



DEPARTMENT OF TRANSPORTATION

National Highway Traffic Safety Administration

[Docket No. NHTSA-2025-0053]

Agency Information Collection Activities; Submission to the Office of Management and Budget for Review and Approval; Request for Comment; 49 CFR Part 585, Phase-In Reporting Requirements

AGENCY: National Highway Traffic Safety Administration (NHTSA), Department of Transportation (DOT).

ACTION: Notice and request for comments on a request for reinstatement with modification of a previously approved information collection.

SUMMARY: In compliance with the Paperwork Reduction Act of 1995 (PRA), this notice announces that the Information Collection Request (ICR) summarized below will be submitted to the Office of Management and Budget (OMB) for review and approval. The ICR describes the nature of the information collection and its expected burden. This notice describes a collection of information for phase-in reporting requirements as part of a final rule in which NHTSA amended Federal Motor Vehicle Safety Standard (FMVSS) No. 208, “Occupant crash protection.” A Federal Register Notice with a 60-day comment period soliciting comments on the following information collection was published on May 28, 2025. NHTSA received one public comment that was not relevant to the information collection request.

DATES: Comments must be submitted on or before [INSERT DATE 30 DAYS AFTER THE DATE OF PUBLICATION IN THE FEDERAL REGISTER].

ADDRESSES: Written comments and recommendations for the proposed information collection, including suggestions for reducing burden, should be submitted to the Office of Management and Budget at www.reginfo.gov/public/do/PRAMain. To find this particular information collection, select “Currently under Review – Open for Public Comment” or use the search function.

FOR FURTHER INFORMATION CONTACT: For additional information or access to background documents, contact Ms. Carla Rush (Carla.Rush@dot.gov), U.S. Department of Transportation, 1200 New Jersey Avenue, S.E., Washington, DC 20590, Please identify the relevant collection of information by referring to its OMB Control Number.

SUPPLEMENTARY INFORMATION: Under the PRA (44 U.S.C. 3501 *et seq.*), a Federal agency must receive approval from the Office of Management and Budget (OMB) before it collects certain information from the public and a person is not required to respond to a collection of information by a Federal agency unless the collection displays a valid OMB control number. In compliance with these requirements, this notice announces that the following information collection request will be submitted OMB.

Title: 49 CFR Part 585; Phase-In Reporting Requirements

OMB Control Number: 2127-0535

Form Number(s): N/A

Type of Request: Reinstatement with modification of a previously approved information collection.¹

Type of Review Requested: Regular

Requested Expiration Date of Approval: 3 years from date of approval

Summary of the Collection of Information: On August 22, 2024, NHTSA published a final rule amending FMVSS No. 208, “Occupant crash protection.”² Among other requirements, FMVSS No. 208 mandates that motor vehicles be equipped with advanced air bag systems capable of deactivating or adjusting the force with which the air bags deploy depending on size of the occupant seated in positions with frontal air bags. Manufacturers must certify that their

¹ This information collection request (ICR) is to request a reinstatement with modification of a previously approved information collection for mandatory phase-in reporting for vehicle manufacturers (OMB Control No. 2127-0535) and requesting that it be renamed as “49 CFR Part 585; Phase-In Reporting Requirements.” This ICR will be used to consolidate all phase-in reporting requirements that are included in 49 CFR Part 585 and was chosen because the OMB Control Number is currently listed in 49 CFR 509 as being associated with information collections contained in part 585.

² 89 FR 67869.

advanced air bag systems comply with the requirements when certain child restraint systems (CRSs) are installed in their vehicles with specific dummies listed in the standard. These specific CRSs are listed in Appendix A-1 of FMVSS No. 208, and the August 2024 final rule updated the list of CRSs listed in Appendix A-1 to ensure the CRSs being used for testing are representative of the current CRS market.

