

Union Calendar No. 761

118TH CONGRESS
2^D SESSION

H. R. 3356

[Report No. 118–931]

To amend title 49, United States Code, with respect to employment screening for the motor carrier industry, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MAY 16, 2023

Mr. GRAVES of Louisiana (for himself and Ms. DAVIDS of Kansas) introduced the following bill; which was referred to the Committee on Transportation and Infrastructure

DECEMBER 19, 2024

Additional sponsors: Mr. GARCÍA of Illinois, Mr. CUELLAR, and Mr. PHILLIPS

DECEMBER 19, 2024

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in *italie*]

[For text of introduced bill, see copy of bill as introduced on May 16, 2023]

A BILL

To amend title 49, United States Code, with respect to employment screening for the motor carrier industry, 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 “Motor Carrier Safety*
5 *Screening Modernization Act”.*

6 **SEC. 2. SAFETY PERFORMANCE HISTORY SCREENING.**

7 *Section 31150 of title 49, United States Code, is*
8 *amended—*

9 (1) *in subsection (a) by inserting “and employ-*
10 *ment” after “preemployment”;*

11 (2) *in subsection (b)—*

12 (A) *in paragraph (2) by inserting “operator*
13 *or” before “operator-applicant’s”; and*

14 (B) *by inserting “operator or” before “oper-*
15 *ator-applicant” each place it appears; and*

16 (3) *in subsection (c)—*

17 (A) *by inserting “or employment” after*
18 *“preemployment” each place it appears; and*

19 (B) *by inserting “operator or” before “oper-*
20 *ator-applicant”.*

21 **SEC. 3. DATAQ IMPROVEMENT.**

22 *Section 31150 of title 49, United States Code, is*
23 *amended—*

24 (1) *by redesignating subsection (d) as subsection*
25 *(f); and*

1 (2) *by inserting after subsection (c) the fol-*
2 *lowing:*

3 “(d) *DATA SUBJECT TO REVIEW.—Not later than 1*
4 *year after the date of enactment of the Motor Carrier Safety*
5 *Screening Modernization Act, the Secretary shall ensure*
6 *that during any period in which a safety violation is being*
7 *contested, the report on such violation is labeled in a man-*
8 *ner that indicates such violation is being contested in the*
9 *Motor Carrier Management Information System and in*
10 *any other relevant databases, including the Employment*
11 *Screening Program, the Safety Measurement System, and*
12 *Analysis and Information Online, until the review of the*
13 *contested violation is complete.*

14 “(e) *DATAQ APPEALS PROCESS.—Not later than 1*
15 *year after the date of enactment of the Motor Carrier Safety*
16 *Screening Modernization Act, the Secretary shall promul-*
17 *gate DataQ program participation guidelines that direct*
18 *States and other Federal agencies receiving funds under the*
19 *Motor Carrier Safety Assistance Program to provide for an*
20 *appeals process by which—*

21 “(1) *following the conclusion of a request for*
22 *data review, an affected party may appeal the dis-*
23 *position of such review; and*

1 “(2) *an appeal of such disposition is adjudicated*
2 *in a reasonable period of time by a person or persons*
3 *other than the person that issued the violation.*”.

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