

102D CONGRESS  
2D SESSION

# H. R. 4542

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IN THE SENATE OF THE UNITED STATES

OCTOBER 6 (legislative day, SEPTEMBER 30), 1992

Received

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## AN ACT

To prevent and deter auto theft.

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 “Anti Car Theft Act  
5        of 1992”.

1 **TITLE I—TOUGHER LAW EN-**  
2 **FORCEMENT AGAINST AUTO**  
3 **THEFT**

4 **Subtitle A—Enhanced Penalties for**  
5 **Auto Theft**

6 **SEC. 101. FEDERAL PENALTIES FOR ARMED ROBBERIES OF**  
7 **AUTOS.**

8 (a) **IN GENERAL.**—Chapter 103 of title 18, United  
9 States Code, is amended by adding at the end the follow-  
10 ing:

11 **“§ 2119. Motor vehicles**

12 “Whoever, possessing a firearm as defined in section  
13 921 of this title, takes a motor vehicle that has been trans-  
14 ported, shipped, or received in interstate or foreign com-  
15 merce from the person or presence of another by force and  
16 violence or by intimidation, or attempts to do so, shall—

17 “(1) be fined under this title or imprisoned not  
18 more than 15 years, or both,

19 “(2) if serious bodily injury (as defined in sec-  
20 tion 1365 of this title) results, be fined under this  
21 title or imprisoned not more than 25 years, or both,  
22 and

23 “(3) if death results, be fined under this title  
24 or imprisoned for any number of years up to life, or  
25 both.”.

1 (b) FEDERAL COOPERATION TO PREVENT  
2 “CARJACKING” AND MOTOR VEHICLE THEFT.—In view  
3 of the increase of motor vehicle theft with its growing  
4 threat to human life and to the economic well-being of the  
5 Nation, the Attorney General, acting through the Federal  
6 Bureau of Investigation and the United States Attorneys,  
7 is urged to work with State and local officials to inves-  
8 tigate car thefts, including violations of section 2119 of  
9 title 18, United States Code, for armed carjacking, and  
10 as appropriate and consistent with prosecutorial discre-  
11 tion, prosecute persons who allegedly violate such law and  
12 other relevant Federal statutes.

13 (c) CLERICAL AMENDMENT.—The table of sections  
14 at the beginning of chapter 103 of title 18, United States  
15 Code, is amended by adding at the end the following new  
16 item:

“2119. Motor vehicles.”.

17 **SEC. 102. IMPORTATION AND EXPORTATION.**

18 Section 553(a) of title 18, United States Code, is  
19 amended by striking “fined not more than \$15,000 or im-  
20 prisoned not more than five years” and inserting “fined  
21 under this title or imprisoned not more than 10 years”.

22 **SEC. 103. TRAFFICKING IN STOLEN VEHICLES.**

23 Each of sections 2312 and 2313(a) of title 18, United  
24 States Code, are amended by striking “fined not more  
25 than \$5,000 or imprisoned not more than five years” and

1 inserting “fined under this title or imprisoned not more  
2 than 10 years”.

3 **SEC. 104. CIVIL AND CRIMINAL FORFEITURE.**

4 (a) **CIVIL FORFEITURE.**—Section 981(a)(1) of title  
5 18, United States Code, is amended by adding after sub-  
6 paragraph (E) the following:

7 “(F) Any property, real or personal, which rep-  
8 resents or is traceable to the gross proceeds ob-  
9 tained, directly or indirectly, from a violation of—

10 “(i) section 511 (altering or removing  
11 motor vehicle identification numbers);

12 “(ii) section 553 (importing or exporting  
13 stolen motor vehicles);

14 “(iii) section 2119 (armed robbery of auto-  
15 mobiles);

16 “(iv) section 2132 (transporting stolen  
17 motor vehicles in interstate commerce); or

18 “(v) section 2313 (possessing or selling a  
19 stolen motor vehicle that has moved in inter-  
20 state commerce).”.

21 (b) **CRIMINAL FORFEITURE.**—Section 982(a) of title  
22 18, United States Code, is amended by adding after para-  
23 graph (4) the following:

24 “(5) The court, in imposing sentence on a person con-  
25 victed of a violation or conspiracy to violate—

1           “(A) section 511 (altering or removing motor  
2 vehicle identification numbers);

3           “(B) section 553 (importing or exporting stolen  
4 motor vehicles);

5           “(C) section 2119 (armed robbery of auto-  
6 mobiles);

7           “(D) section 2132 (transporting stolen motor  
8 vehicles in interstate commerce); or

9           “(E) section 2313 (possessing or selling a sto-  
10 len motor vehicle that has moved in interstate com-  
11 merce);

12 shall order that the person forfeit to the United States  
13 any property, real or personal, which represents or is  
14 traceable to the gross proceeds obtained, directly or indi-  
15 rectly, as a result of such violation.”

16 **SEC. 105. CHOP SHOPS.**

17       (a) AMENDMENT.—Chapter 113 of title 18, United  
18 States Code, is amended by adding at the end the follow-  
19 ing:

20 **“§ 2322. Chop shops**

21       “(a) IN GENERAL.—

22           “(1) UNLAWFUL ACTION.—Any person who  
23 knowingly owns, operates, maintains, or controls a  
24 chop shop or conducts operations in a chop shop  
25 shall be punished by a fine under this title or by im-

1       prisonment for not more than 15 years, or both. If  
2       a conviction of a person under this paragraph is for  
3       a violation committed after the first conviction of  
4       such person under this paragraph, the maximum  
5       punishment shall be doubled with respect to any fine  
6       and imprisonment.

7               “(2) INJUNCTIONS.—The Attorney General  
8       shall, as appropriate, in the case of any person who  
9       violates paragraph (1), commence a civil action for  
10      permanent or temporary injunction to restrain such  
11      violation.”.

12             “(b) DEFINITION.—For purposes of this section, the  
13      term ‘chop shop’ means any building, lot, facility, or other  
14      structure or premise where one or more persons engage  
15      in receiving, concealing, destroying, disassembling, dis-  
16      mantling, reassembling, or storing any passenger motor  
17      vehicle or passenger motor vehicle part which has been un-  
18      lawfully obtained in order to alter, counterfeit, deface, de-  
19      stroy, disguise, falsify, forge, obliterate, or remove the  
20      identity, including the vehicle identification number or de-  
21      rivative thereof, of such vehicle or vehicle part and to dis-  
22      tribute, sell, or dispose of such vehicle or vehicle part in  
23      interstate or foreign commerce.”.

