

115TH CONGRESS  
1ST SESSION

# H. R. 3406

To amend section 30113 of title 49, United States Code, to increase the annual number of vehicles that may be exempted for the development of new vehicle safety features, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

JULY 26, 2017

Mr. UPTON (for himself and Mrs. DINGELL) introduced the following bill;  
which was referred to the Committee on Energy and Commerce

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## A BILL

To amend section 30113 of title 49, United States Code, to increase the annual number of vehicles that may be exempted for the development of new vehicle safety features, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “Practical Automated  
5       Vehicle Exemptions Act” or the “PAVE Act”.

6       **SEC. 2. AMENDMENT.**

7       Section 30113 of title 49, United States Code, is  
8       amended—

1 (1) in subsection (d), by striking “A manufac-  
2 turer is eligible” and all that follows and inserting  
3 the following:

4 “(1) ELIGIBILITY UNDER SUBSECTION  
5 (b)(3)(B)(i).—A manufacturer is eligible for an ex-  
6 emption under subsection (b)(3)(B)(i) of this section  
7 (including an exemption under subsection  
8 (b)(3)(B)(i) relating to a bumper standard referred  
9 to in subsection (b)(1)) only if the Secretary deter-  
10 mines that the manufacturer’s total motor vehicle  
11 production in the most recent year of production is  
12 not more than 10,000.

13 “(2) ELIGIBILITY UNDER SUBSECTION  
14 (b)(3)(B)(iii).—A manufacturer is eligible for an ex-  
15 emption under subsection (b)(3)(B)(iii) of this sec-  
16 tion only if the Secretary determines the exemption  
17 is for not more than 2,500 vehicles to be sold in the  
18 United States in any 12-month period.

19 “(3) ELIGIBILITY UNDER SUBSECTION  
20 (b)(3)(B)(ii), (iv), OR (v).—A manufacturer is eligi-  
21 ble for an exemption under subsection (b)(3)(B)(ii),  
22 (iv), or (v) of this section only if the Secretary deter-  
23 mines the exemption is for not more than 100,000  
24 vehicles per manufacturer to be sold, leased, or oth-

erwise introduced into commerce in the United States in any 12-month period.

“(4) LIMITATION ON NUMBER OF VEHICLES EXEMPTED.—All exemptions granted to a manufacturer under subsections (b)(3)(B)(i) through (v) shall not exceed a total of (i) 25,000 vehicles manufactured within the first 12-month period, (ii) 50,000 vehicles manufactured within the second 12-month period, (iii) 100,000 vehicles manufactured within the third 12-month period, and, (iv) 100,000 vehicles manufactured within the fourth 12-month period. Any renewals under subsections (b)(3)(B)(i) through (v) shall not exceed a total of 100,000 vehicles manufactured within a 12-month period.”; and

(2) in subsection (e), by striking “An exemption or renewal” and all that follows and inserting the following:

“(1) EXEMPTION UNDER SUBSECTION (b)(3)(B)(i).—An exemption or renewal under subsection (b)(3)(B)(i) of this section may be granted for not more than 3 years.

“(2) EXEMPTION UNDER SUBSECTION (b)(3)(B)(iii).—An exemption or renewal under subsection (b)(3)(B)(iii) this section may be granted for not more than 2 years.

1           “(3)     EXEMPTION     UNDER     SUBSECTION  
2     (b)(3)(B)(ii), (iv), OR (v).—An exemption or renewal  
3     under subsection (b)(3)(B)(ii), (iv), or (v) of this  
4     section may be granted for not more than 4 years.”.

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