

## HR 736

Black Box Privacy Protection Act

**Congress:** 115 (2017–2019, Ended)

**Chamber:** House

**Policy Area:** Commerce

**Introduced:** Jan 30, 2017

**Current Status:** Referred to the Subcommittee on Digital Commerce and Consumer Protection.

**Latest Action:** Referred to the Subcommittee on Digital Commerce and Consumer Protection. (Feb 3, 2017)

**Official Text:** <https://www.congress.gov/bill/115th-congress/house-bill/736>

### Sponsor

**Name:** Rep. Capuano, Michael E. [D-MA-7]

**Party:** Democratic • **State:** MA • **Chamber:** House

### Cosponsors

*No cosponsors are listed for this bill.*

### Committee Activity

Committee	Chamber	Activity	Date
Energy and Commerce Committee	House	Referred to	Feb 3, 2017

### Subjects & Policy Tags

**Policy Area:**

Commerce

### Related Bills

Bill	Relationship	Last Action
115 HR 3568	Related bill	<b>Aug 4, 2017:</b> Referred to the Subcommittee on Digital Commerce and Consumer Protection.

## **Black Box Privacy Protection Act**

This bill amends the Automobile Information Disclosure Act to require manufacturers of new automobiles to disclose on the information label affixed to the window of the automobile: (1) the presence and location of an event data recorder (commonly referred to as a "black box"), (2) the type of information recorded and how such information is recorded, and (3) that the recording may be used in a law enforcement proceeding.

The bill sets forth similar requirements for motorcycle manufacturers.

An "event data recorder" is any device or means of technology installed in an automobile that records information such as automobile or motorcycle speed, seatbelt use, application of brakes, or other information pertinent to the operation of the automobile or motorcycle.

The bill prohibits the manufacture, sale, offering for sale, or import into the United States of an automobile manufactured after 2015 (bearing a model year of 2016 or later) that is equipped with an event data recorder, unless the consumer can control the recording of information. Violators are liable to the U.S. government for a civil penalty of up to \$5,000 for each violation with a maximum penalty of \$35 million for a related series of violations.

The event data recorder in an automobile or motorcycle, and any data recorded, shall be considered the property of the owner of the automobile or motorcycle. Retrieval or downloading of recorded data by any other person is unlawful, except: (1) with the owner's consent, (2) in response to a court order, or (3) by a dealer or automotive technician to service the vehicle.

Certain violations are to be treated as unfair or deceptive acts or practices under the Federal Trade Commission Act.

## **Actions Timeline**

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- **Feb 3, 2017:** Referred to the Subcommittee on Digital Commerce and Consumer Protection.
- **Jan 30, 2017:** Introduced in House
- **Jan 30, 2017:** Referred to the House Committee on Energy and Commerce.