24             (b) CLERICAL AMENDMENT.—The table of sections  
25      at the beginning of chapter 113 of title 18, United States

1 Code, is amended by adding at the end the following new  
2 item:

“2322. Chop shops.”.

3                   **Subtitle B—Targeted Law**  
4                                   **Enforcement**

5 **SEC. 130. GRANT AUTHORIZATION.**

6           (a) **PURPOSE.**—The purpose of this subtitle is to sup-  
7 plement the provisions of the Edward Byrne Memorial  
8 State and Local Law Enforcement Assistance Program to  
9 help the States to curb motor vehicle thefts and the related  
10 violence.

11           (b) **GRANTS.**—The Director of the Bureau of Justice  
12 Assistance shall make grants to Anti Car Theft Commit-  
13 tees submitting applications in compliance with the re-  
14 quirements of this subtitle.

15 **SEC. 131. APPLICATION.**

16           (a) **SUBMISSION.**—To be eligible to receive a grant  
17 under this subtitle, a chief executive of an Anti Car Theft  
18 Committee shall submit an application to the Director of  
19 the Bureau of Justice Assistance.

20           (b) **CONTENT.**—The application submitted under  
21 subsection (a) shall include the following:

22                   (1) A statement that the applicant Anti Car  
23 Theft Committee is either a State agency or an  
24 agency of a unit of local government.

1           (2) A statement that the applicant Anti Car  
2 Theft Committee is or will be financed in part (A)  
3 by a fee on motor vehicles registered by the State or  
4 possessed or insured within the State (and that such  
5 fee is not less than \$1 per vehicle), or (B) in the  
6 same manner and to the same extent as is a similar  
7 program financed and implemented in a State like  
8 Michigan.

9           (3) An assurance that Federal funds received  
10 under a grant under this subtitle shall be used to  
11 supplement and not supplant non-Federal funds that  
12 would otherwise be available for activities funded  
13 under such grant.

14           (4) A statement that the resources of the appli-  
15 cant Anti Car Theft Committee will be devoted en-  
16 tirely to combating motor vehicle theft, including  
17 any or all of the following:

18                   (A) Financing law enforcement officers or  
19 investigators whose duties are entirely or pri-  
20 marily related to investigating cases of motor  
21 vehicle theft or of trafficking in stolen motor  
22 vehicles or motor vehicle parts.

23                   (B) Financing prosecutors whose duties  
24 are entirely or primarily related to prosecuting



1 cases of motor vehicle theft or of trafficking in  
2 stolen motor vehicles or motor vehicle parts.

3 (C) Motor vehicle theft prevention pro-  
4 grams, including vehicle identification number  
5 etching programs, programs implemented by  
6 law enforcement agencies and designed to en-  
7 able the electronic tracking of stolen auto-  
8 mobiles, and programs designed to prevent the  
9 export of stolen vehicles.

10 (5) A description of the budget for the appli-  
11 cant Anti Car Theft Committee for the fiscal year  
12 for which a grant is sought.

13 **SEC. 132. AWARD OF GRANTS.**

14 (a) IN GENERAL.—The Director shall allocate to  
15 each State a proportion of the total funds available under  
16 this subtitle that is equal to the proportion of the number  
17 of motor vehicles registered in such State to the total num-  
18 ber of motor vehicles registered in the United States. The  
19 Director shall ensure that all applicant States have an op-  
20 portunity to receive grants from an available appropria-  
21 tion. Any State that has not met the requirements de-  
22 scribed in section 203 of this Act shall be excluded from  
23 any allocation under this subsection.

24 (b) GRANT AMOUNTS.—If one Anti Car Theft Com-  
25 mittee within a State submits an application in compliance

1 with section 131, the Director shall award to such Anti  
2 Car Theft Committee a grant equal to the total amount  
3 of funds allocated to such State under this section. In no  
4 case shall the Anti Car Theft Committee receive a grant  
5 that is more than 50 percent of the preaward budget for  
6 such Anti Car Theft Committee.

7 (c) MULTIPLE COMMITTEES.—If two or more Anti  
8 Car Theft Committees within a State submit applications  
9 in compliance with section 131, the Director shall award  
10 to such Anti Car Theft Committees grants that in sum  
11 are equal to the total amount of funds allocated to such  
12 State under this section. In no case shall an Anti Car  
13 Theft Committee receive a grant that is more than 50 per-  
14 cent of the preaward budget for such Anti Car Theft Com-  
15 mittee. The Director shall allocate funds among two or  
16 more Anti Car Theft Committees with a State according  
17 to the proportion of the preaward budget of each Anti Car  
18 Theft Committee to the total preaward budget for all  
19 grant recipient Anti Car Theft Committees within such  
20 State.

21 (d) RENEWAL OF GRANTS.—Subject to the availabil-  
22 ity of funds, a grant under this subtitle may be renewed  
23 for up to 2 additional years after the first fiscal year dur-  
24 ing which the recipient receives an initial grant under this  
25 subtitle if the Director determines that the funds made

1 available to the recipient during the previous year were  
2 used in the manner required under the approved applica-  
3 tion.

4 **SEC. 133. AUTHORIZATION OF APPROPRIATIONS.**

5 There are authorized to be appropriated \$10,000,000  
6 to carry out this subtitle for each of the fiscal years 1993,  
7 1994, and 1995.

8 **Subtitle C—Report Regarding**  
9 **State Motor Vehicle Titling Pro-**  
10 **grams to Combat Motor Vehicle**  
11 **Thefts and Fraud**

12 **SEC. 140. ESTABLISHMENT OF TASK FORCE.**

13 (a) ESTABLISHMENT.—

14 (1) IN GENERAL.—The Secretary of Transpor-  
15 tation and the Attorney General of the United  
16 States, working together, shall, as soon as prac-  
17 ticable after the date of the enactment of this Act  
18 but not later than 180 days after such date, estab-  
19 lish a task force to study problems which relate to  
20 motor vehicle titling, vehicle registration, and con-  
21 trols over motor vehicle salvage which may affect the  
22 motor vehicle theft problem. The study shall include  
23 an examination of the extent to which the absence  
24 of uniformity and integration in State laws regulat-  
25 ing vehicle titling and registration and salvage of

1 used vehicles allows enterprising criminals to find  
2 the weakest link to “wash” the stolen character of  
3 the vehicles. It shall also consider the adoption of a  
4 title brand on all certificates of title indicating that  
5 the applicable vehicle was previously issued a title  
6 brand or a title signifying “rebuilt”, “recon-  
7 structed”, or “flood”.

