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 presentation of vehicle safety issues;
12 (3) improving searchability about specific vehicles and issues through standardization of commonly
13 used search terms and the integration of databases
14 to enable all to be simultaneously searched using the
15 same keyword search function; and
(4) improving the publicly accessible early warning database, by—

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

(B) ensuring that search results, in addition to being downloadable, are sortable within an Internet browser by make, model name, model year, State or foreign country of the incident, number of deaths, number of injuries, date of the incident, and type of potential defect.

SEC. 34217. IMPROVED USED CAR BUYERS GUIDE.

In addition to the information already required to be included pursuant to section 455.2 of title 16, Code of Federal Regulations (the Used Motor Vehicle Trade Regulation Rule), the Buyers Guide window form shall include—

(1) a statement of the vehicle’s brand history, total loss history, and salvage history according to the vehicle’s National Motor Vehicle Title Information System (NMVTIS) vehicle history report, the date on which the dealer obtained the vehicle history...
report, and the website where a consumer can obtain

a vehicle history report; and

(2) a statement of the vehicle’s recall repair his-
tory according to the vehicle identification number

search tool established pursuant to section 31301 of

the Moving Ahead for Progress in the 21st Century

Act (49 U.S.C. 30166 note), the date on which the

used vehicle dealer obtained the recall repair history,

and the website where a consumer may obtain this

information.

SEC. 34218. RETENTION OF SAFETY RECORDS BY MANUFA-
CTRERS.

(a) Rule.—Not later than 18 months after the date

of enactment of this Act, the Secretary shall issue a final

rule pursuant to section 30117 of title 49, United States

Code, requiring each manufacturer of motor vehicles or

motor vehicle equipment to retain all motor vehicle safety

records, including documents, reports, correspondence, or

other materials that contain information concerning mal-

functions that may be related to motor vehicle safety (in-

cluding any failure or malfunction beyond normal deterio-

ration in use, or any failure of performance, or any flaw

or unintended deviation from design specifications, that

could in any reasonably foreseeable manner be a causative

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

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

SEC. 34219. ELIMINATION OF REGIONAL RECALLS.

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

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

“(g) NATIONAL ORDERS AND NOTIFICATIONS.—All
orders under subsection (b)(2) and notifications under
subsection (c) shall be carried out on a national basis and
shall not be limited to vehicles or equipment in certain
States or territories or other geographic regions of the
United States. This paragraph shall not prevent the Sec-
retary from permitting the prioritization of the shipment
of replacement parts by geographic location when appro-
priate.”.

SEC. 34220. APPLICATION OF REMEDIES FOR DEFECTS AND
NONCOMPLIANCE.

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

SEC. 34221. PEDESTRIAN SAFETY IMPROVEMENT RULE.

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

(b) SPECIFICATIONS.—In carrying out subsection (a),
the Secretary shall consider means for protecting espe-
cially vulnerable pedestrian and non-occupant populations,
including children, older adults, and individuals with dis-
abilities.

(c) RULEMAKING OR REPORT.—

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

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

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

(1) means a motor vehicle (as defined in section
30102(a) of title 49, United States Code) that is
rated at less than 10,000 pounds gross vehicular weight; and

(2) does not include—

(A) a motorcycle;

(B) a trailer; or

(C) a low speed vehicle (as defined in section 571.3 of title 49, Code of Federal Regulations).

SEC. 34222. RULEMAKING ON REAR SEAT CRASH-WORTHINESS.

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

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

(c) RULEMAKING OR REPORT.—

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

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