

# The Struggle for Auto Safety

*Jerry L. Mashaw and David L. Harfst*



Harvard University Press

# Struggle For Auto Safety

**Daniel Béland**



## **Struggle For Auto Safety:**

The Struggle for Auto Safety Jerry L. Mashaw, David L. Harfst, 1990 Combining superb investigative reporting with incisive analysis Jerry Mashaw and David Harfst provide a compelling account of the attempt to regulate auto safety in America Their penetrating look inside the National Highway Traffic Safety Administration NHTSA spans two decades and reveals the complexities of regulating risk in a free society Hoping to stem the tide of rising automobile deaths and injuries Congress passed the National Traffic and Motor Vehicle Safety Act in 1966 From that point on automakers would build cars under the watchful eyes of the federal regulators at NHTSA Curiously however the agency abandoned its safety mission of setting monitoring and enforcing performance standards in favor of the largely symbolic act of recalling defective autos Mashaw and Harfst argue that the regulatory shift from rules to recalls was neither a response to a new vision of the public interest nor a result of pressure by the auto industry or other interest groups Instead the culprit was the legal environment surrounding NHTSA and other regulatory agencies such as the EPA OSHA and the Consumer Product Safety Commission The authors show how NHTSA's decisions as well as its organization processes and personnel were reoriented in order to comply with the demands of a legal culture that proved surprisingly resistant to regulatory pressures This broad gauged view of NHTSA has much to say about political idealism and personal ambition scientific commitment and professional competition long range vision and political opportunism A fascinating illustration of America's ambivalence over whether government is a source of or solution to social ills The Struggle for Auto Safety offers important lessons about the design and management of effective health and safety regulatory agencies today

*The Coming Struggle for Auto Safety* Ralph Nader, 1966

Car Safety Wars Michael R. Lemov, 2015-03-19 Car Safety Wars is a gripping history of the hundred year struggle to improve the safety of American automobiles and save lives on the highways Described as the equivalent of war by the Supreme Court the battle involved the automobile industry unsung and long forgotten safety heroes at least six US Presidents a reluctant Congress new auto technologies and most of all the mindset of the American public would they demand and be willing to pay for safer cars The Car Safety Wars were at first won by consumers and safety advocates The major victory was the enactment in 1966 of a ground breaking federal safety law The safety act was pushed through Congress over the bitter objections of car manufacturers by a major scandal involving General Motors its private detectives Ralph Nader and a gutty cigar chomping old politician The act is a success story for government safety regulation It has cut highway death and injury rates by over seventy percent in the years since its enactment saving more than two million lives and billions of taxpayer dollars But the car safety wars have never ended GM has recently been charged with covering up deadly defects resulting in multiple ignition switch shut offs Toyota has been fined for not reporting fatal unintended acceleration in many models Honda and other companies have for years sold cars incorporating defective air bags These current events suggesting a failure of safety regulation may serve to warn us that safety laws and agencies created with good intentions can be corrupted and strangled

over time This book suggests ways to avoid this result but shows that safer cars and highways are a hard road to travel We are only part of the way home      *Unsettled Legal Issues Facing Data in Autonomous, Connected, Electric, and Shared Vehicles* Jennifer Dukarski,2021-09-13 Modern automobiles collect around 25 gigabytes of data per hour and autonomous vehicles are expected to generate more than 100 times that number In comparison the Apollo Guidance Computer assisting in the moon launches had only a 32 kilobyte hard disk Without question the breadth of in vehicle data has opened new possibilities and challenges The potential for accessing this data has led many entrepreneurs to claim that data is more valuable than even the vehicle itself These intrepid data miners seek to explore business opportunities in predictive maintenance pay as you drive features and infrastructure services Yet the use of data comes with inherent challenges accessibility ownership security and privacy *Unsettled Legal Issues Facing Data in Autonomous Connected Electric and Shared Vehicles* examines some of the pressing questions on the minds of both industry and consumers Who owns the data and how can it be used What are the regulatory regimes that impact vehicular data use Is the US close to harmonizing with other nations in the automotive data privacy And will the risks of hackers lead to the zombie car apocalypse or to another avenue for ransomware This report explores a number of these legal challenges and the unsettled aspects that arise in the world of automotive data Click here to access the full SAE EDGETM Research Report portfolio <https://doi.org/10.4271/EPR2021019>