8 (2) REPORT.—The task force shall prepare a  
9 report containing the results of such study and shall  
10 submit such report to the President and the Con-  
11 gress and to the chief executive officer of each State  
12 not later than 12 months after the task force is es-  
13 tablished, together with appropriate recommenda-  
14 tions to solve these problems.

15 (b) MEMBERSHIP.—The task force shall consist of—

16 (1) the Secretary of Transportation, or the Sec-  
17 retary’s delegate;

18 (2) the Attorney General of the United States,  
19 or the Attorney General’s delegate;

20 (3) the Secretary of Commerce, or the Sec-  
21 retary’s delegate;

22 (4) the Secretary of the Treasury, or the Sec-  
23 retary’s delegate;

24 (5) at least 3 representatives, to be designated  
25 by the Attorney General of the United States;

1           (6) at least 5 representatives of State motor ve-  
2 hicle departments, to be designated by the Secretary  
3 of Transportation; and

4           (7) at least 1 representative, to be designated  
5 by the Secretary of Transportation, from each of the  
6 following groups:

7           (A) Motor vehicle manufacturers.

8           (B) Motor vehicle dealers and distributors.

9           (C) Motor vehicle dismantlers, recyclers,  
10 and salvage dealers.

11           (D) Motor vehicle repair and body shop op-  
12 erators.

13           (E) Motor vehicle scrap processors.

14           (F) Insurers of motor vehicles.

15           (G) State law enforcement officials.

16           (H) Local law enforcement officials.

17           (I) The American Association of Motor Ve-  
18 hicle Administrators.

19           (J) The National Insurance Crime Bureau.

20           (K) The National Committee on Traffic  
21 Laws and Ordinances.

22 (c) REIMBURSEMENT.—

23           (1) SALARY.—The members of the task force  
24 shall serve without pay.

1           (2) TRAVEL EXPENSES.—While away from  
2 their residences or regular places of business in per-  
3 formance of services for the Federal Government,  
4 members of the task force shall be allowed travel ex-  
5 penses, including per diem in lieu of subsistence, in  
6 the same manner as persons employed intermittently  
7 in the Federal Government service are allowed ex-  
8 penses under section 5703 of title 5, United States  
9 Code.

10           (3) CHAIR.—The Secretary of Transportation,  
11 or the Secretary's delegate, shall serve as chairman  
12 of the task force. The task force may also invite rep-  
13 resentatives of the Governors and State legislators to  
14 participate.

15           (d) REPORT.—

16           (1) BASIS.—The report required by subsection  
17 (a)(2) shall be made after a meaningful consultative  
18 process and review of existing laws, practices, stud-  
19 ies, and recommendations regarding the problems  
20 specified in subsection (a)(1).

21           (2) CONTENT.—The report shall specify the key  
22 aspects of motor vehicle antitheft measures nec-  
23 essary to prevent the disposition or use of stolen  
24 motor vehicles, or the major components of motor  
25 vehicles, and to prevent insurance and other fraud

1 based upon false reports of stolen motor vehicles.  
2 The report shall indicate any of the antitheft meas-  
3 ures for which national uniformity would be crucial  
4 in order for the measure to be adequately effective.  
5 The report shall recommend viable ways of obtaining  
6 any national uniformity which is necessary.

7 (3) **RECOMMENDATIONS.**—The report also shall  
8 include other recommendations for legislative or ad-  
9 ministrative action at the State level or at the Fed-  
10 eral level, and recommendations for industry and  
11 public actions.

## 12 **TITLE II—AUTOMOBILE TITLE** 13 **FRAUD**

### 14 **SEC. 201. DEFINITIONS.**

15 For purposes of this title:

16 (1) The term “automobile” has the meaning  
17 given such term by section 501(1) of the Motor Ve-  
18 hicle Information and Cost Savings Act (15 U.S.C.  
19 2001(1)).

20 (2) The term “certificate of title” means a doc-  
21 ument issued by a State evidencing ownership of an  
22 automobile.

23 (3) The term “insurance carrier” means an in-  
24 dividual, corporation, or other entity which is en-

1 gaged in the business of underwriting automobile in-  
2 surance.

3 (4) The term “junk automobile” means any  
4 automobile which is incapable of operation on roads  
5 or highways and which has no value except as a  
6 source of parts or scrap.

7 (5) The term “junk yard” means any individ-  
8 ual, corporation, or other entity which is engaged in  
9 the business of acquiring or owning junk auto-  
10 mobiles for resale, either in their entirety or as spare  
11 parts, for rebuilding or restoration, or for crushing.

12 (6) The term “operator” means a person or en-  
13 tity authorized or designated as the operator of the  
14 information system pursuant to section 202(a)(2) or  
15 if no such person or entity is authorized, the Sec-  
16 retary.

17 (7) The term “salvage automobile” means any  
18 automobile which is damaged by collision, fire, flood,  
19 accident, trespass, or other occurrence to the extent  
20 that its fair salvage value plus the cost of repairing  
21 the automobile for legal operation on roads or high-  
22 ways would exceed the fair market value of the auto-  
23 mobile immediately prior to the occurrence causing  
24 its damage.





1 with the Attorney General of the United States, such  
2 system as the information system for purposes of  
3 this title. In establishing the system, the Secretary,  
4 working with the Attorney General of the United  
5 States and the States, shall ascertain the extent to  
6 which title and related information to be included in  
7 the system will be adequate, timely, reliable, uni-  
8 form, and capable of aiding in efforts to prevent the  
9 introduction or reintroduction into interstate com-  
10 merce of stolen vehicles or parts.

11 (2) OPERATION.—The Secretary may authorize  
12 the operation of the information system established  
13 or designated under paragraph (1) by contract  
14 through an agreement with a State or States, or by  
15 redesignating, after consultation with the States, a  
16 third party which represents the interests of the  
17 States.

18 (3) FEES.—Operation of the information sys-  
19 tem established or designated under paragraph (1)  
20 shall be paid for by a system of user fees and should  
21 be self-sufficient and not be dependent on Federal  
22 funds. The amount of fees collected and retained  
23 subject to annual appropriation Acts, by the opera-  
24 tor pursuant to this paragraph, not including fees  
25 collected by the operator and passed on to a State

1 or other entity providing information to the opera-  
2 tor, shall not exceed the costs of operating the sys-  
3 tem.

