

SENATE BILL NO. 18

IN THE LEGISLATURE OF THE STATE OF ALASKA
TWENTY-FOURTH LEGISLATURE - FIRST SESSION

BY SENATOR ELTON

Introduced: 1/11/05

Referred: Transportation, Judiciary

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to motor vehicles equipped with data recording or transmitting**
2 **devices."**

3 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

4 *** Section 1.** AS 45.25 is amended by adding a new section to article 3 to read:

5 **Sec. 45.25.330. Disclosure of data recording or transmitting devices.** A
6 manufacturer of a new motor vehicle sold or leased in the state that is equipped with a
7 data recording or transmitting device shall disclose the existence of that device in the
8 owner's manual for the vehicle. In this section, "data recording or transmitting
9 devices" means a device that is installed by the manufacturer of the vehicle that
10 records how fast and in which direction a vehicle was going at the time of an accident,
11 records where the vehicle travels, records steering or braking performance including
12 whether brakes have been applied before an accident, records the driver's seat belt
13 status, or has the ability to transmit information about an accident in which the vehicle
14 is involved to a central communications system.

1 * **Sec. 2.** AS 45.45 is amended by adding a new section to read:

2 **Sec. 45.45.230. Downloading or retrieving information from a data**
3 **recording or transmission device.** (a) Information recorded or transmitted by a data
4 recording or transmitting device may not be downloaded, accessed, used, or disclosed
5 unless

6 (1) the owner of the vehicle consents to the download, access, use, or
7 disclosure;

8 (2) the download, access, use or disclosure is ordered by a court with
9 jurisdiction; or

10 (3) the download, access, use, or disclosure is for the purpose of
11 improving motor vehicle safety and the identity of the owner or driver of the vehicle is
12 not disclosed in connection with the information.

13 (b) In this section, "data recording or transmitting device" has the meaning
14 given in AS 45.25.330.

15 * **Sec. 3.** AS 45.50.471(b) is amended by adding a new paragraph to read:

16 (47) violating AS 45.25.330 or AS 45.45.230.