**Administrative Law from the Inside Out** Nicholas R. Parrillo,2017-03-23 This collection of essays interrogate and extend the work of Jerry L Mashaw the most boundary pushing scholar in the field of administrative law

*The Struggle for Control of the Modern Corporation* Robert F. Freeland,2001 Winner of the 2005 Business History Review Newcomen Award for best book in business history *The Struggle for Control of the Modern Corporation* provides a fascinating historical overview of decision making and political struggle within one of America s largest and most important corporations Drawing on primary historical material Robert Freeland examines the changes in General Motors organization between the years 1924 and 1970 He takes issue with the well known argument of business historian Alfred Chandler and economist Oliver Williamson who contend that GM s multidivisional corporate structure emerged and survived because it was more efficient than alternative forms of organization This book illustrates that for most of its history GM intentionally violated the fundamental axioms of efficient organization put forth by these analysts It did so in order to create cooperation and managerial consent to corporate policies Freeland uses the GM case to re examine existing theories of corporate governance arguing that the decentralized organizational structure advocated by efficiency theorists may actually undermine cooperation and thus foster organizational decline      **Exploring the Domain of Accident Law** Don DeWees,David Duff,Michael Trebilcock,1996-01-04 In the mid 1980s there was a crisis in the availability affordability and adequacy of liability insurance in the United States and Canada Mass tort claims such as the asbestos DES and Agent Orange litigation generated widespread public attention and the tort system came to assume a heightened prominence in American life While

some scholars debate whether or not any such crisis still exists there has been an increasing political judicial and academic questioning of the goals and future of the tort system Exploring the Domain of Tort Law reviews the evidence on the efficacy of the tort system and its alternatives By looking at empirical evidence in five major categories of accidents automobile medical malpractice product related accidents environmental injuries and workplace injuries the authors evaluate the degree to which the tort system conforms to three normative goals deterrence corrective justice and distributive justice In each case the authors review the deterrence and compensatory properties of the tort system and then review parallel bodies of evidence on regulatory penal and compensatory alternatives Most of the academic literature on the tort system has traditionally been doctrinal or in recent years highly theoretical Very little of this literature provides an in depth consideration of how the system works and whether or not there are any feasible alternatives Exploring the Domain of Tort Law contributes valuable new evidence to the tort law reform debate It will be of interest to academic lawyers and economists policy analysts policy professionals in government and research organizations and all those affected by tort law reform

Autonomous Vehicle Ethics Ryan Jenkins, David Cerný, Tomás Hříbek, 2022 This book represents a substantial and purposeful effort to move the academic discussion beyond the trolley problem to the broader ethical legal and social implications that autonomous vehicles present There are still urgent questions waiting to be addressed for example how AVs might interact with human drivers in mixed or hybrid traffic environments how AVs might reshape our urban landscapes what unique security or privacy concerns are raised by AVs as connected devices in the Internet of Things how the benefits and burdens of this new technology including mobility traffic congestion and pollution will be distributed throughout society and more

Encyclopedia of Business Ethics and Society Robert W. Kolb, 2008 This encyclopedia spans the relationships among business ethics and society with an emphasis on business ethics and the role of business in society

**Driving Forces** James A. Dunn, 2010-12-01 To its critics the automobile is a voracious consumer of irreplaceable energy resources a leading polluter of the environment and a destroyer of cohesive communities The most outspoken opponents call for greater regulations and restrictions to ultimately replace the automobile as the country's primary means of transportation But their proposals all ignore one simple fact Americans love their cars Millions of citizens have made the automobile the most successful method of mass transportation ever developed and they are not about to give up the personal mobility it offers This book presents the controversial view that for the vast majority of Americans the automobile is not the problem but the solution to transportation needs While acknowledging the automobile's significant drawbacks the author refutes much of the shrill rhetoric and doomsday predictions of its opponents He takes a skeptical look at the major policy initiatives to tax regulate and provide alternatives to the automobile pointing out that any policies designed to remove Americans from their cars without offering them a superior means of mobility are worse than useless and doomed to failure The book offers suggestions and guidelines for politically realistic initiatives that preserve the benefits of the automobile while building

public support for policies that will reduce its negative effects on energy use and the environment      **Suing the Tobacco and Lead Pigment Industries** Donald G. Gifford, 2010-04-05 A history and critique of public health litigation

