

116TH CONGRESS
1ST SESSION

S. 2033

To require the Secretary of Transportation to promulgate standards and regulations requiring all new commercial motor vehicles to be equipped with technology to limit maximum operating speed, to require existing speed-limiting technologies already installed in certain commercial motor vehicles to be used while in operation, and to require that the maximum safe operating speed of commercial motor vehicles shall not exceed 65 miles per hour.

IN THE SENATE OF THE UNITED STATES

JUNE 27, 2019

Mr. ISAKSON (for himself and Mr. COONS) introduced the following bill; which was read twice and referred to the Committee on Commerce, Science, and Transportation

A BILL

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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 “Cullum Owings Large
3 Truck Safe Operating Speed Act of 2019”.

4 **SEC. 2. FEDERAL MOTOR VEHICLE SAFETY STANDARD AND**
5 **FEDERAL MOTOR CARRIER SAFETY REGULA-**
6 **TION FOR SPEED-LIMITING TECHNOLOGIES.**

7 (a) FINDINGS.—Congress finds that—

8 (1) according to the Federal Motor Carrier
9 Safety Administration, during the period beginning
10 on January 1, 2004, and ending on December 31,
11 2013, 10,440 people were killed in motor vehicle
12 crashes in which the speed of a commercial motor
13 vehicle likely contributed to severity;

14 (2) a 2007 survey of truck drivers by the Insur-
15 ance Institute for Highway Safety determined that
16 64 percent of the drivers were in favor of a speed-
17 limiting requirement;

18 (3) according to a 2012 study commissioned by
19 Federal Motor Carrier Safety Administration, trucks
20 not using a speed-limiting technology had a speed
21 limit-relevant crash rate almost 2 times higher than
22 the rate of trucks using a speed-limiting technology;

23 (4) speed-limiting devices have been required to
24 be installed and used on commercial motor vehicles
25 throughout the world, including in—

1 (A) Australia, which has required the use
2 of those devices since 1990;

3 (B) the United Kingdom, which has re-
4 quired the use of those devices since 1992; and

5 (C) the European Union, which has re-
6 quired the use of those devices since 1994; and

7 (5) the Department of Transportation has been
8 examining the issues involving speed-limiting tech-
9 nologies since at least 2006.

10 (b) DEFINITIONS.—In this section:

11 (1) COMMERCIAL MOTOR VEHICLE.—The term
12 “commercial motor vehicle” means a motor vehicle
13 used in commerce that has a gross vehicle weight
14 rating or a gross vehicle weight of not less than
15 26,001 pounds.

16 (2) SECRETARY.—The term “Secretary” means
17 the Secretary of Transportation.

18 (3) SPEED-LIMITING TECHNOLOGY.—The term
19 “speed-limiting technology” means a technology that
20 prevents a commercial motor vehicle from exceeding
21 a preprogrammed maximum speed.

22 (c) FEDERAL MOTOR VEHICLE SAFETY STANDARD
23 AND MOTOR CARRIER SAFETY REGULATION.—

1 (1) IN GENERAL.—Not later than 1 year after
2 the date of enactment of this Act, the Secretary
3 shall—

4 (A) acting through the Administrator of
5 the National Highway Traffic Safety Adminis-
6 tration, issue a final rule that establishes a
7 Federal motor vehicle safety standard that re-
8 quires that all commercial motor vehicles manu-
9 factured after the effective date of the standard
10 shall be equipped with a speed-limiting tech-
11 nology; and

12 (B) acting through the Administrator of
13 the Federal Motor Carrier Safety Administra-
14 tion, issue a final rule that establishes a Fed-
15 eral motor carrier safety regulation that re-
16 quires that any existing speed-limiting tech-
17 nology already installed in a commercial motor
18 vehicle shall be used at any time during which
19 the commercial motor vehicle is in operation, in
20 accordance with paragraph (2).

21 (2) REQUIREMENTS.—In issuing a final rule
22 pursuant to paragraph (1), the Secretary shall—

23 (A) include requirements to ensure that
24 each speed-limiting technology—

1 (i) accurately measures the speed of
2 the applicable commercial motor vehicle;
3 and

4 (ii) maintains a maximum speed of
5 not faster than 65 miles per hour to en-
6 sure the safety of commercial motor vehicle
7 drivers and the public, regardless of wheth-
8 er the speed-limiting technology was in-
9 stalled in the commercial motor vehicle—

10 (I) prior to the effective date of
11 the standard or regulation; or

12 (II) for purposes of achieving
13 compliance with the standard under
14 paragraph (1)(A); and

15 (B) as necessary, amend any Federal
16 motor vehicle safety standards or Federal motor
17 carrier safety regulations to require that all
18 commercial motor vehicles shall travel at a
19 speed of not faster than 65 miles per hour.

20 (d) IMPLEMENTATION.—

21 (1) IN GENERAL.—Not later than 180 days
22 after the date of enactment of this Act, each com-
23 mercial motor vehicle that is subject to the standard
24 established under subsection (c)(1)(A) shall ensure
25 that a speed-limiting technology establishes and

1 maintains for the commercial motor vehicle a max-
2 imum safe speed of not faster than 65 miles per
3 hour.

4 (2) VERIFICATION OF COMPLIANCE WITH RE-
5 QUIREMENTS.—The owner of each commercial motor
6 vehicle subject to a requirement under this section
7 shall verify, and submit to the Secretary a certifi-
8 cation of, compliance with the requirement at such
9 time and in such manner as the Secretary may es-
10 tablish, by regulation.

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