

PART II--SPECIFIC VEHICLE SAFETY-RELATED RULINGS

SEC. 4151. AMENDMENT OF TITLE 49, UNITED STATES CODE.

Except as otherwise specifically provided, whenever in this subpart an amendment is expressed in terms of an amendment to a section or other provision of law, the reference shall be considered to be made to a section or other provision of title 49, United States Code.

SEC. 4152. VEHICLE CRASH EJECTION PREVENTION.

(a) IN GENERAL- Subchapter II of chapter 301 is amended by adding at the end the following:

`Sec. 30128. Vehicle accident ejection protection

`(a) IN GENERAL- The Secretary of Transportation shall prescribe a safety standard under this chapter or upgrade existing Federal motor vehicle safety standards to reduce complete and partial occupant ejection from motor vehicles with a gross vehicle weight rating of not more than 10,000 pounds that are involved in accidents that present a risk of occupant ejection. In formulating the safety standard, the Secretary shall consider the ejection-mitigation capabilities of safety technologies, such as advanced side glazing, side curtains, and side impact air bags.

`(b) DOOR LOCK AND RETENTION STANDARD- The Secretary shall upgrade Federal Motor Vehicle Safety Standard No. 206 to require manufacturers of new motor vehicles with a gross vehicle weight rating of not more than 10,000 pounds that are distributed in commerce for sale in the United States to make such modifications to door locks, door latches, and retention components of doors in such vehicles as the Secretary determines to be necessary to reduce occupant ejection from such vehicles in motor vehicle accidents.'

(b) Rulemaking Deadlines-

(1) RULEMAKING- The Secretary of Transportation shall issue--

(A) a notice of a proposed rulemaking under section 30128 of title 49, United States Code, not later than June 30, 2006; and

(B) a final rule under that section not later than 18 months after the publication of the notice of proposed rulemaking.

(2) EFFECTIVE DATE OF REQUIREMENTS- In the final rule, the Secretary shall set forth effective dates for the requirements contained in the rule.

(c) AUTHORIZATION OF APPROPRIATIONS- There are authorized to be appropriated to the Secretary of Transportation \$500,000 for each of fiscal years 2004 and 2005 to promulgate rules under section 30128 of title 49, United States Code.

(d) CONFORMING AMENDMENT- The chapter analysis for chapter 301 is amended by inserting after the item relating to section 30127 the following:

`30128. Vehicle accident ejection protection.'.

SEC. 4153. VEHICLE BACKOVER AVOIDANCE TECHNOLOGY STUDY.

(a) IN GENERAL- The Administrator of the National Highway Traffic Safety Administration shall conduct a study of effective methods for reducing the incidence of injury and death outside of parked passenger motor vehicles with a gross vehicle weight rating of not more than 10,000 pounds attributable to movement of such vehicles. The Administrator shall complete the study within 1 year after the date of enactment of this Act and report its findings to the Senate Committee on Commerce, Science, and Transportation and the House of Representatives Committee on Energy and Commerce not later than 5 months after the date of enactment of this Act.

(b) SPECIFIC ISSUES TO BE COVERED- The study required by subsection (a) shall--

- (1) include an analysis of backover prevention technology;
- (2) identify, evaluate, and compare the available technologies for detecting people or objects behind a motor vehicle with a gross vehicle weight rating of not more than 10,000 pounds for their accuracy, effectiveness, cost, and feasibility for installation; and
- (3) provide an estimate of cost savings that would result from widespread use of backover prevention devices and technologies in motor vehicles with a gross vehicle weight rating of not more than 10,000 pounds, including savings attributable to the prevention of--
 - (A) injuries and fatalities; and
 - (B) damage to bumpers and other motor vehicle parts and damage to other objects.

SEC. 4154. VEHICLE BACKOVER DATA COLLECTION.

In conjunction with the study required in section 4153, the National Highway Traffic Safety Administration may establish a method to collect and maintain data on the number and types of injuries and deaths involving motor vehicles with a gross vehicle weight rating of not more than 10,000 pounds in non-traffic, non-accident incidents to assist in the analysis required in section 4153 of this Act regarding the inclusion of backover prevention technologies in motor vehicles with a gross vehicle weight rating of not more than 10,000 pounds.

SEC. 4155. AGGRESSIVITY AND INCOMPATIBILITY REDUCTION STANDARD.