Congressional Record United States. Congress, 1999      **Harvard Law Review: Volume 128, Number 1 - November 2014** Harvard Law Review, 2014-11-10 The November issue is the special annual review of the U S Supreme Court's previous Term Each year the issue is introduced by noteworthy and extensive contributions from recognized scholars In this issue for the 2013 Term articles include Foreword The Means of Constitutional Power by John F Manning Comment Slipping the Bonds of Federalism by Heather K Gerken Comment The Supreme Court as a Constitutional Court by Jamal Greene Comment The Hobby Lobby Moment by Paul Horwitz In addition the first issue of each new volume provides an extensive summary of the important cases of the previous Supreme Court docket covering a wide range of legal political and constitutional subjects Student commentary on Leading Cases of the 2013 Term includes recent cases on content neutrality under the First Amendment compelled subsidized speech free speech and contribution limits legislative prayer and the establishment of religion search and seizure law as to anonymous tips cellphones and cotenant consent equal protection and political process right to counsel Eighth Amendment issues for intellectually impaired defendants standing and jurisdiction class actions tribal immunity the Clean Air Act immigration of children misrepresentation of buyer and gun control law and copyright law's Transmit Clause Complete statistical graphs and tables of the Court's actions and results during the Term are included Finally the issue features several summaries of Recent Publications The issue also features essays on substantive and procedural law and judicial method honoring Justice Stephen G Breyer and his notable contributions to law and the Supreme Court The essays are written by scholars Martha Minow Martha Field Cass Sunstein Richard Fallon Michael Klarman Todd Rakoff Joseph Singer John Manning Laurence Tribe I Glenn Cohen and Mark Tushnet The Harvard Law Review is offered in a quality digital edition featuring active Contents linked footnotes active URLs legible tables and proper ebook and Bluebook formatting This current issue of the Review is November 2014 the first issue of academic year 2014 2015 Volume 128      At what Cost Nicholas Freudenberg, 2021 An incisive and powerful investigation of corporate impact on human and planetary well being Freedom of choice lies at the heart of American society Every day individuals decide what to eat which doctors to see who to connect with online and where to educate their children Yet many Americans don't realize that these choices are illusory at best By the start of the 21st century every major industrial sector in the global economy was controlled by no more than five transnational corporations and in about a third of these sectors a single company accounted for more than 40 percent of global sales The available options in food healthcare education transportation and even online presence are largely constructed by corporations whose sweeping influence have made them the public face and executive agents of 21st century capitalism At What Cost confronts how globalization financial speculation monopolies and control of science and technology have enhanced the ability of corporations and their allies to overwhelm influences of government family

community and faith As corporations manipulate demand through skillful marketing and veto the choices that undermine their bottom line free consumer choice has all but disappeared and with it the personal protections guarding our collective health At What Cost argues that the world created by 21st century capitalism is simply not fit to solve our most serious public health problems from climate change to opioid addiction However author and public health expert Nicholas Freudenberg also shows that though the road is steep human and planetary well being constitute a powerful mobilizing idea for a new social movement one that will restore the power of individual voice to our democracy With impeccably detailed research and an eye towards a better future At What Cost arms ordinary citizens activists and health professionals with an understanding of how we've arrived at the precipice and what we can do to ensure a healthier collective future

*After the Rights Revolution* Cass R. Sunstein, 1990 In the twentieth century American society has experienced a rights revolution a commitment by the national government to promote a healthful environment safe products freedom from discrimination and other rights unknown to the founding generation This development has profoundly affected constitutional democracy by skewing the original understanding of checks and balances federalism and individual rights Cass Sunstein tells us how it is possible to interpret and reform this regulatory state regime in a way that will enhance freedom and welfare while remaining faithful to constitutional commitments Sunstein vigorously defends government regulation against Reaganite Thatcherite attacks based on free market economics and pre New Deal principles of private right Focusing on the important interests in clean air and water a safe workplace access to the air waves and protection against discrimination he shows that regulatory initiatives have proved far superior to an approach that relies solely on private enterprise Sunstein grants that some regulatory regimes have failed and calls for reforms that would amount to an American perestroika a restructuring that embraces the use of government to further democratic goals but that insists on the decentralization and productive potential of private markets Sunstein also proposes a theory of interpretation that courts and administrative agencies could use to secure constitutional goals and to improve the operation of regulatory programs From this theory he seeks to develop a set of principles that would synthesize the modern regulatory state with the basic premises of the American constitutional system Teachers of law policymakers and political scientists economists and historians and a general audience interested in rights regulation and government will find this book an essential addition to their libraries