4 (b) MINIMUM FUNCTIONAL CAPABILITIES.—The in-  
5 formation system established or designated under sub-  
6 section (a)(1) shall, at a minimum, enable a user of the  
7 system instantly and reliably to determine—

8 (1) the validity and status of a document pur-  
9 porting to be a certification of title,

10 (2) whether an automobile bearing a known ve-  
11 hicle identification number is titled in a particular  
12 State,

13 (3) whether an automobile known to be titled in  
14 a particular State is or has been a junk vehicle or  
15 a salvage vehicle,

16 (4) for an automobile known to be titled in a  
17 particular State, the odometer reading information,  
18 as required in section 408 of the Motor Vehicle In-  
19 formation and Cost Savings Act (15 U.S.C. 1988),  
20 of such vehicle on the date its certificate of title was  
21 issued and such later odometer information, if noted  
22 by the State, and

23 (5) whether an automobile bearing a known ve-  
24 hicle identification number has been reported as a

1 junk vehicle or a salvage vehicle pursuant to section  
2 204.

3 (c) AVAILABILITY OF INFORMATION.—

4 (1) TO STATE.—Upon request of a participat-  
5 ing State, the operator makes available to such  
6 State information in the information system pertain-  
7 ing to any automobile.

8 (2) TO LAW ENFORCEMENT.—Upon request of  
9 a Federal, State, or local law enforcement official,  
10 the operator makes available to such official infor-  
11 mation in the information system pertaining to a  
12 particular automobile, salvage yard, or junk yard.

13 (3) TO PROSPECTIVE PURCHASERS.—Upon re-  
14 quest of a prospective purchaser of an automobile,  
15 including an auction company or an entity that is in  
16 the business of purchasing used automobiles, the op-  
17 erator makes available to such prospective purchaser  
18 information in the information system pertaining to  
19 such automobile.

20 (4) TO INSURANCE CARRIERS.—Upon request  
21 of a prospective or current insurer of an automobile,  
22 the operator makes available to such prospective or  
23 current insurer information in the information sys-  
24 tem pertaining to such automobile.

1           (5) **PRIVACY.**—Notwithstanding any provision  
2 of paragraphs (1) through (4), the operator shall re-  
3 lease no information other than what is necessary to  
4 reasonably satisfy the requirements of subsection  
5 (b). In no event shall the operator collect an individ-  
6 ual’s social security number or enable users of the  
7 information system to obtain an individual’s address  
8 or social security number.

9 **SEC. 203. STATE PARTICIPATION IN THE NATIONAL MOTOR**  
10 **VEHICLE TITLE INFORMATION SYSTEM.**

11 (a) **REQUIREMENTS.**—

12           (1) **INFORMATION SHARING.**—Each State shall  
13 make titling information maintained by such State  
14 available for use in establishing the National Motor  
15 Vehicle Title Information System established under  
16 section 202.

17           (2) **TITLE VERIFICATION.**—Each State shall es-  
18 tablish a practice of performing an instant title ver-  
19 ification check before issuing a certificate of title to  
20 an individual or entity claiming to have purchased  
21 an automobile from an individual or entity in an-  
22 other State. Such instant title verification check  
23 shall consist of—

24                   (A) communicating to the operator the ve-  
25 hicle identification number of the vehicle for

1           which the certificate of title is sought, the name  
2           of the State which issued the most recent cer-  
3           tificate of title pertaining to the vehicle, and the  
4           name of the individual or entity to whom such  
5           certificate was issued; and

6                   (B) affording the operator an opportunity  
7           to communicate to the participating State the  
8           results of a search of the information.

9           (b) GRANTS TO STATES.—

10                   (1) REVIEW OF STATE SYSTEMS.—Not later  
11           than January 1, 1994, the Secretary, in cooperation  
12           with the States, shall—

13                   (A) conduct a review of systems used by  
14           the States to compile and maintain information  
15           concerning the titling of automobiles, and

16                   (B) determine, for each State, the cost of  
17           making titling information maintained by such  
18           State available to the operator of the National  
19           Motor Vehicle Title Information System for the  
20           purpose of meeting the requirements of sub-  
21           section (b).

22                   (2) AWARD OF GRANTS.—The Secretary may  
23           award grants to participating States to be used in  
24           making titling information maintained by such

1 States available to the operator of the National  
2 Motor Vehicle Title Information System if—

3 (A) for any State that is a recipient of  
4 such a grant, the grant does not exceed—

5 (i) 25 percent of the cost of making  
6 titling information maintained by such  
7 State available to the operator of the Na-  
8 tional Motor Vehicle Title Information Sys-  
9 tem as determined by the Secretary under  
10 subsection (d)(1)(B); or

11 (ii) \$300,000;

12 whichever is lower; and

13 (B) the Secretary determined that such  
14 grants are fair, reasonable, and necessary for  
15 the establishment of the National Motor Vehicle  
16 Title Information System under section  
17 202(a)(1).

18 (c) REPORT TO CONGRESS.—No later than January  
19 1, 1997, the Secretary shall report to Congress which  
20 States have met the requirements imposed by section 203.  
21 If any State has not met these requirements, the Secretary  
22 shall describe the impediments that have resulted in the  
23 State's failure to meet the requirements.

24 **SEC. 204. REPORTING.**

25 (a) OPERATORS OF JUNK OR SALVAGE YARD.—

1           (1) INVENTORY REPORT.—Beginning at a time  
2 determined by the Secretary, but no earlier than 3  
3 months prior to the establishment of the National  
4 Motor Vehicle Title Information System, any person  
5 or entity in the business of operating an automobile  
6 junk yard or automobile salvage yard shall file a  
7 monthly report with the operator. Such report shall  
8 contain an inventory of all junk vehicles or salvage  
9 vehicles obtained by the junk yard or salvage yard  
10 during the preceding month. Such inventory shall  
11 contain the vehicle identification number of each ve-  
12 hicle obtained, the date on which it was obtained,  
13 the name of the person or entity from whom the re-  
14 porter obtained the vehicle, and a statement of  
15 whether the vehicle was crushed or otherwise dis-  
16 posed of for sale or other purposes.

17           (2) APPLICATION.—Paragraph (1) shall not  
18 apply to—

19                   (A) persons or entities that are required by  
20 State law to report the acquisition of junk vehi-  
21 cles or salvage vehicles to State or local authori-  
22 ties if such authorities make such information  
23 available to the operator, or

24                   (B) any person who is issued a verification  
25 under section 607 of the Motor Vehicle Infor-



1           mation and Cost Savings Act stating that the  
2           vehicle or parts from such vehicle are not re-  
3           ported as stolen.