(a) IN GENERAL- Subchapter II of chapter 301, as amended by section 4152, is amended by adding at the end the following:

`Sec. 30129. Vehicle incompatibility and aggressivity reduction standard

`(a) IN GENERAL- The Secretary of Transportation shall issue motor vehicle safety standards to reduce vehicle incompatibility and aggressivity for motor vehicles with a gross vehicle weight rating of not more than 10,000 pounds. In formulating the standards, the Secretary shall consider factors such as bumper height, weight, and any other design characteristics necessary to ensure better management of crash forces in frontal and side impact crashes among different types, sizes, and weights of motor vehicles with a gross vehicle weight rating of not more than 10,000 pounds in order to reduce occupant deaths and injuries.

`(b) STANDARDS- The Secretary shall develop a standard rating metric to evaluate compatibility and aggressivity among motor vehicles with a gross vehicle weight rating of not more than 10,000 pounds.

`(c) PUBLIC INFORMATION- The Secretary shall create a public information program that includes vehicle ratings based on risks posed by vehicle incompatibility and aggressivity to occupants, risks posed by vehicle incompatibility and aggressivity to other motorists, and combined risks posed by vehicle incompatibility and aggressivity by vehicle make and model.'

(b) Rulemaking Deadlines-

(1) RULEMAKING- The Secretary of Transportation shall issue--

(A) a notice of a proposed rulemaking under section 30129 of title 49, United States Code, not later than January 31, 2007; and

(B) a final rule under that section not later than 18 months after the publication of the notice of proposed rulemaking.

(2) EFFECTIVE DATE OF REQUIREMENTS- In the final rule, the Secretary shall set forth effective dates for the requirements contained in the rule.

(c) CONFORMING AMENDMENT- The chapter analysis for chapter 301 is amended by inserting after the item relating to section 30128 the following:

`30129. Vehicle incompatibility and aggressivity reduction standard.'

SEC. 4156. IMPROVED CRASHWORTHINESS.

(a) IMPROVED CRASHWORTHINESS- Subchapter II of chapter 301, as amended by section 4155, is amended by adding at the end the following:

`Sec. 30130. Improved crashworthiness of motor vehicles

`(a) Rollovers-

`(1) IN GENERAL- The Secretary of Transportation shall prescribe a motor vehicle safety standard under this chapter for rollover crashworthiness standards for motor vehicles with a gross weight rating of not more than 10,000 pounds. In formulating

the safety standard, the Secretary shall consider the prescription of a roof strength standard based on dynamic tests that realistically duplicate the actual forces transmitted to a passenger motor vehicle during an on-roof rollover crash, and shall consider safety technologies and design improvements such as--

`(A) improved seat structure and safety belt design, including seat belt pretensioners;

`(B) side impact head protection airbags; and

`(C) roof injury protection measures.

`(2) ROLLOVER RESISTANCE STANDARD- The Secretary shall prescribe a motor vehicle safety standard under this chapter to improve on the basic design characteristics of motor vehicles with a gross vehicle weight rating of not more than 10,000 pounds to increase their resistance to rollover. The Secretary shall also consider additional technologies to improve the handling of motor vehicles with a gross vehicle weight rating of not more than 10,000 pounds and thereby reduce the likelihood of vehicle instability and rollovers.

`(3) STUDY- The Secretary shall conduct a study on electronic stability control systems and other technologies designed to improve the handling of motor vehicles with a gross vehicle weight rating of not more than 10,000 pounds and shall report the results of that study to the Senate Committee on Commerce, Science, and Transportation and the House of Representatives Committee on Transportation and Infrastructure by December 31, 2005.

`(b) Frontal Impact Standards and Crash Tests-

`(1) IN GENERAL- The Secretary shall prescribe a motor vehicle safety standard under this chapter or upgrade existing Federal motor vehicle safety standards to improve the protection of occupants in frontal impact crashes involving motor vehicles with a gross vehicle weight rating of not more than 10,000 pounds.

`(2) TEST METHODOLOGY- In determining the standard under paragraph (1), the Secretary shall--

`(A) evaluate additional test barriers and measurements of occupant head impact and neck injuries; and

`(B) review frontal impact criteria, including consideration of criteria established by the Insurance Institute for Highway Safety.

`(c) Side Impact Standards and Crash Tests-

`(1) IN GENERAL- The Secretary shall prescribe a motor vehicle safety standard under this chapter or upgrade existing Federal motor vehicle safety standards to improve the protection afforded to occupants in side impact crashes involving motor vehicles with a gross vehicle weight rating of not more than 10,000 pounds.

