

112TH CONGRESS
1ST SESSION

H. R. 3274

To direct the National Highway Traffic Safety Administration to establish a program allowing small volume vehicle manufacturers to produce not more than 1,000 vehicles annually within a regulatory system that addresses the unique safety and financial issues associated with limited production, and to direct the Environmental Protection Agency to allow low volume vehicle manufacturers to rely upon certificates of conformity issued to engines from certified vehicles.

IN THE HOUSE OF REPRESENTATIVES

OCTOBER 27, 2011

Mr. CAMPBELL (for himself, Mr. POSEY, Mr. MANZULLO, Mrs. BLACKBURN, Mr. HUNTER, and Mr. BARROW) introduced the following bill; which was referred to the Committee on Energy and Commerce

A BILL

To direct the National Highway Traffic Safety Administration to establish a program allowing small volume vehicle manufacturers to produce not more than 1,000 vehicles annually within a regulatory system that addresses the unique safety and financial issues associated with limited production, and to direct the Environmental Protection Agency to allow low volume vehicle manufacturers to rely upon certificates of conformity issued to engines from certified vehicles.

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

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Low Volume Motor
3 Vehicle Manufacturers Act of 2011”.

4 **SEC. 2. ALTERNATIVE REQUIREMENTS FOR LOW VOLUME**
5 **MOTOR VEHICLE MANUFACTURERS.**

6 Section 30114 of title 49, United States Code, is
7 amended—

8 (1) by striking “The” and inserting “(a) VEHI-
9 CLES USED FOR RESEARCH, DEMONSTRATION, RAC-
10 ING, ETC.”; and

11 (2) by adding at the end the following:

12 “(b) ALTERNATIVE REQUIREMENTS FOR LOW VOL-
13 UME MANUFACTURERS.—

14 “(1) EXEMPTION AUTHORITY.—The Secretary
15 shall exempt motor vehicles manufactured by a low
16 volume manufacturer from section 30112(a) of this
17 title and treat such motor vehicles as assemblages of
18 motor vehicle equipment for purposes of determining
19 compliance with the motor vehicle safety standards
20 applicable to such equipment. Vehicles that are rep-
21 licas of previously manufactured vehicles shall only
22 be subject to safety standards for the model year
23 that the body of such vehicle replicates.

24 “(2) MANUFACTURER OBLIGATIONS.—A low
25 volume manufacturer shall register with the Sec-
26 retary, at a time and in a form and manner and

1 under such terms that the Secretary determines ap-
2 propriate.

3 “(3) PERMANENT LABEL REQUIREMENTS.—

4 The Secretary shall require a permanent label to be
5 fixed to a motor vehicle granted an exemption under
6 paragraph (1). The label shall either identify or de-
7 scribe the motor vehicle safety standards prescribed
8 under this chapter or bumper standard prescribed
9 under chapter 325 of this title from which the vehi-
10 cle is exempt. The Secretary may require that writ-
11 ten notice of an exemption be delivered by appro-
12 priate means to the dealer and the first purchaser
13 of the vehicle (other than a purchaser who purchases
14 the vehicle for resale).

15 “(4) DEFINITION.—As used in this subsection,
16 the term ‘low volume manufacturer’ means that the
17 manufacturer’s total motor vehicle production
18 claimed under the exemption is not more than 1,000
19 vehicles annually.”.

20 **SEC. 3. LOW VOLUME MOTOR VEHICLE AND MOTOR VEHI-**
21 **CLE ENGINE COMPLIANCE.**

22 Paragraph (3) of section 206(a) of the Clean Air Act
23 (42 U.S.C. 7525(a)) is amended by adding at the end the
24 following:

1 “(C) In the case of a motor vehicle that is
2 manufactured in a quantity not exceeding 1,000
3 vehicles annually, the vehicle manufacturer shall
4 register with the Agency and then be permitted
5 to install a motor vehicle engine for which a
6 certificate of conformity has already been
7 issued. The engine shall be from a fully cer-
8 tified vehicle. The vehicle shall meet the stand-
9 ards for on-board diagnostic systems commonly
10 known as OBD II, except those for evaporative
11 emissions.”.

12 **SEC. 4. IMPLEMENTATION.**

13 The Secretary of Transportation and the Adminis-
14 trator of the Environmental Protection Agency shall im-
15 plement the amendments made by sections 2 and 3 of this
16 Act, respectively, within 12 months after the date of the
17 enactment of this Act.

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