



GAVDA
GLOBAL ALLIANCE FOR
VEHICLE DATA ACCESS

GAVDA VEHICLE DATA ACCESS “TRACKER” MONTHLY NEWS AND NOTES – FEBRUARY 2022

Summary: The vehicle data access debate is active in the U.S. and the E.U., but stakeholder groups are divided on pathways towards legislative enactment. In the meantime, OEMs remain united, giving them a political – if not policy – advantage at this point.

United States:

- [AAVOR EV Comments](#) – The American Alliance for Vehicle Owners' Rights (AAVOR) filed the attached comments with the U.S. House of Representatives Committee on Transportation and Infrastructure highlighting the necessity to addressing vehicle data access policy issues as part of the introduction of autonomous vehicles in the coming years and decades ([AAVOR Comments](#));
- [Vehicle Right to Repair Bill](#) – Rep. Bobby Rush (D-IL) introduced a vehicle “right to repair” bill on 2/2/22 ([Rush Bill](#)) that covers a vehicle owner’s access to repair and maintenance data but doesn’t address other vehicle data vital to fleets and consumers.
- [Agriculture Right to Repair Bill](#) – Sen. Jon Tester (D-MT) introduced agriculture-centric “right to repair” legislation in the U.S. Senate on 1/31/22 ([Tester Bill](#)); and,
- [Massachusetts Right to Repair Litigation](#) – A decision is expected any day from a U.S. District Court judge in the Alliance for Automotive Innovation’s lawsuit to halt implementation of the Massachusetts Right

to Repair referendum passed by that state’s voters in 2019 ([MA Article](#)); and,

- [CARB OBD NPRM](#) – The California Air Resources Board has started to draft proposed regulations to require OBD ports on electric vehicles ([CARB Draft](#)). However, CARB’s focus to date appears to be on a narrow set of data related to the EV – narrower than AAVOR would seek. AAVOR will engage with other stakeholders in the coming weeks – California is a “bell-weather” state that could establish the foundation for EV data access policy.

Global -- [GAVDA White Paper](#) – GAVDA’s Board approved a collaborative effort to draft a vehicle data access white paper, modeled on the CARA Report ([CARA Paper](#)), to use with global stakeholders and policymakers to make the case for vehicle owner control of vehicle-generated data.

Canada -- [Privacy Legislation](#) -- Canada’s new government expects to pursue federal privacy legislation in 2022. A loose coalition of stakeholders concerned with vehicle data access are consulting separately with the government on the new law, but are not coordinating messaging or formal comments. More on this front as legislation develops.

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European Union -- Data Legislation – The European Commission released its summary of its public consultation regarding a proposed “Data Act” ([EU Consultation Summary](#)) in December 2021. The Commission is expected to release its proposed Data Act late in February 2022. At that point, the Act will be referred to the European Parliament for action. If the Act is passed by the Parliament and the E.U. Council of Ministers, the E.C. will then promulgate regulations to implement the Act, including a set of regulations to address vehicle data access specifically.

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