR 700.10 and 700.11(a). See 80 FR 42710 (Final Rule) (July 20, 2015).

Rule 703 establishes minimum requirements for those informal dispute settlement mechanisms (IDSM) that are incorporated by the warrantor into its consumer product warranty. By incorporating the IDSM into the warranty, the warrantor requires the consumer to use the IDSM before pursuing any legal remedies in court. Among other things, the rule sets out the mechanism's structure, the qualifications of decision makers, the procedures for resolving disputes, and recordkeeping requirements of such IDSMs. The rule also prescribes the duties of the warrantor in making consumers aware of the IDSM and how to use it, as well as the warrantor's duties to comply with the IDSM's requests and decisions. The rule also requires IDSMs that operate under Rule 703 to submit annual audits to the Federal Trade Commission to determine their compliance with the rule.

Priority: Substantive, Nonsignificant**Agenda Stage of Rulemaking:** Completed Action**Major:** No**Unfunded Mandates:** No**CFR Citation:** 16 CFR 703 (To search for a specific CFR, visit the [Code of Federal Regulations](#).)**Legal Authority:** 15 U.S.C. 41 et seq.**Legal Deadline:** None**Timetable:**

Action	Date	FR Cite
ANPRM	08/23/2011	76 FR 52596
Final Rule	07/20/2015	80 FR 42710
Final Rule Effective	07/20/2015	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** No**Small Entities Affected:** Business**Federalism:** No**Energy Affected:** No**International Impacts:** This regulatory action will be likely to have international trade and investment effects, or otherwise be of international interest.**Related RINs:** Previously Reported as 3084-AA75**Agency Contact:** Svetlana S Gans

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