As part of the update to FMVSS No. 208, there is a phase-in of the requirements for testing with the new CRSs listed in Appendix A-1. As with all phase-ins, the agency is adopting a reporting and recordkeeping requirement to facilitate the agency's enforcement of the standard by aiding NHTSA in determining whether a manufacturer has complied with the phase-in requirements during the phase-in period. The reporting and recordkeeping requirements require that manufacturers submit an annual production report to NHTSA that includes the number of vehicles manufactured in the current production year and the production of complying vehicles and retain records of compliance with the phase-in requirements for five years. NHTSA estimates this collection will impact 22 manufacturers each year and will have a total annual burden of 22 hours and \$0 in total annual cost.

Description of the Need for the Information and Proposed Use of the Information: The purpose of the reporting requirements is to aid NHTSA in determining whether a manufacturer has complied with the phase-in requirements during the phase-in period. Without the reporting requirements, NHTSA would have no way of knowing whether a manufacturer has complied with the phase-in requirements during the phase-in period.

60-Day Notice: A Federal Register notice with a 60-day comment period soliciting public comments on the following information collection was published on May 28, 2025 (90 FR 22574). NHTSA received one public comment that was not relevant to the information collection request.

Affected Public: The only required respondents for the reporting requirements are applicable light vehicle manufacturers.

Estimated Number of Respondents: The agency expects 22 vehicle manufacturers to be required to respond to the information collection request.

Frequency: The final rule requires the following implementation schedule: Forty percent of all of a manufacturer's light vehicles must comply with the revised appendix by September 1, 2025, and all light vehicles must be fully compliant no later than September 1, 2026. The phase-in plan requires manufacturers to report achievement of the annual production quota in the phase-in period. These requirements are found in 49 CFR part 585, "Phase-In Reporting Requirements." The reporting and recordkeeping requirements require that manufacturers submit an annual production report to NHTSA that includes the number of vehicles manufactured in the current production year and the production of complying vehicles and that they retain records of compliance with the phase-in requirements for five years. The report is due within 60 days after the end of the production year ending August 31, 2026. After the report is received, requirements will cease and no further report will be required during that year.

Estimated Total Annual Burden: The annual burden involves the tasks of collection of the information required by the annual report as well as placing the information in a form suitable for record keeping and data retrieval. Since almost all of the information required is already recorded by the manufacturers as part of their production control and tracking systems, a nominal assessment of half a burden hour per respondent is estimated for data retrieval and report preparation and half a burden hour per respondent for the record keeping of the data. NHTSA estimates the labor costs associated with these labor hours using hourly labor rates published by the Bureau of Labor Statistics (BLS). BLS estimates that hourly wages represent approximately 70.5 percent of total compensation for private industry workers.³ For the labor costs associated with this ICR, NHTSA uses the mean hourly wage of \$40.64 per hour for

³ See Table 1. Employer Costs for Employee Compensation by ownership (Dec. 2024), available at <https://www.bls.gov/news.release/pdf/ecec.pdf> (accessed April 1, 2025).

“Technical Writers” (occupational code 27-3042) for the Motor Vehicle Manufacturing Industry⁴ and applies the 70.5 percent factor to find the total compensation rate of \$57.65 per hour (\$40.64 per hour divided by 0.705). The total annual labor cost associated with the burden hours is estimated to be \$1,268.20 (time burden of 22 hours × \$57.65 cost per hour).

Estimated Total Annual Burden Cost: \$0. There are no additional costs to respondents other than the labor cost associated with the burden hours described above.

Public Comments Invited: You are asked to comment on any aspects of this information collection, including (a) whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility; (b) the accuracy of the agency’s estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used; (c) ways to enhance the quality, utility and clarity of the information to be collected; and (d) ways to minimize the burden of the collection of information on respondents, including the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology, e.g., permitting electronic submission of responses.

Authority: The Paperwork Reduction Act of 1995; 44 U.S.C. Chapter 35, as amended; 49 CFR 1.49; and DOT Order 1351.29A.

David Hines,
Acting Associate Administrator for Rulemaking.

[FR Doc. 2025-20139 Filed: 11/17/2025 8:45 am; Publication Date: 11/18/2025]

⁴ See May 2023 National Industry-Specific Occupational Employment and Wage Estimates, NAICS 336100 - Motor Vehicle Manufacturing, available at https://www.bls.gov/oes/2023/may/naics4_336100.htm#27-0000 (accessed April 1, 2025).