

116TH CONGRESS
1ST SESSION

S. 2532

To require the Federal Trade Commission to promulgate regulations requiring manufacturers to give notice to consumers as to whether internet-connected devices contain cameras or microphones.

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 24, 2019

Mr. GARDNER introduced the following bill; which was read twice and referred to the Committee on Commerce, Science, and Transportation

A BILL

To require the Federal Trade Commission to promulgate regulations requiring manufacturers to give notice to consumers as to whether internet-connected devices contain cameras or microphones.

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 “Protecting Privacy in
5 Our Homes Act”.

6 **SEC. 2. DEFINITIONS.**

7 In this Act:

1 (1) COMMISSION.—The term “Commission”
2 means the Federal Trade Commission.

3 (2) COVERED DEVICE.—The term “covered de-
4 vice”—

5 (A) means an internet-connected device a
6 component of which is a camera or microphone;
7 and

8 (B) does not include any device that is spe-
9 cifically marketed as a camera or microphone.

10 (3) COVERED MANUFACTURER.—The term
11 “covered manufacturer” means a manufacturer of a
12 covered device.

13 **SEC. 3. REGULATIONS.**

14 Not later than 180 days after the date of enactment
15 of this Act, the Commission shall promulgate regulations
16 under section 553 of title 5, United States Code, under
17 which each covered manufacturer shall be required to in-
18 clude on the packaging of each covered device manufac-
19 tured by the covered manufacturer a notice that a camera
20 or microphone is a component of the covered device.

21 **SEC. 4. ENFORCEMENT.**

22 (a) IN GENERAL.—This Act and the regulations pro-
23 mulgated under this Act shall be enforced by the Commis-
24 sion under the Federal Trade Commission Act (15 U.S.C.
25 41 et seq.).

1 (b) UNFAIR OR DECEPTIVE ACTS OR PRACTICES.—
2 A violation of this Act or a regulation promulgated under
3 this Act shall be treated as a violation of a rule defining
4 an unfair or deceptive act or practice prescribed under sec-
5 tion 18(a)(1)(B) of the Federal Trade Commission Act
6 (15 U.S.C. 57a(a)(1)(B)).

7 (c) ACTIONS BY THE COMMISSION.—

8 (1) IN GENERAL.—The Commission shall pre-
9 vent any person from violating this Act or a regula-
10 tion promulgated under this Act in the same man-
11 ner, by the same means, and with the same jurisdic-
12 tion, powers, and duties as though all applicable
13 terms and provisions of the Federal Trade Commis-
14 sion Act (15 U.S.C. 41 et seq.) were incorporated
15 into and made a part of this Act.

16 (2) PENALTIES AND PRIVILEGES.—Any person
17 who violates this Act or a regulation promulgated
18 under this Act shall be subject to the penalties and
19 entitled to the privileges and immunities provided in
20 the Federal Trade Commission Act (15 U.S.C. 41 et
21 seq.).

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