`(2) TEST METHODOLOGY- In prescribing the standard under paragraph (1), the Secretary shall--

`(A) evaluate additional test barriers and measurements of occupant head impact and neck injuries;

`(C) consider the need for additional and new crash test dummies that represent the full range of occupant sizes and weights; and

`(D) review side impact criteria, including consideration of criteria established by the Insurance Institute for Highway Safety.'.

(b) Rulemaking Deadlines-

(1) RULEMAKING- The Secretary of Transportation shall--

(A) issue a notice of a proposed rulemaking under section 30130 of title 49, United States Code, not later than June 30, 2006; and

(B) issue a final rule not later than 18 months after publication of the notice of proposed rulemaking.

(2) EFFECTIVE DATE OF REQUIREMENTS- In the final rule, the Secretary shall set forth effective dates for the requirements contained in this rule.

(c) CONFORMING AMENDMENT- The chapter analysis for chapter 301 is amended by inserting after the item relating to section 30129 the following:

`30130. Improved crashworthiness of passenger motor vehicles.'.

SEC. 4157. 15-PASSENGER VANS.

(a) IN GENERAL- The Secretary of Transportation shall initiate a rulemaking and issue a final regulation not later than September 31, 2005, to include all 15-passenger vans with a gross vehicle weight rating of not more than 10,000 pounds in the National Highway Traffic Safety Administration's dynamic rollover testing program and require such vans to comply with all existing and prospective Federal Motor Vehicle Safety Standards for occupant protection and vehicle crash avoidance that are relevant to such vehicles.

(b) NEW CAR ASSESSMENT PROGRAM- The Secretary shall initiate a rulemaking and issue a final regulation not later than September 31, 2005, to include all 15-passenger vans with a gross vehicle weight of not more than 10,000 pounds in the Administration's New Car Assessment Program rollover resistance program.

(c) Vehicle Control Technology for 15-Passenger Vans- The National Highway Traffic Safety Administration shall evaluate and test the potential of technological systems, particularly electronic stability control systems and rollover warning systems, to assist drivers in maintaining control of 15-passenger vans with a gross vehicle weight rating of not more than 10,000 pounds.

(d) CERTAIN SPECIALIZED VEHICLES EXCLUDED- In this section, the term `15-passenger van' does not include an ambulance, tow truck, or other vehicle designed primarily for the transportation of property or special purpose equipment.

SEC. 4158. ADDITIONAL SAFETY PERFORMANCE CRITERIA FOR TIRES.

(a) **STRENGTH AND ROAD HAZARD PROTECTION-** The Secretary of Transportation shall issue a final rule to upgrade Federal Motor Vehicle Safety Standard No. 139 to include strength and road hazard protection safety performance criteria for light vehicle tires, which are criteria that were not addressed in the June 2003 final rule mandated by the Transportation Recall Enhancement, Accountability, and Documentation Act of 2000.

(b) **RESISTANCE TO BEAD UNSEATING AND AGING-** The Secretary of Transportation shall issue a final rule to upgrade Federal Motor Vehicle Safety Standard No. 139 to include resistance to bead unseating and aging safety performance criteria for passenger motor vehicle tires, which are criteria that were not addressed in the June, 2003, final rule mandated by the Transportation Recall Enhancement, Accountability, and Documentation Act of 2000.

(c) **RULEMAKING DEADLINES-** The Secretary of Transportation shall--

(1) issue a notice of proposed rulemaking under subsection (a) not later than June 30, 2005, and under subsection(b) not later than December 31, 2005; and

(2) issue a final rule relating to subsection (a) not later than 18 months after June 30, 2005, and a final rule under subsection (b) not later than 18 months after December 31, 2005.

(d) **TECHNOLOGY USE AND REPORT-** The Secretary shall reconsider the use of shearography analysis, on a sampling basis, for regulatory compliance and the Administrator of the National Highway Traffic Safety Administration shall report to the Senate Committee on Commerce, Science, and Transportation and the House of Representatives Committee on Transportation and Infrastructure on the most cost effective methods of using such technology within 2 years after the date of enactment of the Highway Safety Grant Program Reauthorization Act of 2004.

SEC. 4159. SAFETY BELT USE REMINDERS.