4           (b) **INSURANCE CARRIERS.**—Beginning at a time de-  
5           termined by the Secretary, but no earlier than 3 months  
6           prior to the establishment of the National Motor Vehicle  
7           Title Information System, any person or entity engaged  
8           in the business of an insurance carrier shall file, directly  
9           or through a designated agent, a monthly report with the  
10          operator. Such report shall contain an inventory of all ve-  
11          hicles of the current model year or any of the 4 preceding  
12          model years which such carrier has, during the preceding  
13          month, obtained possession of and determined to be sal-  
14          vage or junk vehicles. Such inventory shall contain the ve-  
15          hicle identification number of each vehicle obtained, the  
16          date on which it was obtained, the name of the person  
17          or entity from whom the reporter obtained the vehicle, and  
18          the owner of the vehicle at the time of the filing of the  
19          report.

20          (c) **ENFORCEMENT PROVISIONS.**—

21               (1) **PENALTY AMOUNT.**—Whoever violates this  
22               section may be assessed a civil penalty of not to ex-  
23               ceed \$1,000 for each violation.

24               (2) **PENALTY PROCEDURE.**—Any such penalty  
25               shall be assessed by the Secretary and collected in

1 a civil action brought by the Attorney General of the  
2 United States. Any such penalty may be com-  
3 promised by the Secretary. In determining the  
4 amount of such penalty, or the amount agreed upon  
5 in compromise, the appropriateness of such penalty  
6 to the size of the business of the person charged and  
7 the gravity of the violation shall be considered. The  
8 amount of such penalty, finally determined, or the  
9 amount agreed upon in compromise, may be de-  
10 ducted from any sums owed by the United States to  
11 the person charged.

12 (d) PROCEDURES AND PRACTICES.—The Secretary  
13 shall establish by rule procedures and practices to facili-  
14 tate reporting in the least burdensome and costly fashion.

15 **TITLE III—AMENDMENTS ON**  
16 **THEFT PREVENTION RE-**  
17 **GARDING “CHOP SHOP” RE-**  
18 **LATED THEFTS**

19 **SEC. 301. DEFINITIONS.**

20 (a) CARS, SPECIALTY VEHICLES, AND LIGHT-DUTY  
21 TRUCKS.—Section 601(1) of the Motor Vehicle Informa-  
22 tion and Cost Savings Act (15 U.S.C. 2021(1)) is amend-  
23 ed to read as follows:

24 “(1) The term ‘passenger motor vehicle’ in-  
25 cludes any multipurpose passenger vehicle and light-

1 duty truck that is rated at 6,000 pounds gross vehi-  
2 cle weight or less.”.

3 (b) CHOP SHOP DEFINITION.—Section 601 of the  
4 Motor Vehicle Information and Cost Savings Act (15  
5 U.S.C. 2021) is amended by adding at the end the follow-  
6 ing:

7 “(11) The term ‘chop shop’ means any build-  
8 ing, lot, facility, or other structure or premise where  
9 one or more persons engage in receiving, concealing,  
10 destroying, disassembling, dismantling,  
11 reassembling, or storing any passenger motor vehicle  
12 or passenger motor vehicle part which has been un-  
13 lawfully obtained in order to alter, counterfeit, de-  
14 face, destroy, disguise, falsify, forge, obliterate, or  
15 remove the identity, including the vehicle identifica-  
16 tion number or derivative thereof, of such vehicle or  
17 vehicle part and to distribute, sell, or dispose of such  
18 vehicle or vehicle part in interstate or foreign com-  
19 merce.”.

20 (c) MAJOR REPLACEMENT PART.—Section 601(8)  
21 (15 U.S.C. 2021(8)) is amended to read as follows:

22 “(8) The term ‘major replacement part’ means  
23 any major part—

24 “(A) which is not installed in or on a  
25 motor vehicle at the time of its delivery to the

1 first purchaser and the equitable or legal title  
2 to which has not been transferred to any first  
3 purchaser, or

4 “(B) which is a customized or modified  
5 version of an original major part in or on a  
6 completed motor vehicle after the manufacture  
7 of such vehicle but before the time of its deliv-  
8 ery to the first purchaser.”.

9 **SEC. 302. THEFT PREVENTION STANDARD.**

10 Section 602 of the Motor Vehicle Information and  
11 Cost Savings Act (15 U.S.C. 2022) is amended—

12 (1) by amending subsection (d)(1) to read as  
13 follows:

14 “(d)(1) In the case of major parts installed by the  
15 motor vehicle manufacturer, the standard under this sec-  
16 tion may not require any part to have more than a single  
17 identification.”, and

18 (2) by adding at the end the following:

19 “(f)(1) Within 2 years after the date of the enact-  
20 ment of the Anti-Car Theft Act of 1992, the Secretary  
21 shall promulgate a vehicle theft standard which conforms  
22 to the requirements of this title and which applies with  
23 respect to the covered major parts which are installed by  
24 all foreign and domestic manufacturers into passenger  
25 motor vehicles (other than light-duty trucks) in not to ex-

1 ceed one-half of the lines not designated under section 603  
2 as high theft lines. Such rule shall be effective for model  
3 years applicable to such passenger motor vehicles as pro-  
4 vided in subsection (c)(4) of this section.

5       “(2) Within 3 years after the rule under paragraph  
6 (1) is promulgated, the Secretary, based on the Attorney  
7 General’s finding under paragraph (3), shall designate all  
8 the remaining such lines of such passenger motor vehicles  
9 (other than light-duty trucks) and apply such standard to  
10 such lines in conformance with the requirements of this  
11 title. Such rule shall also apply to the major replacement  
12 parts for the major parts described in this paragraph.  
13 Such rule shall be effective, for model years applicable to  
14 such passenger motor vehicles as provided in subsection  
15 (c)(4) of this section.

16       “(3) The Attorney General shall make a finding prior  
17 to the Secretary’s initiation and promulgation of a rule  
18 under paragraph (2) that the rule shall be promulgated  
19 unless the Attorney General finds, based upon the infor-  
20 mation collected and analyzed under section 615 and such  
21 other information as the Attorney General may develop  
22 (after notice and after a public hearing), that requiring  
23 such additional parts marking for all of the applicable pas-  
24 senger motor vehicles would not substantially inhibit chop  
25 shop operations and vehicle thefts. The Attorney General

1 shall also take into account as part of the record addi-  
2 tional costs, effectiveness, competition, and available alter-  
3 natives factors. The Attorney General shall transmit the  
4 finding and the record upon which the finding is based  
5 to the Secretary. Such finding and record shall be a part  
6 of the Secretary's rulemaking record.

