

Calendar No. 829

110TH CONGRESS
2D SESSION**H. R. 3985****[Report No. 110-395]**

IN THE SENATE OF THE UNITED STATES

DECEMBER 13, 2007

Received; read twice and referred to the Committee on Commerce, Science,
and Transportation

JUNE 23, 2008

Reported by Mr. INOUE, without amendment

AN ACT

To amend title 49, United States Code, to direct the Secretary of Transportation to register a person providing transportation by an over-the-road bus as a motor carrier of passengers only if the person is willing and able to comply with certain accessibility requirements in addition to other existing requirements, 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 “Over-the-Road Bus
5 Transportation Accessibility Act of 2007”.

1 **SEC. 2. REGISTRATION OF MOTOR CARRIERS OF PAS-**
2 **SENGERS.**

3 (a) IN GENERAL.—Section 13902(a)(1) of title 49,
4 United States Code, is amended—

5 (1) by striking “and” at the end of subpara-
6 graph (B)(iii);

7 (2) by redesignating subparagraph (C) as sub-
8 paragraph (D); and

9 (3) by inserting after subparagraph (B) the fol-
10 lowing:

11 “(C) the accessibility requirements estab-
12 lished by the Secretary under subpart H of part
13 37 of title 49, Code of Federal Regulations, or
14 such successor regulations to those accessibility
15 requirements as the Secretary may issue, for
16 transportation provided by an over-the-road
17 bus; and”.

18 (b) CONFORMING AMENDMENTS.—Sections
19 13902(a)(5) and 13905(d)(1)(A) of such title are each
20 amended by inserting after “Board” the following: “(in-
21 cluding the accessibility requirements established by the
22 Secretary under subpart H of part 37 of title 49, Code
23 of Federal Regulations, or such successor regulations to
24 those accessibility requirements as the Secretary may
25 issue, for transportation provided by an over-the-road
26 bus)”.

1 **SEC. 3. OVER-THE-ROAD BUS DEFINED.**

2 Section 13102 of title 49, United States Code, is
3 amended by adding at the end the following:

4 “(27) OVER-THE-ROAD BUS.—The term ‘over-
5 the-road bus’ means a bus characterized by an ele-
6 vated passenger deck located over a baggage com-
7 partment.”.

8 **SEC. 4. DEADLINE FOR IMPLEMENTATION OF REGISTRA-**
9 **TION REQUIREMENTS.**

10 Not later than 30 days after the date of enactment
11 of this Act, the Secretary shall take necessary actions to
12 implement the changes required by the amendment made
13 by section 2(a) relating to registration of motor carriers
14 providing transportation by an over-the-road bus.

15 **SEC. 5. COORDINATION WITH THE DEPARTMENT OF JUS-**
16 **TICE.**

17 Not later than 6 months after the date of enactment
18 of this Act, the Secretary of Transportation and the Attor-
19 ney General shall enter into a memorandum of under-
20 standing to delineate the specific roles and responsibilities
21 of the Department of Transportation and the Department
22 of Justice, respectively, in enforcing the compliance of
23 motor carriers of passengers providing transportation by
24 an over-the-road bus (as defined in section 13102 of title
25 49, United States Code) with the accessibility require-
26 ments established by the Secretary under subpart H of

1 part 37 of title 49, Code of Federal Regulations, or such
2 successor regulations to those accessibility requirements
3 as the Secretary may issue. Such memorandum shall rec-
4 ognize the Department of Transportation's statutory re-
5 sponsibilities as clarified by this Act (including the amend-
6 ments made by this Act).

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