(a) **NOTICE OF PROPOSED RULES TO ENCOURAGE MORE SEAT BELT USE-** Not later than 12 months after the date of enactment of this Act, the Secretary of Transportation shall issue a Notice of Proposed Rulemaking to amend the Federal Motor Vehicle Safety Standard No. 208 for motor vehicles with a gross vehicle weight rating of not more than 10,000 pounds to encourage increased seat belt usage by drivers and passengers. The proposed rulemaking shall take into account the potential safety benefits and public acceptability of alternative means to encourage increased seat belt usage, including intermittent or continuous audible or visual reminders when a driver or passenger is not wearing a seat belt, features to prevent operation of convenience or entertainment features of the vehicle when a driver or passenger is not wearing a seat belt, and shall consider technology, including but not limited to technology identified by the National Academy of Sciences in its study of the potential benefits of seat belt usage reminder technologies.

(b) **FINAL RULE-** Not later than 24 months after the date of enactment of this Act, the Secretary shall issue the final rule required by subsection (a).

(c) BUZZER LAW-

(1) IN GENERAL- Section 30124 is amended--

(A) by striking `not' the first place it appears; and

(B) by striking `except' and inserting `including'.

(2) CONFORMING AMENDMENT- Section 30122 is amended by striking subsection (d).

SEC. 4160. MISSED DEADLINES REPORTS.

(a) IN GENERAL- If the Secretary of Transportation fails to meet any rulemaking deadline established in this subtitle, the Secretary shall transmit a report to the Senate Committee on Commerce, Science, and Transportation and the House of Representatives Committee on Transportation and Infrastructure within 90 days after missing the deadline--

(1) explaining why the Secretary failed to meet the deadline; and

(2) setting forth a date by which the Secretary anticipates that the rulemaking will be made.

(b) CONSIDERATION OF EFFECTS- The Secretary of Transportation shall consider and report the potential consequences, in terms of the number of deaths and the number and severity of injuries, that may result from not meeting any such deadline.

SEC. 4161. GRANTS FOR IMPROVING CHILD PASSENGER SAFETY PROGRAMS.

(a) IN GENERAL- Chapter 4 of title 23, United States Code, as amended by section 4112 of this Act, is amended by adding at the end the following:

`Sec. 414. Booster seat incentive grants

`(a) IN GENERAL- The Secretary of Transportation shall make a grant under this section to any eligible State.

`(b) ELIGIBILITY REQUIREMENTS-

`(1) IN GENERAL- The Secretary shall make a grant to each State that, as determined by the Secretary, enacts or has enacted, and is enforcing a law requiring that children riding in passenger motor vehicles (as defined in section 405(d)(4)) who are too large to be secured in a child safety seat be secured in a child restraint (as defined in section 7(1) of Anton's Law (49 U.S.C. 30127 note)) that meets requirements prescribed by the Secretary under section 3 of Anton's Law.

`(2) Year in which first eligible-

`(A) EARLY QUALIFICATION- A State that has enacted a law described in

paragraph (1) that is in effect before October 1, 2005, is first eligible to receive a grant under subsection (a) in fiscal year 2006.

`(B) SUBSEQUENT QUALIFICATION- A State that enacts a law described in paragraph (1) that takes effect after September 30, 2005, is first eligible to receive a grant under subsection (a) in the first fiscal year beginning after the date on which the law is enacted.

`(3) CONTINUING ELIGIBILITY- A State that is eligible under paragraph (1) to receive a grant may receive a grant during each fiscal year listed in subsection (f) in which it is eligible.

`(4) MAXIMUM NUMBER OF GRANTS- A State may not receive more than 4 grants under this section.

`(c) GRANT AMOUNT- Amounts available for grants under this section in any fiscal year shall be apportioned among the eligible States on the basis of population.

`(d) USE OF GRANT AMOUNTS-

`(1) IN GENERAL- Of the amounts received by a State under this section for any fiscal year--

`(A) 50 percent shall be used for the enforcement of, and education to promote public awareness of, State child passenger protection laws; and

`(B) 50 percent shall be used to fund programs that purchase and distribute child booster seats, child safety seats, and other appropriate passenger motor vehicle child restraints to indigent families without charge.

`(2) REPORT- Within 60 days after the State fiscal year in which a State receives a grant under this section, the State shall transmit to the Secretary a report documenting the manner in which grant amounts were obligated or expended and identifying the specific programs supported by grant funds. The report shall be in a form prescribed by the Secretary and may be combined with other State grant reporting requirements under this chapter.