7       “(4) The Attorney General of the United States shall  
8 by December 31, 1999, determine, after notice and a pub-  
9 lic hearing, whether one or both rules promulgated under  
10 this subsection have been an effective means to substan-  
11 tially inhibit the operation of chop shops and vehicle theft,  
12 taking into account the additional cost, competition, and  
13 available alternatives. The Attorney General shall base his  
14 determination on information collected and analyzed  
15 under section 615, the 3-year and 5-year reports issued  
16 by the Secretary under this title, and such other informa-  
17 tion as he may develop and include in the public record.  
18 He shall take into consideration the effectiveness, extent  
19 of use, and the extent to which civil and criminal penalties  
20 under section 610(b) of this title and 18 U.S.C. 2322 re-  
21 garding chop shops have been effective in substantially in-  
22 hibiting chop shop operations and vehicle theft. The Attor-  
23 ney General shall promptly transmit his finding to the  
24 Secretary. If the determination is that one or both rules  
25 have not been an effective means to substantially inhibit

1 chop shop operation and vehicle theft, the Secretary shall  
2 within 180 days after receipt of such finding terminate  
3 by order 1 or both of the rules promulgated under this  
4 subsection effective the next model year following the issu-  
5 ance of such order.

6       “(5) The Attorney General shall make a separate de-  
7 termination by December 31, 1999, after notice and a  
8 public hearing, as to whether the antitheft devices for  
9 which an exemption under section 605 is authorized are  
10 an effective substitute for parts marking in substantially  
11 inhibiting vehicle theft, taking into account the additional  
12 cost, competition, and available alternatives. If the Attor-  
13 ney General determines that such antitheft devices are an  
14 effective substitute for parts marking in substantially in-  
15 hibiting vehicle theft, the Secretary shall continue to grant  
16 exemptions under section 605 at the level authorized prior  
17 to the date of the enactment of the Anti-Car Theft Act  
18 of 1992 or at the level authorized for model year 2000,  
19 as determined by the Attorney General. Nothing in this  
20 paragraph affects exemptions granted in model year 2000  
21 or earlier to any manufacturer.

22       “(6) The Secretary and the Attorney General shall  
23 keep the appropriate legislative committees of Congress  
24 with jurisdiction over this Act and 18 U.S.C. 2322 in-

1 formed about the actions taken or planned under this sub-  
2 section.

3 “(g) The Secretary is authorized to periodically rede-  
4 termine and establish by rule the median theft rate under  
5 subsection (a)(1), but not more than every 2 years.”.

6 **SEC. 303. DESIGNATION OF HIGH THEFT VEHICLE LINES**  
7 **AND PARTS.**

8 Section 603 of the Motor Vehicle Information and  
9 Cost Savings Act (15 U.S.C. 2023) is amended—

10 (1) by striking in subsection (a)(1)(A) “in  
11 which the final standard is promulgated” and insert-  
12 ing in lieu thereof “in which the Anti-Car Theft Act  
13 of 1992 is enacted”;

14 (2) by striking out paragraph (3) of subsection  
15 (a) and by redesignating paragraphs (4) and (5) as  
16 paragraphs (3) and (4), respectively;

17 (3) by striking “or (3)” in redesignated para-  
18 graphs (3) and (4) of subsection (a);

19 (4) by adding at the end of subsection (a) (as  
20 amended by paragraph (2)) the following:

21 “(5) Any motor vehicle line subject, on the date  
22 of enactment of the Anti-Car Theft Act of 1992, to  
23 parts marking requirements under section 602 and  
24 this section shall continue to be subject to such re-  
25 quirements unless such motor vehicle line becomes



1 exempt from such requirements under section 605.”,  
2 and

3 (5) by striking paragraph (4) of subsection (b)  
4 and redesignating paragraph (5) as paragraph (4).

5 **SEC. 304. LIMITED EXEMPTION FOR NEW VEHICLES**  
6 **EQUIPPED WITH EFFECTIVE ANTITHEFT AS**  
7 **ORIGINAL EQUIPMENT.**

8 (a) CONTINUING CURRENT LAW.—The second sen-  
9 tence of section 605(a)(2) of the Motor Vehicle Informa-  
10 tion and Cost Savings Act (15 U.S.C. 2025(a)(2)) is  
11 amended by inserting “through model year 1996” after  
12 “model year”.

13 (b) MODEL YEARS AFTER MODEL YEAR 1996.—Sec-  
14 tion 605(a)(2) of the Motor Vehicle Information and Cost  
15 Savings Act (15 U.S.C. 2025(a)(2)) is amended by adding  
16 at the end the following: “For model year 1997 through  
17 model year 2000, the Secretary may grant such an exemp-  
18 tion for not more than 1 additional line of any manufac-  
19 turer and such exemption shall not affect the validity of  
20 the exemption of any line previously exempted under this  
21 paragraph. For model years subsequent to 2000, the num-  
22 ber of lines for which the Secretary may grant such an  
23 exemption (if any) shall be determined by the Attorney  
24 General under section 602(f)(5).

**1 SEC. 305. PROHIBITED ACTS.**

2 (a) RULES.—Section 610(a)(2) of the Motor Vehicle  
3 Information and Cost Savings Act (as so redesignated by  
4 section 306 of this Act) is amended by inserting “or Attor-  
5 ney General” after “Secretary”.

6 (b) CHOP SHOPS.—Section 610 of the Motor Vehicle  
7 Information and Cost Savings Act (as so redesignated by  
8 section 306 of this Act) (15 U.S.C. 2027) is amended by  
9 adding at the end the following:

10 “(c)(1) It shall be unlawful for any person to know-  
11 ingly own, operate, maintain, or control a chop shop or  
12 conduct operations in a chop shop of any kind or transport  
13 by any means any passenger motor vehicle or passenger  
14 motor vehicle part to or from a chop shop.

15 “(2) The Secretary shall, as appropriate and in con-  
16 sultation with the Attorney General, in the case of any  
17 person who violates paragraph (1), commence a civil ac-  
18 tion for permanent or temporary injunction to restrain  
19 such violation or the Secretary shall assess and recover  
20 a civil penalty of not more than \$100,000 per day for each  
21 such violation, or both.”.

