

Public Law 110–291  
110th Congress

An Act

To amend title 49, United States Code, to direct the Secretary of Transportation to register a person providing transportation by an over-the-road bus as a motor carrier of passengers only if the person is willing and able to comply with certain accessibility requirements in addition to other existing requirements, and for other purposes.

July 30, 2008

[H.R. 3985]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

**SECTION 1. SHORT TITLE.**

This Act may be cited as the “Over-the-Road Bus Transportation Accessibility Act of 2007”.

Over-the-Road Bus Transportation Accessibility Act of 2007.  
49 USC 10101 note.

**SEC. 2. REGISTRATION OF MOTOR CARRIERS OF PASSENGERS.**

(a) IN GENERAL.—Section 13902(a)(1) of title 49, United States Code, is amended—

(1) by striking “and” at the end of subparagraph (B)(iii);

(2) by redesignating subparagraph (C) as subparagraph (D); and

(3) by inserting after subparagraph (B) the following:

“(C) the accessibility requirements established by the Secretary under subpart H of part 37 of title 49, Code of Federal Regulations, or such successor regulations to those accessibility requirements as the Secretary may issue, for transportation provided by an over-the-road bus; and”.

(b) CONFORMING AMENDMENTS.—Sections 13902(a)(5) and 13905(d)(1)(A) of such title are each amended by inserting after “Board” the following: “(including the accessibility requirements established by the Secretary under subpart H of part 37 of title 49, Code of Federal Regulations, or such successor regulations to those accessibility requirements as the Secretary may issue, for transportation provided by an over-the-road bus)”.

**SEC. 3. OVER-THE-ROAD BUS DEFINED.**

Section 13102 of title 49, United States Code, is amended by adding at the end the following:

“(27) OVER-THE-ROAD BUS.—The term ‘over-the-road bus’ means a bus characterized by an elevated passenger deck located over a baggage compartment.”.

**SEC. 4. DEADLINE FOR IMPLEMENTATION OF REGISTRATION REQUIREMENTS.**

49 USC 13902 note.

Not later than 30 days after the date of enactment of this Act, the Secretary shall take necessary actions to implement the changes required by the amendment made by section 2(a) relating

to registration of motor carriers providing transportation by an over-the-road bus.

Memorandum.  
49 USC 13902  
note.

**SEC. 5. COORDINATION WITH THE DEPARTMENT OF JUSTICE.**

Not later than 6 months after the date of enactment of this Act, the Secretary of Transportation and the Attorney General shall enter into a memorandum of understanding to delineate the specific roles and responsibilities of the Department of Transportation and the Department of Justice, respectively, in enforcing the compliance of motor carriers of passengers providing transportation by an over-the-road bus (as defined in section 13102 of title 49, United States Code) with the accessibility requirements established by the Secretary under subpart H of part 37 of title 49, Code of Federal Regulations, or such successor regulations to those accessibility requirements as the Secretary may issue. Such memorandum shall recognize the Department of Transportation's statutory responsibilities as clarified by this Act (including the amendments made by this Act).

Approved July 30, 2008.

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**LEGISLATIVE HISTORY—H.R. 3985:**

HOUSE REPORTS: No. 110–456 (Comm. on Transportation and Infrastructure).

SENATE REPORTS: No. 110–395 (Comm. on Commerce, Science, and Transportation).

**CONGRESSIONAL RECORD:**

Vol. 153 (2007): Dec. 11, 12, considered and passed House.

Vol. 154 (2008): July 14, considered and passed Senate.