`(e) DEFINITION OF CHILD SAFETY SEAT- The term `child safety seat' means any device (except safety belts (as such term is defined in section 405(d)(5)), designed for use in a motor vehicle (as such term is defined in section 405(d)(1)) to restrain, seat, or position a child who weighs 50 pounds or less.

`(f) AUTHORIZATION OF APPROPRIATIONS- There are authorized to be appropriated to the Secretary of Transportation, out of the Highway Trust Fund--

`(1) \$18,000,000 for fiscal year 2006;

`(2) \$20,000,000 for fiscal year 2007;

`(3) \$25,000,000 for fiscal year 2008; and

`(4) \$30,000,000 for fiscal year 2009.'

(b) CLERICAL AMENDMENT- The chapter analysis for chapter 4 of title 23, United States Code, is amended by inserting after the item relating to section 411 the following:

`414. Booster seat incentive grants.'

SEC. 4162. AUTHORIZATION OF APPROPRIATIONS.

There are authorized to be appropriated to the Secretary of Transportation to carry out this subtitle and chapter 301 of title 49, United States Code--

- (1) \$130,500,000 for fiscal year 2004;
- (2) \$133,500,000 for fiscal year 2005;
- (3) \$133,600,000 for fiscal year 2006;
- (4) \$134,500,000 for fiscal year 2007;
- (5) \$138,000,000 for fiscal year 2008; and
- (6) \$141,000,000 for fiscal year 2009.

PART III--MISCELLANEOUS PROVISIONS

SEC. 4171. DRIVER LICENSING AND EDUCATION.

(a) NATIONAL OFFICE OF DRIVER LICENSING AND EDUCATION- Section 105 of title 49, United States Code, is amended by adding at the end the following new subsection:

`(f)(1) There is a National Office of Driver Licensing and Education in the National Highway Traffic Safety Administration.

`(2) The head of the National Office of Driver Licensing and Education is the Director.

`(3) The functions of the National Office of Driver Licensing and Education are as follows:

`(A) To provide States with services for coordinating the motor vehicle driver training and licensing programs of the States.

`(B) To develop and make available to the States a recommended comprehensive model for motor vehicle driver education and graduated licensing that incorporates the best practices in driver education and graduated licensing, including best practices with respect to--

- `(i) vehicle handling and crash avoidance;
- `(ii) driver behavior and risk reduction;
- `(iii) roadway features and associated safety implications;

`(iv) roadway interactions involving all types of vehicles and road users, such as car-truck and pedestrian-car interactions;

`(v) parent education; and

`(vi) other issues identified by the Director.

`(C) To carry out such research (pursuant to cooperative agreements or otherwise) and undertake such other activities as the Director determines appropriate to develop and, on an ongoing basis, improve the recommended comprehensive model.

`(D) To provide States with technical assistance for the implementation and deployment of the motor vehicle driver education and licensing comprehensive model recommended under subparagraph (B).

`(E) To develop and recommend to the States methods for harmonizing the presentation of motor vehicle driver education and licensing with the requirements of multistage graduated licensing systems, including systems described in section 410(c)(4) of title 23, and to demonstrate and evaluate the effectiveness of those methods in selected States.

`(F) To assist States with the development and implementation of programs to certify driver education instructors, including the development and implementation of proposed uniform certification standards.

`(G) To provide States with financial assistance under section 412 of title 23 for--

`(i) the implementation of the motor vehicle driver education and licensing comprehensive model recommended under subparagraph (B);

`(ii) the establishment or improved administration of multistage graduated licensing systems; and

`(iii) the support of other improvements in motor vehicle driver education and licensing programs.

`(H) To evaluate the effectiveness of the comprehensive model recommended under subparagraph (B).

`(I) To examine different options for delivering driver education in the States.

`(J) To perform such other functions relating to motor vehicle driver education or licensing as the Secretary may require.

`(4) Not later than 42 months after the date of the enactment of the Safe, Accountable, Flexible, and Efficient Transportation Equity Act of 2004, the Director shall submit to Congress a report on the progress made by the National Office of Driver Licensing and Education with respect to the functions under paragraph (3).'

(b) GRANT PROGRAM FOR IMPROVEMENT OF DRIVER EDUCATION AND LICENSING-

(1) AUTHORITY-

(A) IN GENERAL- Chapter 4 of title 23, United States Code, is amended by adding at the end the following new section:

SEC. 412. DRIVER EDUCATION AND LICENSING.