**22 SEC. 306. VERIFICATION.**

23 (a) IN GENERAL.—Title VI of the Motor Vehicle In-  
24 formation and Cost Savings Act is amended by redesignat-  
25 ing sections 607 through 614 as sections 610 through  
26 617, respectively, by striking in section 602(e) “and 612”

1 and inserting “and 615”, and by inserting after section  
2 606 the following:

3 “VERIFICATION OF VEHICLE AS LEGAL SALVAGE OR  
4 JUNK VEHICLE

5 “SEC. 607. (a) Any person engaged in business as  
6 an insurance carrier to sell comprehensive insurance cov-  
7 erage for motor vehicles shall, if such carrier obtains pos-  
8 session of and transfers a junk motor vehicle or a salvage  
9 motor vehicle—

10 “(1) verify, in accordance with procedures es-  
11 tablished by rule under section 609 by the Attorney  
12 General and in consultation with the Secretary of  
13 Transportation, whether that motor vehicle is re-  
14 ported as stolen, and

15 “(2) provide verification to whomever such car-  
16 rier transfers or sells any such salvage or junk  
17 motor vehicle identifying the vehicle identification  
18 number or derivative thereof of such vehicle and  
19 verifying that such vehicle has not been reported as  
20 stolen or, if reported as stolen, that such insurance  
21 carrier has recovered the vehicle and has proper  
22 legal title to the vehicle.

23 For purposes of paragraph (2), the term ‘vehicle identi-  
24 fication number’ means a unique identification number as-  
25 signed to a passenger motor vehicle by a manufacturer  
26 in compliance with applicable regulations or a derivative

1 thereof. Nothing in this paragraph shall be construed to  
2 prohibit such carrier from transferring a motor vehicle if,  
3 within a reasonable period of time during normal business  
4 operations (as determined by the Attorney General under  
5 section 609 of this title) using reasonable efforts, such car-  
6 rier has not received a determination under section 609  
7 that the vehicle has not been reported as stolen or to oth-  
8 erwise determine whether such vehicle has been reported  
9 as stolen, except that such carrier shall provide a written  
10 certification of such lack of determination.

11       “(b) The Attorney General, in consultation with the  
12 Secretary, shall promulgate such regulations as are needed  
13 to ensure that verification performed and provided by in-  
14 surance carriers under subsection (a)(2) is uniform, effec-  
15 tive, and resistant to fraudulent use.”.

16       (b) EFFECTIVE DATE.—The regulations required by  
17 section 607(b) of the Motor Vehicle Information and Cost  
18 Savings Act shall be promulgated within 6 months after  
19 the date of the enactment of this subsection. The amend-  
20 ment made by subsection (a) shall take effect within 3  
21 months after such regulations are promulgated, but not  
22 before the system in section 609 of the Motor Vehicle In-  
23 formation and Cost Savings Act is operational.

1 (c) PARTS.—Title VI of such Act, as amended by  
2 subsection (a), is amended by inserting after section 607  
3 the following new section:

4 “PARTS

5 “SEC. 608. (a) No person engaged in the business  
6 of salvaging, dismantling, recycling, or repairing pas-  
7 senger motor vehicles shall knowingly sell or distribute in  
8 commerce or transfer or install a major part marked with  
9 an identification number without—

10 “(1) first determining, through a procedure es-  
11 tablished by rule by the Attorney General in con-  
12 sultation with the Secretary of Transportation under  
13 section 609 that such major part has not been re-  
14 ported as stolen; and

15 “(2) providing the purchaser or transferee with  
16 a verification identifying the vehicle identification  
17 number or derivative thereof of such major part, and  
18 verifying that such major part has not been reported  
19 as stolen.

20 “(b) The Attorney General, in consultation with the  
21 Secretary of Transportation, shall promulgate such regu-  
22 lations as are needed to ensure that verifications provided  
23 by persons under subsection (a)(2) are uniform, effective,  
24 and resistant to fraudulent use.

25 “(c) Subsection (a) shall not apply to a person who  
26 is the manufacturer of the major part, who has purchased

1 the major part directly from the manufacturer, who has  
2 received a verification from an insurance carrier pursuant  
3 to section 607 that the motor vehicle from which such  
4 major part is derived has not been reported as stolen, or  
5 that such carrier has failed, in accordance with section  
6 607, to determine whether such vehicle has been stolen.  
7 Such person shall be required to provide such verification  
8 to any person to whom such vehicle, or any major part  
9 of such vehicle, is thereafter transferred or sold in com-  
10 merce. The Attorney General shall promulgate regulations  
11 to implement this section.”.

12 (d) EFFECTIVE DATE.—The amendment made by  
13 subsection (c) shall be effective on the date that the sys-  
14 tem required by section 609 is established.

15 (e) NATIONAL STOLEN AUTO PART INFORMATION  
16 SYSTEM.—Title VI of such Act, as amended by subsection  
17 (c), is amended by inserting after section 608 the following  
18 new section:

19 “NATIONAL STOLEN AUTO PART INFORMATION SYSTEM  
20 “SEC. 609. (a) The Attorney General shall, within 9  
21 months of the date of the enactment of the Anti-Car Theft  
22 Act of 1992, maintain in the National Crime Information  
23 Center an information system containing the identification  
24 numbers of stolen passenger motor vehicles and stolen  
25 passenger motor vehicle parts. The Attorney General shall

1 also consult with State and local law enforcement agencies  
2 in the establishment of such system. The Attorney General  
3 shall also consult with the National Crime Information  
4 Center Policy Advisory Board to ensure the security of  
5 the information in such system and that such system will  
6 not compromise the security of stolen vehicle and vehicle  
7 parts information in such information system.

8       “(b) The Attorney General shall specify procedures  
9 by rule by which individuals or entities seeking to transfer  
10 a vehicle or vehicle parts may obtain a determination  
11 whether a part is listed in the system as stolen. If the  
12 Attorney General determines that the National Crime In-  
13 formation Center is not able to perform the functions of  
14 the information system required under subsection (a), the  
15 Attorney General shall enter into an agreement for the  
16 operation of such a system separate from the National  
17 Crime Information Center.

18       “(c) The information system under subsection (a)  
19 shall, at a minimum, include the following information  
20 pertaining to each passenger motor vehicle reported to a  
21 law enforcement authority as stolen and not recovered:

22               “(1) The vehicle identification number of such  
23 passenger motor vehicle.

24               “(2) The make and model year of such pas-  
25 senger motor vehicle.

1           “(3) The date on which the passenger motor ve-  
2           hicle was reported as stolen.

3           “(4) The location of the law enforcement au-  
4           thority that received the reports of the passenger  
5           motor vehicle’s theft.

