

106TH CONGRESS
1ST SESSION

H. R. 165

Prohibiting the manufacture, sale, delivery, or importation of school buses
that do not have seat belts.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 6, 1999

Mr. KLECZKA introduced the following bill; which was referred to the
Committee on Commerce

A BILL

Prohibiting the manufacture, sale, delivery, or importation
of school buses that do not have seat belts.

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. PROHIBITION.**

4 No person shall manufacture, sell, deliver, or import
5 any school bus, constructed after the effective date of this
6 Act, for use by a person described in section 2 to provide
7 transportation service, unless such school bus is equipped
8 with a seat belt for each passenger riding in such school
9 bus.

1 **SEC. 2. PERSONS TO WHICH PROHIBITION APPLIES.**

2 The prohibition set forth in section 1 shall apply to—

3 (1) any school bus, as such term is defined in
4 section 4221(d)(7)(C) of the Internal Revenue Code
5 of 1986; and

6 (2) any Federal, State, or local government en-
7 tity, school district, or other public or private entity
8 providing transportation to passengers by school
9 bus.

10 **SEC. 3. CIVIL PENALTIES; SECRETARY'S AUTHORITY TO**
11 **COMPROMISE.**

12 (a) AMOUNT OF PENALTIES.—Whoever violates any
13 provision of this Act, or any regulation issued thereunder,
14 shall be subject to a civil penalty not to exceed \$1,000
15 for each such violation. A violation with respect to each
16 school bus shall constitute a separate violation, except that
17 the maximum civil penalty shall not exceed \$800,000 for
18 any related series of violations.

19 (b) COMPROMISE OF PENALTIES.—Any such civil
20 penalty may be compromised by the Secretary of Trans-
21 portation. In determining the amount of such penalty, or
22 the amount agreed upon in compromise, the appropriate-
23 ness of such penalty to the size of the business of the per-
24 son charged and the gravity of the violation shall be con-
25 sidered.

1 **SEC. 4. EFFECTIVE DATE.**

2 This Act shall take effect 90 days after the date of
3 its enactment.