(a) AUTHORITY-

(1) IN GENERAL- The Secretary shall carry out a program to provide States, by grant, with financial assistance to support the improvement of motor vehicle driver education programs and the establishment and improved administration of graduated licensing systems, including systems described in section 410(c)(4) of this title.

(2) ADMINISTRATIVE OFFICE- The Secretary shall administer the program under this section through the Director of the National Office of Driver Licensing and Education.

(b) ELIGIBILITY REQUIREMENTS-

(1) REGULATIONS- The Secretary shall prescribe in regulations the eligibility requirements, application and approval procedures and standards, and authorized uses of grant proceeds for the grant program under this section. The regulations shall, at a minimum, authorize use of grant proceeds for the following activities:

(A) Quality assurance testing, including follow-up testing to monitor the effectiveness of--

(i) driver licensing and education programs;

(ii) instructor certification testing; and

(iii) other statistical research designed to evaluate the performance of driver education and licensing programs.

(B) Improvement of motor vehicle driver education curricula.

(C) Training of instructors for motor vehicle driver education programs.

(D) Testing and evaluation of motor vehicle driver performance.

(E) Public education and outreach regarding motor vehicle driver education and licensing.

(F) Improvements with respect to State graduated licensing programs, as well as related enforcement activities.

(2) CONSULTATION REQUIREMENT- In prescribing the regulations, the Secretary shall consult with the following:

`(A) The Administrator of the National Highway Traffic Safety Administration.

`(B) The heads of such other departments and agencies of the United States as the Secretary considers appropriate on the basis of relevant interests or expertise.

`(C) Appropriate officials of the governments of States and political subdivisions of States.

`(D) Other relevant experts.

`(c) MAXIMUM AMOUNT OF GRANT- The maximum amount of a grant of financial assistance for a program, project, or activity under this section may not exceed 75 percent of the total cost of such program, project, or activity.'

(B) CLERICAL AMENDMENT- The table of sections at the beginning of such chapter is amended by adding at the end the following new item:

`412. Driver education and licensing.'

(2) TIME FOR PROMULGATION OF REGULATIONS- The Secretary of Transportation shall promulgate the regulations under section 412(b) of title 23, United States Code (as added by paragraph (1)), not later than October 1, 2005.

(c) GRANT PROGRAM FOR PUBLIC AWARENESS OF ORGAN DONATION THROUGH DRIVER LICENSING PROGRAMS-

(1) AUTHORITY-

(A) IN GENERAL- Chapter 4 of title 23, United States Code (as amended by subsection (b)), is further amended by adding at the end the following new section:

`SEC. 413. ORGAN DONATION THROUGH DRIVER LICENSING.

`(a) AUTHORITY-

`(1) IN GENERAL- The Secretary shall carry out a program to provide eligible recipients, by grant, with financial assistance to carry out campaigns to increase public awareness of, and training on, authority and procedures under State law to provide for the donation of organs through a declaration recorded on a motor vehicle driver license.

`(2) ADMINISTRATIVE OFFICE- The Secretary shall administer the program under this section through the Director of the National Office of Driver Licensing and Education.

`(b) ELIGIBILITY REQUIREMENTS-

`(1) REGULATIONS- The Secretary shall prescribe in regulations the eligibility

requirements, application and approval procedures and standards, and authorized uses of grant proceeds for the grant program under this section.

`(2) CONSULTATION REQUIREMENT- In prescribing the regulations, the Secretary shall consult with the following:

`(A) The Administrator of the National Highway Traffic Safety Administration.

`(B) The heads of such other departments and agencies of the United States as the Secretary considers appropriate on the basis of relevant interests or expertise.

`(C) Appropriate officials of the governments of States and political subdivisions of States.

`(D) Representatives of private sector organizations recognized for relevant expertise.'

(B) CLERICAL AMENDMENT- The table of sections at the beginning of such chapter is amended by adding at the end the following new item:

`413. Organ donation through driver licensing.'

(2) TIME FOR PROMULGATION OF REGULATIONS- The Secretary of Transportation shall promulgate the regulations under section 413(b) of title 23, United States Code (as added by paragraph (1)), not later than October 1, 2005.

(d) STUDY OF NATIONAL DRIVER EDUCATION STANDARDS-

(1) REQUIREMENT FOR STUDY- The Secretary of Transportation shall carry out a study to determine whether the establishment and imposition of nationwide minimum standards of motor vehicle driver education would improve national highway traffic safety or the performance and legal compliance of novice drivers.

(2) TIME FOR COMPLETION OF STUDY- The Secretary shall complete the study not later than 2 years after the date of the enactment of this Act.

