



NATIONAL ARCHIVES *and* RECORDS ADMINISTRATION
8601 ADELPHI ROAD COLLEGE PARK, MD 20740-6001
www.archives.gov

Sent Via Email. No Hard Copy to Follow.

December 19, 2019

Wamique Futuri
Department of Transportation
National Highway Traffic Safety Administration
West Bldg, W51-225
1200 New Jersey Ave., SE
Washington DC 20590-0001
wamique.futuri@dot.gov

Dear Mr. Futuri:

The National Archives and Records Administration (NARA) has received a donation offer for National Highway Traffic Safety Administration (NHTSA) auto safety records. These records pertain to the rulemaking, promulgation, and implementation of Federal Motor Vehicle Safety Standard (FMVSS 208) known as AIRBAGS. From the description in the attached letter, some of these records appear to be federal. These records are being offered to NARA by a former NHTSA engineer who participated in the rulemaking process and subsequently removed the records from NHTSA custody to his home. Such action is unlawful as outlined in 36 CFR 1230.3.

Per 36 CFR 1230.16, NARA is formally notifying NHTSA of this potential unlawful removal of federal records. NHTSA must regain physical control of any federal records and disposition them according to the applicable approved records schedule. NHTSA must also submit a report to NARA, within 30 days of receiving this notification, satisfying the requirements of 36 CFR 1230.14. This report should also identify whether the records are permanent or temporary, including the applicable approved records schedule item. If permanent and eligible for transfer to NARA, please include NHTSA's transfer plan.

NARA will also notify the individual offering the records donation of his responsibility to cooperate with NHTSA for the return of any federal records to agency custody.

Thank you for your immediate attention to this matter.

Sincerely,

LAURENCE BREWER
Chief Records Officer
for the U.S. Government