

Subsec. (c). Pub. L. 109-59, §2004(c), substituted “100 percent” for “25 percent” and “2003” for “1997”.

Subsec. (d). Pub. L. 109-59, §2002(e), struck out heading and text of subsec. (d). Text read as follows: “Funds authorized to be appropriated to carry out this section in a fiscal year shall be subject to a deduction not to exceed 5 percent for the necessary costs of administering the provisions of this section.”

#### EFFECTIVE DATE OF 2012 AMENDMENT

Amendment by Pub. L. 112-141 effective Oct. 1, 2012, see section 3(a) of Pub. L. 112-141, set out as an Effective and Termination Dates of 2012 Amendment note under section 101 of this title.

#### EFFECTIVE DATE OF 2005 AMENDMENT

Amendment by Pub. L. 109-59 effective Oct. 1, 2005, see section 2022 of Pub. L. 109-59, set out as a note under section 402 of this title.

#### CHILD SAFETY AND CHILD BOOSTER SEAT INCENTIVE GRANTS

Pub. L. 109-59, title II, §2011, Aug. 10, 2005, 119 Stat. 1538, as amended by Pub. L. 111-147, title IV, §421(j)(1), Mar. 18, 2010, 124 Stat. 85; Pub. L. 112-30, title I, §121(j)(1), Sept. 16, 2011, 125 Stat. 348, related to child safety and child booster seat incentive grants, prior to repeal by Pub. L. 112-141, div. C, title I, §31109(h), July 6, 2012, 126 Stat. 757.

#### CHILD PASSENGER PROTECTION EDUCATION GRANTS

Pub. L. 105-178, title II, §2003(b), June 9, 1998, 112 Stat. 327, authorized the Secretary to make grants to States to implement child passenger protection programs, required reports from States and the Secretary regarding those programs, and authorized appropriations for fiscal years 2000 and 2001.

### **[§§ 406 to 408. Repealed. Pub. L. 112-141, div. C, title I, § 31109(b)–(d), July 6, 2012, 126 Stat. 756]**

Section 406, added Pub. L. 93-643, §126(a), Jan. 4, 1975, 88 Stat. 2291; amended Pub. L. 94-280, title II, §205, May 5, 1976, 90 Stat. 453; Pub. L. 95-599, title I, §129(g), Nov. 6, 1978, 92 Stat. 2708; Pub. L. 109-59, title II, §2005(a), Aug. 10, 2005, 119 Stat. 1524, related to safety belt performance grants.

Section 407, added Pub. L. 95-599, title II, §208(a), Nov. 6, 1978, 92 Stat. 2732, related to innovative project grants.

Section 408, added Pub. L. 97-364, title I, §101(a), Oct. 25, 1982, 96 Stat. 1738; amended Pub. L. 98-363, §§4, 7, July 17, 1984, 98 Stat. 436, 438; Pub. L. 100-17, title II, §203(a), (b), Apr. 2, 1987, 101 Stat. 219; Pub. L. 109-59, title II, §2006(a), Aug. 10, 2005, 119 Stat. 1527, related to State traffic safety information system improvements.

#### EFFECTIVE DATE OF REPEAL

Repeal effective Oct. 1, 2012, see section 3(a) of Pub. L. 112-141, set out as an Effective and Termination Dates of 2012 Amendment note under section 101 of this title.

#### REPEAL OF PROGRAMS

Pub. L. 112-141, div. C, title I, §31109(a), July 6, 2012, 126 Stat. 756, provided that: “A repeal made by this section [repealing sections 406 to 408, 410, and 411 of this title and repealing provisions set out as notes under sections 402, 403, and 405 of this title] shall not affect amounts apportioned or allocated before the effective date of such repeal [Oct. 1, 2012, see section 3(a) of Pub. L. 112-141, set out as an Effective and Termination Dates of 2012 Amendment note under section 101 of this title], provided that such apportioned or allocated funds continue to be subject to the requirements to which such funds were subject under the repealed section as in effect on the day before the date of the repeal.”