(3) REPORT- The Secretary shall publish a report on the results of the study under this section not later than 2 years after the study is completed.

(e) AUTHORIZATION OF APPROPRIATIONS- Of the amounts available to carry out section 403 of title 23, United States Code, for each of the fiscal years 2005 through 2010, \$5,000,000 may be made available for each such fiscal year to carry out sections 412 and 413 of title 23, United States Code (as added by subsections (b) and (c), respectively).

SEC. 4172. AMENDMENT OF AUTOMOBILE INFORMATION DISCLOSURE ACT.

(a) SAFETY LABELING REQUIREMENT- Section 3 of the Automobile Information Disclosure Act (15 U.S.C. 1232) is amended by adding at the end the following:

`(g) if one or more safety ratings for such automobile have been assigned and formally published or released by the National Highway Traffic Safety Administration under the New Car Assessment Program, information about safety ratings that--

`(1) includes a graphic depiction of the number of stars that corresponds to each such assigned safety rating displayed in a clearly differentiated fashion from stars indicating the unattained safety rating;

`(2) refers to frontal impact crash tests, side impact crash tests, and rollover resistance tests (whether or not such automobile has been assigned a safety rating for such tests), including statements that--

`(A) frontal impact crash test ratings are based on risk of head and chest injury;

`(B) side impact crash test ratings are based on risk of chest injury; and

`(C) rollover resistance ratings are based on risk of rollover in the event of a single automobile crash;

`(3) is presented in a legible, visible, and prominent fashion and covers at least--

`(A) 8 percent of the total area of the label; or

`(B) an area with a minimum length of 4 1/2 inches and a minimum height of 3 1/2 inches; and

`(4) contains a heading titled 'Government Safety Information' and a disclaimer including the following text: 'Star ratings for frontal impact crash tests can only be compared to other vehicles in the same weight class and those plus or minus 250 pounds. Side impact and rollover ratings can be compared across all vehicle weights and classes. For more information on safety and testing, please visit <http://www.nhtsa.dot.gov>'; and

`(h) if an automobile has not been tested by the National Highway Traffic Safety Administration under the New Car Assessment Program, or safety ratings for such automobile have not been assigned in one or more rating categories, a statement to that effect.'

(b) REGULATIONS- Not later than January 1, 2005, the Secretary of Transportation shall prescribe regulations to implement the labeling requirements under subsections (g) and (h) of section 3 of such Act (as added by subsection (a)).

(c) CONFORMING AND TECHNICAL AMENDMENTS- Section 3 of such Act is further amended--

(1) in subsection (e), by striking 'and' after the semicolon; and

(2) in subsection (f)--

(A) by adding 'and' at the end of paragraph (3); and

(B) by striking the period at the end and inserting a semicolon.

(d) APPLICABILITY- The labeling requirements under subsections (g) and (h) of section 3 of such Act (as added by subsection (a)), and the regulations prescribed under subsection (b), shall apply to new automobiles delivered on or after--

(1) September 1, 2005, if the regulations under subsection (b) are prescribed not later than August 31, 2004; or

(2) September 1, 2006, if the regulations under subsection (b) are prescribed after August 31, 2004.

SEC. 4173. CHILD SAFETY.

(a) INCORPORATION OF CHILD DUMMIES IN SAFETY TESTS-

(1) RULEMAKING REQUIRED- Not later than 2 years after the date of the enactment of this Act, the Administrator of the National Highway Traffic Safety Administration shall conduct a rulemaking to increase utilization of child dummies, including Hybrid-III child dummies, in motor vehicle safety tests, including crash tests, conducted by the Administration.

(2) CRITERIA- In conducting the rulemaking under subsection (a), the Administrator shall select motor vehicle safety tests in which the inclusion of child dummies will lead to--

(A) increased understanding of crash dynamics with respect to children; and

(B) measurably improved child safety.

(3) REPORT- Not later than one year after the date of the enactment of this Act, the Secretary of Transportation shall publish a report regarding the implementation of this section.

(b) CHILD SAFETY IN ROLLOVER CRASHES-

(1) CONSUMER INFORMATION PROGRAM- Not later than 2 years after the date of the enactment of this Act, the Secretary of Transportation shall implement a consumer information program relating to child safety in rollover crashes. The Secretary shall make information related to the program available to the public following completion of the program.

