

118TH CONGRESS
2D SESSION

H. R. 7117

To limit Federal law enforcement use of data from motor vehicle event data recorders, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 29, 2024

Mr. ROSENDALE (for himself, Mr. OGLES, Mr. WEBER of Texas, and Mr. BURLISON) introduced the following bill; which was referred to the Committee on Energy and Commerce, and in addition to the Committees on Financial Services, and the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To limit Federal law enforcement use of data from motor vehicle event data recorders, 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 “Driver Data Control
5 Act of 2024”.

1 **SEC. 2. LIMITATION ON FEDERAL LAW ENFORCEMENT USE**
2 **OF DATA FROM A MOTOR VEHICLE EVENT**
3 **DATA RECORDER.**

4 Data from a motor vehicle event data recorder may
5 be retrieved or used by Federal law enforcement without
6 the consent of the owner only as follows:

7 (1) Pursuant to a valid search warrant.

8 (2) To facilitate or determine the need for
9 emergency medical care for the driver or passenger
10 of a motor vehicle that is involved in a motor vehicle
11 crash or other emergency, including the retrieval of
12 data from a company that provides subscription
13 services to the owner of a motor vehicle for in-vehicle
14 safety and security communications systems.

15 (3) Pursuant to a court order that provides the
16 owner notice and 48 hours to object and request a
17 hearing.

18 **SEC. 3. LIMITATION ON USE OF DATA ON A MOTOR VEHI-**
19 **CLE EVENT DATA RECORDER.**

20 The data on a motor vehicle event data recorder may
21 not be retrieved or used by any person other than an
22 owner of the motor vehicle without the written consent of
23 an owner of such motor vehicle.

1 **SEC. 4. RULES RELATED TO INSURERS, LIENHOLDERS, AND**
2 **LESSORS.**

3 (a) LIENHOLDERS AND INSURERS.—A lienholder or
4 insurer of a motor vehicle may not retrieve or use the data
5 on any event data recorder of a motor vehicle solely be-
6 cause the lienholder or insurer takes ownership of such
7 vehicle as a result of a motor vehicle accident.

8 (b) INSURERS.—An insurer may not condition the
9 payment or settlement of an owner of a motor vehicle's
10 claim related to such motor vehicle on the owner's consent
11 to the retrieval or use of the data on a motor vehicle event
12 data recorder.

13 (c) INSURERS AND LESSORS.—An insurer or lessor
14 of a motor vehicle may not require an owner of such motor
15 vehicle to consent to the retrieval or use of the data on
16 a motor vehicle event data recorder of such motor vehicle
17 as a condition of providing a policy or lease.

18 **SEC. 5. LIMITATION ON RETRIEVAL OF DATA FOR THE PRO-**
19 **VISION OF EMERGENCY MEDICAL CARE.**

20 The data on a motor vehicle event data recorder may
21 be retrieved or used by a person other than an owner of
22 the motor vehicle to facilitate or determine the need for
23 emergency medical care for the driver or passenger of a
24 motor vehicle that is involved in a motor vehicle crash or
25 other emergency, including the retrieval of data from a
26 company that provides subscription services to the owner

1 of a motor vehicle for in-vehicle safety and security com-
2 munications systems.

3 **SEC. 6. DEFINITIONS.**

4 In this Act:

5 (1) The term “event data recorder” has the
6 meaning given such term in section 563.5 of title 49,
7 Code of Federal Regulations, as in effect on October
8 1, 2011.

9 (2) The term “motor vehicle” has the meaning
10 given such term in section 30102(a) of title 49,
11 United States Code.

12 (3) The term “owner” means a person—

13 (A) in whose name a motor vehicle is reg-
14 istered or titled;

15 (B) who leases a motor vehicle for at least
16 3 months;

17 (C) who is entitled to possession of a
18 motor vehicle as the purchaser under a security
19 agreement; or

20 (D) who is the attorney in fact, conser-
21 vator, or personal representative for a person
22 described in subparagraphs (A) through (C).

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