### **§ 409. Discovery and admission as evidence of certain reports and surveys**

Notwithstanding any other provision of law, reports, surveys, schedules, lists, or data compiled or collected for the purpose of identifying, evaluating, or planning the safety enhancement of potential accident sites, hazardous roadway conditions, or railway-highway crossings, pursuant to sections 130, 144, and 148 of this title or for the purpose of developing any highway safety construction improvement project which may be implemented utilizing Federal-aid highway funds shall not be subject to discovery or admitted into evidence in a Federal or State court proceeding or considered for other purposes in any action for damages arising from any occurrence at a location mentioned or addressed in such reports, surveys, schedules, lists, or data.

(Added Pub. L. 100-17, title I, §132(a), Apr. 2, 1987, 101 Stat. 170; amended Pub. L. 102-240, title I, §1035(a), Dec. 18, 1991, 105 Stat. 1978; Pub. L. 104-59, title III, §323, Nov. 28, 1995, 109 Stat. 591; Pub. L. 109-59, title I, §1401(a)(3)(C), Aug. 10, 2005, 119 Stat. 1225.)

#### AMENDMENTS

2005—Pub. L. 109-59 substituted “148” for “152”.

1995—Pub. L. 104-59 inserted “or collected” after “data compiled”.

1991—Pub. L. 102-240 substituted “Discovery and admission” for “Admission” in section catchline and “subject to discovery or admitted into evidence in a Federal or State court proceeding” for “admitted into evidence in Federal or State court” in text.

#### EFFECTIVE DATE OF 1991 AMENDMENT

Amendment by Pub. L. 102-240 effective Dec. 18, 1991, and applicable to funds authorized to be appropriated or made available after Sept. 30, 1991, and, with certain exceptions, not applicable to funds appropriated or made available on or before Sept. 30, 1991, see section 1100 of Pub. L. 102-240, set out as a note under section 104 of this title.

### **[§§ 410, 411. Repealed. Pub. L. 112-141, div. C, title I, § 31109(e), (f), July 6, 2012, 126 Stat. 757]**

Section 410, added Pub. L. 100-690, title IX, §9002(a), Nov. 18, 1988, 102 Stat. 4521; amended Pub. L. 101-516, title III, §336, Nov. 5, 1990, 104 Stat. 2186; Pub. L. 102-240, title II, §2004(a), Dec. 18, 1991, 105 Stat. 2073; Pub. L. 102-388, title VI, §§601-606, Oct. 6, 1992, 106 Stat. 1569, 1570; Pub. L. 104-59, title III, §324, Nov. 28, 1995, 109 Stat. 591; Pub. L. 105-18, title II, §8003, June 12, 1997, 111 Stat. 195; Pub. L. 105-130, §6(b), Dec. 1, 1997, 111 Stat. 2558; Pub. L. 105-178, title II, §2004(a), June 9, 1998, 112 Stat. 328; Pub. L. 108-88, §6(e)(1), Sept. 30, 2003, 117 Stat. 1120; Pub. L. 108-310, §6(e)(1), Sept. 30, 2004, 118 Stat. 1152; Pub. L. 109-59, title II, §2007(a), (b), Aug. 10, 2005, 119 Stat. 1529; Pub. L. 110-244, title III, §303(c)(2), (3), June 6, 2008, 122 Stat. 1619; Pub. L. 111-147, title IV, §421(f)(1), Mar. 18, 2010, 124 Stat. 85; Pub. L. 112-30, title I, §121(f)(1), Sept. 16, 2011, 125 Stat. 347, related to alcohol-impaired driving countermeasures.

Section 411, added Pub. L. 105-178, title II, §2005(a), June 9, 1998, 112 Stat. 332; amended Pub. L. 110-244, title III, §303(c)(4), June 6, 2008, 122 Stat. 1619, related to State highway safety data improvements.

#### EFFECTIVE DATE OF REPEAL

Repeal effective Oct. 1, 2012, see section 3(a) of Pub. L. 112-141, set out as an Effective and Termination Dates of 2012 Amendment note under section 101 of this title.