

[COMMITTEE PRINT]

109TH CONGRESS
2D SESSION

H. R. _____

To amend the automobile fuel economy provisions of title 49, United States Code, to authorize the Secretary of Transportation to set fuel economy standards for passenger automobiles based on one or more vehicle attributes.

IN THE HOUSE OF REPRESENTATIVES

M. _____ introduced the following bill; which was referred to the Committee on _____

A BILL

To amend the automobile fuel economy provisions of title 49, United States Code, to authorize the Secretary of Transportation to set fuel economy standards for passenger automobiles based on one or more vehicle attributes.

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. CAFE STANDARDS FOR PASSENGER AUTO-**
2 **MOBILES.**

3 (a) AVERAGE FUEL ECONOMY STANDARDS FOR PAS-
4 Senger AUTOMOBILES.—Section 32902 of title 49,
5 United States Code, is amended—

6 (1) by amending subsection (c) to read as fol-
7 lows:

8 “(c) AMENDING PASSENGER AUTOMOBILE STAND-
9 ARDS.—

10 “(1) REGULATIONS.—The Secretary of Trans-
11 portation may prescribe regulations amending the
12 standard under subsection (b) of this section for a
13 model year. Section 553 of title 5 applies to a pro-
14 ceeding to amend the standard. However, any inter-
15 ested person may make an oral presentation and a
16 transcript shall be taken of that presentation. If the
17 Secretary does not prescribe regulations under this
18 subsection for a given model year, the standard in
19 effect for the preceding model year shall apply to
20 such model year and each model year thereafter.

21 “(2) MAXIMUM FEASIBLE AVERAGE FUEL
22 ECONOMY.—The standard prescribed under this sub-
23 section shall be the maximum feasible average fuel
24 economy level that the Secretary decides the manu-
25 facturers can achieve in that model year. In amend-
26 ing such standard for a model year, the Secretary,



1 consistent with the Secretary's authority under this
2 section for prescribing standards, may establish a
3 standard based on one or more vehicle attributes.”;
4 and

5 (2) in subsection (g)(2), by striking “(and sub-
6 mit the amendment to Congress when required
7 under subsection (c)(2) of this section)”.

8 (b) EFFECTIVE DATE.—The amendments made by
9 subsection (a) shall be effective on the date of enactment
10 of this Act. The Secretary of Transportation shall pre-
11 scribe regulations under section 32902(c) of title 49,
12 United States Code, not later than December 30, 2008.
13 Such regulations shall take into consideration standard
14 automobile industry design and production processes.

