AMENDMENT NO._______  Calendar No._____

Purpose: To require the establishment of a motor vehicle privacy database.


S.1885

To support the development of highly automated vehicle safety technologies, and for other purposes.

Referred to the Committee on ________________ and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by Mr. MARKEY

Viz:

1. At the appropriate place, insert the following:

2. SEC. _____. PRIVACY PROTECTIONS FOR USERS OF MOTOR VEHICLES.

3. (c) PERSONALLY IDENTIFIABLE INFORMATION DEFINED. In this section, the term "personally identifiable information" means any information about an individual, or any information that is linked or reasonably linkable to an individual, including the following:

   (1) The name of a user of a motor vehicle.

   (2) The address of a user of a motor vehicle.

   (3) The geographical location of the motor vehi...
(4) photographic, video, or audio recordings that contain the image or voice of a motor vehicle or
vehicle.

(5) Indirect identifiers, including a motor vehicle's license plate, date of birth, place of birth, Social
Security number, biometric data, and telephone number, credit and account number, insurance information,
persistent identifier, e-mail address, social media address, or other electronic address.

(6) Aggregate or de-identified data that is not personally identifiable data, but that, through reasonable reas-
sonable efforts is capable of being re-aggregated or recon-
structed to the point that an individual or user of a
motor vehicle can be identified.

(7) Any data of a user of a motor vehicle or other information that, when in combination, is
linked or linkable to a specific user of a motor vehi-
cle, that would allow a reasonable person, who does
not have personal knowledge of the relevant cir-
cumstances, to identify a user of a motor vehicle
with reasonable certainty.

(8) MOTOR VEHICLE PRIVACY DATABASE.—Beginning not later than 1 year after the date of the enactment
of this Act, the Administrator of the National Highway
Traffic Safety Administration shall—
(1) create a publicly accessible and easily
searchable online database that contains the infor-
mation described in subsection (c); and

(2) place a link to the
database described in paragraph (1) on the home
page of the National Highway Traffic Safety Admin-
istration’s website.

(c) CONTENTS.—The database described in sub-
section (b)(1) shall contain—

(1) a description of the information, including
personally identifiable information, that will be col-
lected about individuals during the operation of
motor vehicles;

(2) an explanation of how the information re-
ferred to in paragraph (1), and the conclusions
drawn from such information, will be used, disclosed,
and otherwise handled, including—

(A) how the collection or retention of such
information that is unrelated to the operation
of the motor vehicle use will be minimized;

(B) the period during which such informa-
tion will be retained; and

(C) when and how such information, in-
cluding information no longer relevant to the
specified use, will be destroyed;
(3) steps that will be used to protect against the unauthorized disclosure of any personally identifiable information, such as the use of encryption methods and other security features; and

(4) the privacy policies of manufacturers of motor vehicles, including whether consumers will have the right to stop the collection, use, distribution, or sale of their personally identifiable information.