

**HB**

**324**

# STATE OF ALASKA

TONY KNOWLES, GOVERNOR

## DEPARTMENT OF ADMINISTRATION

OFFICE OF THE COMMISSIONER

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February 16, 2000

The Honorable Jeanette James  
Alaska State Representative  
State Capitol, Room 102  
Juneau, AK 99801

Re: Hearing Request HB 324 Personal Info In Motor Vehicle Records

Dear Representative James:

I respectfully request that you schedule House Bill 324, an act requiring written consent by the person who is the subject of the information before releasing personal information contained in motor vehicle records, for a hearing in the House State Affairs Committee.

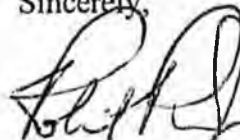
A new federal law was recently passed (PL 106-69, the FY 00 federal DOT appropriations bill), that contained a rider amending the federal Driver Privacy Protection Act (DPPA). Under the previous federal law, states were allowed to release vehicle and driver records without restriction if the state provided a method to allow the person to prevent the release of the record. This was called an "Opt-out" program and Alaska has had this program in effect since 1996. Approximately 9% of Alaska vehicle owners have "opted-out" to prevent the release of their records. The changes to the DPPA prevent release of the driver record for unrestricted use or for marketing, solicitation, or surveys unless the owner specifically consents to the release. This is called an "opt-in" program.

HB 324 amends our current law, AS 28.10.505, to conform to the requirements of the federal law.

If you have any questions or need additional information, please feel free to contact my legislative liaison, David Koivuniemi or me.

Thank you in advance for your cooperation.

Sincerely,



Robert Poe, Jr.  
Commissioner

cc: Pat Pouchot, Governor's Legislative Office

(7)

Date Referred to Committee: February 2, 2000

# HOUSE COMMITTEE REPORT

FURTHER REFERRALS:

Judiciary  
Finance

Date of Committee Action: \_\_\_\_\_

The STATE AFFAIRS Committee considered:

HB 324

HOUSE BILL NO. 324

PERSONAL INFO IN MOTOR VEH. RECORDS

"An Act requiring written consent by the person who is the subject of the information before releasing personal information contained in motor vehicle records, to comply with 18 U.S.C. 2721; and providing for an effective date."

recommends it be replaced with the following committee substitute \_\_\_\_\_  the same title  a new title

additional referral to \_\_\_\_\_ Committee  
 attached amendment(s)

ADOPTS: \_\_\_\_\_ Letter of Intent

ATTACHES NEW FISCAL NOTE(S): (Dept) \_\_\_\_\_ APPROVES PREVIOUS: (Dept/Date) \_\_\_\_\_  
 fiscal note(s) \_\_\_\_\_  fiscal note(s) DOA

zero fiscal note(s) \_\_\_\_\_  zero fiscal note(s) \_\_\_\_\_

SIGNING WITH RECOMMENDATIONS	DP	DNP	NR	AM
<i>Annette James</i>	✓			
<i>Scott Ogden</i>			✓	
<i>Bill Hudson</i>	✓			
<i>Scott Ogden</i>			✓	

CHAIR'S SIGNATURE *Annette James*



**FISCAL NOTE**

No. 1

**STATE OF ALASKA**  
**2000 LEGISLATIVE SESSION**

Bill Version: HB 324  
(H) Publish Date: 2/2/00

Revision Date/Time (Note if Correction): \_\_\_\_\_  
 Title: An Act relating to consent before releasing personal  
Information contained in motor vehicle records.....  
 Sponsor: Rules Committee  
 Requestor: Governor

Department Affected: Administration  
 BRU: Division of Motor Vehicles  
 Component: Motor Vehicles  
 COMPONENT SERIAL NO. 2348

Expenditures/Revenues: (Thousands of Dollars)  
 Note: Amounts do not include inflation unless otherwise noted below

OPERATING EXPENDITURES	FY 2001	FY 2002	FY2003	FY 2004	FY 2005	FY 2006
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

CAPITAL EXPENDITURES						
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CHANGE IN REVENUES ( )	(200.0)	(200.0)	(200.0)	(200.0)	(200.0)	(200.0)
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FUND SOURCE: (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
OTHER (Specify Type)						
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

Estimate of any current year (FY 2000) cost: \$ \_\_\_\_\_

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

**ANALYSIS:** (Attach a separate page if necessary.)

Vehicle and driver records are sold across the counter at DMV for \$5 per record and the entire vehicle Database is sold to Information Services providers at \$50 per 1000 records. The use of vehicle records will be restricted to only a limited number of authorized uses under this bill and that will reduce the revenue derived from the sale of vehicle records by approximately \$200.0 per year.

There will be no operating cost to implement this bill.

Prepared by: Charles R. Hosack, Deputy Director  
 Division: Motor Vehicles

Phone: (907) 269-5559  
 Date: 12/15/99

Approved by Commissioner: Robert Poe Jr. *Robert Poe Jr.*  
 Agency: Department of Administration

Phone: 465-2200  
 Date: 12/15/99 *12/15/99*

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