

**AMENDMENT TO THE SENATE AMENDMENTS TO  
H.R. 22  
OFFERED BY M . \_\_\_\_\_**

Page 574, insert after line 6 the following new sections:

**1 SEC. 34216. IMPROVED VEHICLE SAFETY DATABASES.**

2 Not later than 2 years after the date of enactment  
3 of this Act, the Secretary shall increase public accessibility  
4 to and timeliness of information on the National Highway  
5 Traffic Safety Administration’s vehicle safety databases  
6 including by—

7 (1) improving organization and functionality,  
8 including modern web design features, and allowing  
9 for data to be searched, aggregated, and  
10 downloaded;

11 (2) providing greater consistency in presen-  
12 tation of vehicle safety issues;

13 (3) improving searchability about specific vehi-  
14 cles and issues through standardization of commonly  
15 used search terms and the integration of databases  
16 to enable all to be simultaneously searched using the  
17 same keyword search function; and

1 (4) improving the publicly accessible early  
2 warning database, by—

3 (A) enabling users to search for incidents  
4 across multiple reporting periods for a given  
5 make and model name, model year, or type of  
6 potential defect; and

7 (B) ensuring that search results, in addi-  
8 tion to being downloadable, are sortable within  
9 an Internet browser by make, model name,  
10 model year, State or foreign country of the inci-  
11 dent, number of deaths, number of injuries,  
12 date of the incident, and type of potential de-  
13 fect.

14 **SEC. 34217. IMPROVED USED CAR BUYERS GUIDE.**

15 In addition to the information already required to be  
16 included pursuant to section 455.2 of title 16, Code of  
17 Federal Regulations (the Used Motor Vehicle Trade Regu-  
18 lation Rule), the Buyers Guide window form shall in-  
19 clude—

20 (1) a statement of the vehicle's brand history,  
21 total loss history, and salvage history according to  
22 the vehicle's National Motor Vehicle Title Informa-  
23 tion System (NMVTIS) vehicle history report, the  
24 date on which the dealer obtained the vehicle history

1 report, and the website where a consumer can obtain  
2 a vehicle history report; and

3 (2) a statement of the vehicle's recall repair his-  
4 tory according to the vehicle identification number  
5 search tool established pursuant to section 31301 of  
6 the Moving Ahead for Progress in the 21st Century  
7 Act (49 U.S.C. 30166 note), the date on which the  
8 used vehicle dealer obtained the recall repair history,  
9 and the website where a consumer may obtain this  
10 information.

11 **SEC. 34218. RETENTION OF SAFETY RECORDS BY MANUFAC-**  
12 **TURERS.**

13 (a) RULE.—Not later than 18 months after the date  
14 of enactment of this Act, the Secretary shall issue a final  
15 rule pursuant to section 30117 of title 49, United States  
16 Code, requiring each manufacturer of motor vehicles or  
17 motor vehicle equipment to retain all motor vehicle safety  
18 records, including documents, reports, correspondence, or  
19 other materials that contain information concerning mal-  
20 functions that may be related to motor vehicle safety (in-  
21 cluding any failure or malfunction beyond normal deterio-  
22 ration in use, or any failure of performance, or any flaw  
23 or unintended deviation from design specifications, that  
24 could in any reasonably foreseeable manner be a causative  
25 factor in, or aggravate, an accident or an injury to a per-

1 son), for a period of not less than 20 calendar years from  
2 the date on which they were generated or acquired by the  
3 manufacturer. Such requirement shall also apply to all un-  
4 derlying records on which information reported to the Sec-  
5 retary under part 579 of title 49, Code of Federal Regula-  
6 tions, is based.

7 (b) APPLICATION.—The rule required by subsection  
8 (a) shall apply with respect to any record described in such  
9 subsection that is in the possession of a manufacturer on  
10 the effective date of such rule.

11 **SEC. 34219. ELIMINATION OF REGIONAL RECALLS.**

12 Section 30118 of title 49, United States Code, is  
13 amended by adding at the end the following new sub-  
14 sections:

15 “(f) LONG-TERM EXPOSURE TO ENVIRONMENTAL  
16 CONDITIONS.—If a manufacturer of a motor vehicle or re-  
17 placement equipment learns the vehicle or equipment con-  
18 tains a safety problem caused by long-term exposure to  
19 environmental conditions, the manufacturer shall give no-  
20 tice under subsection (c) as if the manufacturer learned  
21 the vehicle or equipment contains a defect and decides in  
22 good faith that the defect is related to motor vehicle safe-  
23 ty.

