

HOUSE BILL REPORT

HB 1090

As Passed House

February 14, 1997

Title: An act relating to lists of registered and legal owners of vehicles.

Brief Description: Providing vehicle owners' names and addresses to commercial parking companies.

Sponsors: By House Committee on Transportation Policy & Budget (originally sponsored by Representatives Radcliff, Dickerson, Fisher, Carrell, Van Luven, Robertson and O'Brien).

Brief History:

Committee Activity:

Transportation Policy & Budget: 1/20/97, 1/29/97 [DP].

Floor Activity:

Passed House: 2/14/97, 97-0.

HOUSE COMMITTEE ON TRANSPORTATION POLICY & BUDGET

Majority Report: Do pass. Signed by 24 members: Representatives K. Schmidt, Chairman; Hankins, Vice Chairman; Mielke, Vice Chairman; Mitchell, Vice Chairman; Fisher, Ranking Minority Member; Blalock, Assistant Ranking Minority Member; Cooper, Assistant Ranking Minority Member; Backlund; Cairnes; Constantine; DeBolt; Gardner; Hatfield; Johnson; O'Brien; Ogden; Radcliff; Robertson; Romero; Scott; Skinner; Sterk; Wood and Zellinsky.

Staff: Jennifer Joly (786-7305).

Background: Commercial parking companies have access to Department of Licensing (DOL) records to identify the owners of automobiles who have used their parking lots without providing sufficient payment. Currently, these records are provided to the parking companies on printed forms.

The public disclosure law prohibits agencies from providing access to lists of individuals for commercial purposes, unless specifically authorized or directed by law. Although RCW 46.12.380 does authorize the disclosure of the names and addresses of vehicle owners for commercial purposes, it prescribes the manner of production. Under the procedures in RCW 46.12.380, the DOL currently prohibits the disclosure of this information in electronic list form to commercial parking

companies except when said companies are acting on behalf of a municipality or other governmental entity.

During the 1996 session, the Legislature unanimously passed legislation identical to HB 1090. However, Governor Lowry vetoed that legislation in the hopes that a more comprehensive policy governing the commercial use of public records might be developed. To facilitate this goal, the Governor established a joint Executive-Legislative Work Group on Commercial Access to Government Electronic Records. The work group issued its final report in November, which includes recommendations for administrative and legislative action. The primary gist of the recommendations is to advance the legitimate use of government-held information for the benefit of the state and the public while protecting personally identifying information and other data from inappropriate or unwarranted dissemination or intrusion. Additionally, in January the Governor issued Executive Order 97-01. The executive order instructs state agencies to adhere to a model contract for the release of information for commercial purposes.

Summary of Bill: The DOL is permitted to furnish lists of registered owners electronically to commercial parking companies. If a registered owner list is used by a commercial parking company for any purpose other than notification of outstanding parking violations, the DOL will deny any further access to such information.

Appropriation: None.

Fiscal Note: Not requested.

Effective Date: Ninety days after adjournment of session in which bill is passed.

Testimony For: This bill helps bring parking fee enforcement into the technology age. Using magnetic tape to acquire the names and addresses of registered owners will diminish the cost and delay associated with paper shuffling.

Testimony Against: None.

Testified: Davor Gjurasic, Ticket Track.