6           “(5) If the passenger motor vehicle at the time  
7           of its theft contained parts bearing identification  
8           numbers or the derivative thereof different from the  
9           vehicle identification number of the stolen passenger  
10          motor vehicle, the identification numbers of such  
11          parts.

12          “(d) ADVISORY COMMITTEE.—

13           “(1) IN GENERAL.—The National Stolen Auto  
14          Part Information System to be maintained under  
15          subsection (a) is to be developed by the Attorney  
16          General with the advice and recommendation of the  
17          advisory committee established under paragraph (2).

18           “(2) ESTABLISHMENT.—Not later than 60 days  
19          after the date of the enactment of this Act, the At-  
20          torney General shall establish in the Department of  
21          Justice and appoint an advisory committee with re-  
22          spect to the National Stolen Auto Part Information  
23          System to be maintained under subsection (a).



1           “(3) MEMBERSHIP.—The advisory committee  
2 established under paragraph (2) shall be composed  
3 of 10 members as follows:

4           “(A) The Attorney General shall serve as  
5 the chairperson of the advisory committee.

6           “(B) The Secretary of Transportation.

7           “(C) One individual appointed by the At-  
8 torney General who is qualified to represent the  
9 interests of the law enforcement community at  
10 the State level.

11           “(D) One individual appointed by the At-  
12 torney General who is qualified to represent the  
13 interests of the law enforcement community at  
14 the local level.

15           “(E) One individual appointed by the At-  
16 torney General who is qualified to represent the  
17 interests of the automotive recycling industry.

18           “(F) One individual appointed by the At-  
19 torney General who is qualified to represent the  
20 interests of the automotive repair industry.

21           “(G) One individual appointed by the At-  
22 torney General who is qualified to represent the  
23 interests of the automotive rebuilders industry.

24           “(H) One individual appointed by the At-  
25 torney General who is qualified to represent the

1 interests of the automotive parts suppliers in-  
2 dustry.

3 “(I) One individual appointed by the Attor-  
4 ney General who is qualified to represent the  
5 interests of the insurance industry.

6 “(J) One individual appointed by the At-  
7 torney General who is qualified to represent the  
8 interests of consumers.

9 “(4) DUTIES.—The advisory committee estab-  
10 lished under paragraph (2) shall make recommenda-  
11 tions regarding—

12 “(A) the development and implementation  
13 of the National Stolen Auto Part Information  
14 System, and

15 “(B) the development and implementation  
16 of a verification system as required by section  
17 607.

18 “(5) REPORT.—Not later than 6 months after  
19 the date of the enactment of the Anti-Car Theft Act  
20 of 1992, the advisory committee established under  
21 paragraph (2) shall submit to the Attorney General,  
22 the Secretary of Transportation, and the Congress a  
23 report containing the committee’s recom-  
24 mendations.”.

1       “(e) Upon request by an insurance carrier, a person  
2 lawfully selling or distributing in interstate commerce pas-  
3 senger motor vehicle parts, or an individual or enterprise  
4 engaged in the business of repairing passenger motor vehi-  
5 cles, the Attorney General, or the entity or entities des-  
6 igned by the Attorney General, shall immediately pro-  
7 vide such insurance carrier or person with a determination  
8 as to whether the information system under subsection (a)  
9 contains a record of a passenger motor vehicle or a pas-  
10 senger motor vehicle part bearing a particular vehicle  
11 identification number or derivative thereof having been re-  
12 ported stolen. The Attorney General may require such ver-  
13 ification as the Attorney General deems appropriate to en-  
14 sure that the request is legitimate and will not compromise  
15 the security of the system.

16       “(f) There are authorized to be appropriated such  
17 sums as may be necessary to carry out this section. The  
18 information system established under subsection (a) shall  
19 be effective as provided in the rules promulgated by the  
20 Attorney General.”.

21       (e) STUDY.—Section 617 of the Motor Vehicle Infor-  
22 mation and Cost Savings Act (as so redesignated) is  
23 amended in subsection (a)(1) by striking “after the date  
24 of the enactment of this title” and in subsection (b)(1)  
25 by striking “after the promulgation of the standard re-

1 quired by this title” and inserting in each place “after the  
2 date of the enactment of the Anti-Car Theft Act of 1992”.

3 **TITLE IV—EXPORT OF STOLEN**  
4 **AUTOMOBILES**

5 **SEC. 401. RANDOM CUSTOMS INSPECTIONS FOR STOLEN**  
6 **AUTOMOBILES BEING EXPORTED.**

7 Part VI of title IV of the Tariff Act of 1930 is  
8 amended by inserting after section 646 the following new  
9 sections:

10 **“SEC. 646A. RANDOM CUSTOMS INSPECTIONS FOR STOLEN**  
11 **AUTOMOBILES BEING EXPORTED.**

12 “The Commissioner of Customs shall direct customs  
13 officers to conduct at random inspections of automobiles,  
14 and of shipping containers that may contain automobiles  
15 that are being exported, for purposes of determining  
16 whether such automobiles were stolen.

17 **“SEC. 646B. EXPORT REPORTING REQUIREMENT.**

18 “The Commissioner of Customs shall require all per-  
19 sons or entities exporting used automobiles, including  
20 automobiles exported for personal use, by air or ship to  
21 provide to the Customs Service, at least 72 hours before  
22 the export, the vehicle identification number of each such  
23 automobile and proof of ownership of such automobile.  
24 The Commissioner shall establish specific criteria for ran-  
25 domly selecting used automobiles scheduled to be ex-

1 ported, consistent with the risk of stolen automobiles being  
2 exported and shall check the vehicle identification number  
3 of each automobile selected pursuant to such criteria  
4 against the information in the National Crime Information  
5 Center to determine whether such automobile has been re-  
6 ported stolen. At the request of the Director of the Federal  
7 Bureau of Investigation, the Commissioner shall make  
8 available to the Director all vehicle identification numbers  
9 obtained under this section.”.

10 **SEC. 402. PILOT STUDY AUTHORIZING UTILITY OF NON-**  
11 **DESTRUCTIVE EXAMINATION SYSTEM.**

12 The Secretary of the Treasury, acting through the  
13 Commissioner of Customs, shall conduct a pilot study of  
14 the utility of a nondestructive examination system to be  
15 used for inspection of containers that may contain auto-  
16 mobiles leaving the country for the purpose of determining  
17 whether such automobiles have been stolen.

Passed the House of Representatives October 6 (leg-  
islative day, October 5), 1992.

Attest: DONNALD K. ANDERSON,  
*Clerk.*