

S. 4429 Cantwell-1 (as modified)

DAV26H69 N7S

Maria Cantwell
S.L.C.

AMENDMENT NO. _____ Calendar No. _____

Purpose: To identify better ways to inform buyers of used vehicles if the airbag in their vehicle might have been replaced with a defective Chinese airbag or defective Chinese airbag component.

IN THE SENATE OF THE UNITED STATES—119th Cong., 2d Sess.

S. 4429

To prohibit the importation, manufacture, sale, resale, or introduction into interstate commerce in the United States of connected vehicles and related software and hardware associated with foreign adversaries.

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 _____

Viz:

1 At the appropriate place, insert the following:
2 **SEC. _____. REPORT ON CONSUMER EDUCATION OF DE-**
3 **FECTIVE CHINESE AIRBAGS AND AIRBAG**
4 **COMPONENTS.**

5 (a) IN GENERAL.—Not later than one year after the
6 date of the enactment of this Act, the Secretary of Trans-
7 portation shall submit to Congress a report identifying op-
8 portunities to inform buyers of passenger cars if the origi-
9 nal airbag on the passenger car has been replaced, and

1 could have been replaced with a defective Chinese airbag
2 or defective Chinese airbag component.

3 (b) DEFINITIONS.—In this section:

4 (1) The term “passenger car” means a motor
5 vehicle with motive power, except a low-speed vehi-
6 cle, multipurpose passenger vehicle, motorcycle, or
7 trailer, designed for carrying 10 persons or less.
8 From Title 49 Sec. 571.3

9 (2) The term “title” means the certificate of
10 title or other document issued by the State indi-
11 cating ownership.

12 (3) The term “auction company” means a per-
13 son taking possession of a motor vehicle owned by
14 another to sell at an auction.

15 (4) The term “dealer” means a person that sold
16 at least 5 motor vehicles during the prior 12 months
17 to buyers that in good faith bought the vehicles
18 other than for resale.

19 (5) The term “distributor” means a person that
20 sold at least 5 motor vehicles during the prior 12
21 months for resale.

22 (c) ELEMENTS.—The report required under sub-
23 section (a) shall—

24 (1) identify sources of available information on
25 a passenger car’s air bag deployment and replace-

1 ment, such as a title, a vehicle history report, or
2 other sources;

3 (2) determine which sellers of passenger cars,
4 such as dealers, distributors, and auctions, have ac-
5 cess to available information identified under para-
6 graph (1), and identify opportunities for passenger
7 car sellers to inform potential buyers of information
8 on the passenger car's air bag deployment and re-
9 placement;

10 (3) identify options to encourage dealers, dis-
11 tributors, auctions, and buyers to have passenger
12 cars inspected to determine if an airbag was re-
13 placed with a defective airbag as identified by the
14 National Highway Traffic Safety Administration;
15 and

16 (4) recommend specific actions that could be
17 taken to notify potential buyers of passenger cars if
18 the car's airbag was replaced, and could have airbag
19 components identified as defective by the National
20 Highway Traffic Safety Administration.

21 (d) COORDINATION WITH OTHER RELEVANT AGEN-
22 CIES.—In preparing the report required under subsection
23 (c), the Secretary of Transportation shall, to the max-
24 imum extent practicable, coordinate with the Federal
25 Trade Commission, the Department of Homeland Secu-

1 rity, and any other Federal department or agency involved
2 in identifying passenger cars with defective airbags or,
3 more generally, informing buyers of passenger car compo-
4 nents and condition.