24 “(g) NATIONAL ORDERS AND NOTIFICATIONS.—All  
25 orders under subsection (b)(2) and notifications under

1 subsection (c) shall be carried out on a national basis and  
2 shall not be limited to vehicles or equipment in certain  
3 States or territories or other geographic regions of the  
4 United States. This paragraph shall not prevent the Sec-  
5 retary from permitting the prioritization of the shipment  
6 of replacement parts by geographic location when appro-  
7 priate.”.

8 **SEC. 34220. APPLICATION OF REMEDIES FOR DEFECTS AND**  
9 **NONCOMPLIANCE.**

10 Section 30120(g)(1) of title 49, United States Code,  
11 is amended by striking “the motor vehicle or replacement  
12 equipment was bought by the first purchaser more than  
13 10 calendar years, or”.

14 **SEC. 34221. PEDESTRIAN SAFETY IMPROVEMENT RULE.**

15 (a) SAFETY RESEARCH INITIATIVE.—Not later than  
16 2 years after the date of enactment of this Act, the Sec-  
17 retary shall complete research into the development of  
18 safety standards or performance requirements to reduce  
19 the number of injuries and fatalities suffered by pedes-  
20 trians and other non-occupants who are struck by pas-  
21 senger motor vehicles.

22 (b) SPECIFICATIONS.—In carrying out subsection (a),  
23 the Secretary shall consider means for protecting espe-  
24 cially vulnerable pedestrian and non-occupant populations,

1 including children, older adults, and individuals with dis-  
2 abilities.

3 (c) RULEMAKING OR REPORT.—

4 (1) RULEMAKING.—Not later than 1 year after  
5 the completion of each testing and research initiative  
6 required under subsection (a), the Secretary shall  
7 initiate a rulemaking proceeding to issue a Federal  
8 motor vehicle safety standard if the Secretary deter-  
9 mines that such a standard meets the requirements  
10 and considerations set forth in subsections (a) and  
11 (b) of section 30111 of title 49, United States Code.

12 (2) REPORT.—If the Secretary determines that  
13 the standard described in paragraph (1) does not  
14 meet the requirements and considerations set forth  
15 in subsections (a) and (b) of section 30111 of title  
16 49, United States Code, the Secretary shall submit  
17 a report describing the reasons for not prescribing  
18 such a standard to the Committee on Energy and  
19 Commerce of the House of Representatives and the  
20 Committee on Commerce, Science, and Transpor-  
21 tation of the Senate.

22 (d) PASSENGER MOTOR VEHICLE DEFINED.—In this  
23 section, the term “passenger motor vehicle”—

24 (1) means a motor vehicle (as defined in section  
25 30102(a) of title 49, United States Code) that is

1 rated at less than 10,000 pounds gross vehicular  
2 weight; and

3 (2) does not include—

4 (A) a motorcycle;

5 (B) a trailer; or

6 (C) a low speed vehicle (as defined in sec-  
7 tion 571.3 of title 49, Code of Federal Regula-  
8 tions).

9 **SEC. 34222. RULEMAKING ON REAR SEAT CRASH-**  
10 **WORTHINESS.**

11 (a) SAFETY RESEARCH INITIATIVE.—Not later than  
12 2 years after the date of enactment of this Act, the Sec-  
13 retary shall complete research into the development of  
14 safety standards or performance requirements for the  
15 crashworthiness and survivability for passengers in the  
16 rear seats of motor vehicles.

17 (b) SPECIFICATIONS.—In carrying out subsection (a),  
18 the Secretary shall consider side- and rear-impact collision  
19 testing, additional airbags, head restraints, seatbelt fit,  
20 seatbelt airbags, belt anchor location, and any other fac-  
21 tors the Secretary considers appropriate.

22 (c) RULEMAKING OR REPORT.—

23 (1) RULEMAKING.—Not later than 1 year after  
24 the completion of each research and testing initiative  
25 required under subsection (a), the Secretary shall

1 initiate a rulemaking proceeding to issue a Federal  
2 motor vehicle safety standard if the Secretary deter-  
3 mines that such a standard meets the requirements  
4 and considerations set forth in subsections (a) and  
5 (b) of section 30111 of title 49, United States Code.

6 (2) REPORT.—If the Secretary determines that  
7 the standard described in paragraph (1) does not  
8 meet the requirements and considerations set forth  
9 in subsections (a) and (b) of section 30111 of title  
10 49, United States Code, the Secretary shall submit  
11 a report describing the reasons for not prescribing  
12 such a standard to the Committee on Energy and  
13 Commerce of the House of Representatives and the  
14 Committee on Commerce, Science, and Transpor-  
15 tation of the Senate.