(2) CHILD DUMMY DEVELOPMENT-

(A) IN GENERAL- The Administrator of the National Highway Traffic Safety Administration shall initiate the development of a biofidelic child crash test dummy capable of measuring injury forces in a simulated rollover crash.

(B) REPORTS- The Secretary shall submit to Congress a report on progress related to such development--

(i) not later than 1 year after the date of the enactment of this Act; and

(ii) not later than 3 years after the date of the enactment of this Act.

(c) REPORT ON ENHANCED VEHICLE SAFETY TECHNOLOGIES- Not later than 2 years after the date of the enactment of this Act, the Secretary of Transportation shall submit to Congress a report that describes, evaluates, and determines the relative effectiveness of--

(1) currently available and emerging technologies, including auto-reverse functions and child-safe window switches, that are designed to prevent and reduce the number of injuries and deaths to children left unattended inside parked motor vehicles, including injuries and deaths that result from hyperthermia or are related to power windows or power sunroofs; and

(2) currently available and emerging technologies that are designed to improve the performance of safety belts with respect to the safety of occupants aged between 4 and 8 years old.

(d) COMPLETION OF RULEMAKING REGARDING POWER WINDOWS- Not later than 180 days after the date of the enactment of this Act, the Secretary of Transportation shall-

(1) complete the rulemaking initiated by the National Highway Traffic Safety Administration that is ongoing on the date of the enactment of this Act and relates to a requirement that window switches be designed to reduce the accidental closing by children of power windows; and

(2) issue performance-based regulations to take effect not later than September 1, 2006, requiring that window switches or related technologies be designed to prevent the accidental closing by children of power windows.

(e) DATABASE ON INJURIES AND DEATHS IN NONTRAFFIC, NONCRASH EVENTS-

(1) IN GENERAL- The Secretary of Transportation shall establish a new database of, and collect data regarding, injuries and deaths in nontraffic, noncrash events involving motor vehicles. The database shall include information regarding--

(A) the number, types, and proximate causes of injuries and deaths resulting from such events;

(B) the characteristics of motor vehicles involved in such events;

(C) the characteristics of the motor vehicle operators and victims involved in such events; and

(D) the presence or absence in motor vehicles involved in such events of advanced technologies designed to prevent such injuries and deaths.

(2) RULEMAKING- The Secretary shall conduct a rulemaking regarding how to structure and compile the database.

(3) AVAILABILITY- The Secretary shall make the database available to the public.

SEC. 4174. SAFE INTERSECTIONS.

(a) IN GENERAL- Chapter 2 of title 18, United States Code, is amended by adding at the end the following:

`Sec. 39. Traffic signal preemption transmitters

`(a) OFFENSES-

`(1) SALE- A person who provides for sale to unauthorized users a traffic signal preemption transmitter in or affecting interstate or foreign commerce shall be fined not more than \$10,000, imprisoned not more than 1 year, or both.

`(2) POSSESSION- A person who is an unauthorized user in possession of a traffic signal preemption transmitter in or affecting interstate or foreign commerce shall be fined not more than \$10,000, imprisoned not more than 6 months, or both.

`(b) DEFINITIONS- In this section, the following definitions apply:

`(1) TRAFFIC SIGNAL PREEMPTION TRANSMITTER- The term `traffic signal preemption transmitter' means any device or mechanism that can change a traffic signal's phase.

`(2) UNAUTHORIZED USER- The term `unauthorized user' means a user of a traffic signal preemption transmitter who is not a government approved user.'

(b) CHAPTER ANALYSIS- The chapter analysis for chapter 2 of title 18, United States Code, is amended by adding at the end the following:

`39. Traffic signal preemption transmitters.'

SEC. 4175. STUDY ON INCREASED SPEED LIMITS.

(a) STUDY-

(1) IN GENERAL- Not later than 2 years after the date of enactment of this Act, the Secretary shall conduct a study to examine the effects of increased speed limits enacted by States after 1995.

(2) REQUIREMENTS- The study shall collect empirical data regarding--

(A) increases or decreases in driving speeds on Interstate highways since 1995;

(B) correlations between changes in driving speeds and accident, injury, and fatality rates;

(C) correlations between posted speed limits and observed driving speeds;

(D) the overall impact on motor vehicle safety resulting from the repeal of the national maximum speed limit in 1995; and

(E) such other matters as the Secretary determines to be appropriate.

(b) REPORT- Not later than 1 year after the date of completion of the study under subsection (a), the Secretary shall submit to Congress a report that describes the results of the study.