*Closing Death's Door* Michael J. Saks, Stephan Landsman, 2021 Closing Death's Door brings the psychology of decision making together with the law to explore ways to improve patient safety and reduce iatrogenic injury the cause of as many as 400 000 US deaths every year in a world where neither the healthcare industry itself nor the legal system has made a serious dent in the problem

*The Economic Dynamics of Environmental Law* David M. Driesen, 2003 A study showing that environmentally beneficial technical innovation would be more effective than economic efficiency as the organizing principle of environmental public policy

*The Subjectivities and Politics of Occupational Risk* Alan Hall, 2020-11-29 The Subjectivities and Politics of Occupational

Risk links restructuring in three industries to shifts in risk subjectivities and politics both within workplaces and within the safety management and regulative spheres often leading to conflict and changes in law political discourses and management approaches The state and corporate governance emphasis on worker participation and worker rights internal responsibility and self regulative technologies are understood as corporate and state efforts to reconstruct control and responsibility for Occupational Health and Safety OHS risks within the context of a globalized neoliberal economy Part 1 presents a conceptual framework for understanding the subjective bases of worker responses to health and safety hazards using Bourdieu s concept of habitus and the sociology of risk concepts of trust and uncertainty Part 2 demonstrates the restructuring arguments using three different industry case studies of multiple mines farms and auto parts plants The final chapter draws out the implications of the evidence and theory for social change and presents several recommendations for a more worker centred politics of health and safety The book will appeal to social scientists interested in health and safety work employment relations and labour law as well as worker advocates and activists

*Fighting Traffic* Peter D. Norton, 2011-01-21 The fight for the future of the city street between pedestrians street railways and promoters of the automobile between 1915 and 1930 Before the advent of the automobile users of city streets were diverse and included children at play and pedestrians at large By 1930 most streets were primarily a motor thoroughfares where children did not belong and where pedestrians were condemned as jaywalkers In *Fighting Traffic* Peter Norton argues that to accommodate automobiles the American city required not only a physical change but also a social one before the city could be reconstructed for the sake of motorists its streets had to be socially reconstructed as places where motorists belonged It was not an evolution he writes but a bloody and sometimes violent revolution Norton describes how street users struggled to define and redefine what streets were for He examines developments in the crucial transitional years from the 1910s to the 1930s uncovering a broad anti automobile campaign that reviled motorists as road hogs or speed demons and cars as juggernauts or death cars He considers the perspectives of all users pedestrians police who had to become traffic cops street railways downtown businesses traffic engineers who often saw cars as the problem not the solution and automobile promoters He finds that pedestrians and parents campaigned in moral terms fighting for justice Cities and downtown businesses tried to regulate traffic in the name of efficiency Automotive interest groups meanwhile legitimized their claim to the streets by invoking freedom a rhetorical stance of particular power in the United States *Fighting Traffic* offers a new look at both the origins of the automotive city in America and how social groups shape technological change

**States of Global Insecurity** Daniel Béland, 2007-06 Discusses the collective threats faced by the United States in the early twenty first century and how political sociology seeks to understand these matters



## Reviewing **Struggle For Auto Safety**: Unlocking the Spellbinding Force of Linguistics

In a fast-paced world fueled by information and interconnectivity, the spellbinding force of linguistics has acquired newfound prominence. Its capacity to evoke emotions, stimulate contemplation, and stimulate metamorphosis is actually astonishing. Within the pages of "**Struggle For Auto Safety**," an enthralling opus penned by a highly acclaimed wordsmith, readers set about an immersive expedition to unravel the intricate significance of language and its indelible imprint on our lives. Throughout this assessment, we shall delve in to the book is central motifs, appraise its distinctive narrative style, and gauge its overarching influence on the minds of its readers.

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