

HB 2476 - S COMM AMD

By Committee on Highways & Transportation

ADOPTED 03/05/2004

1 Strike everything after the enacting clause and insert the  
2 following:

3 "Sec. 1. RCW 46.12.370 and 1997 c 432 s 6 and 1997 c 33 s 1 are  
4 each reenacted and amended to read as follows:

5 In addition to any other authority which it may have, the  
6 department of licensing may furnish lists of registered and legal  
7 owners of motor vehicles only for the purposes specified in this  
8 section to:

9 (1) The manufacturers of motor vehicles, or their authorized  
10 agents, to be used to enable those manufacturers to carry out the  
11 provisions of the National Traffic and Motor Vehicle Safety Act of 1966  
12 (15 U.S.C. sec. 1382-1418), including amendments or additions thereto,  
13 respecting safety-related defects in motor vehicles;

14 (2) Any governmental agency of the United States or Canada, or  
15 political subdivisions thereof, to be used by it or by its authorized  
16 commercial agents or contractors only in connection with the  
17 enforcement of motor vehicle or traffic laws by, or programs related to  
18 traffic safety of, that government agency. Only such parts of the list  
19 as are required for completion of the work required of the agent or  
20 contractor shall be provided to such agent or contractor;

21 (3) A commercial parking company requiring the names and addresses  
22 of registered owners to notify them of outstanding parking violations.  
23 Subject to the disclosure agreement provisions of RCW 46.12.380 and the  
24 requirements of Executive Order 97-01, the department may provide only  
25 the parts of the list that are required for completion of the work  
26 required of the company;

27 (4) An authorized agent or contractor of the department, to be used  
28 only in connection with providing motor vehicle excise tax, licensing,  
29 title, and registration information to motor vehicle dealers; ((or))

30 (5) Any business regularly making loans to other persons to finance

1 the purchase of motor vehicles, to be used to assist the person  
2 requesting the list to determine ownership of specific vehicles for the  
3 purpose of determining whether or not to provide such financing; or

4 (6) A company or its agents operating a toll facility under chapter  
5 47.46 RCW or other applicable authority requiring the names, addresses,  
6 and vehicle information of motor vehicle registered owners to identify  
7 toll violators.

8 (~~In the event~~) If a list of registered and legal owners of motor  
9 vehicles is used for any purpose other than that authorized in this  
10 section, the manufacturer, governmental agency, commercial parking  
11 company, authorized agent, contractor, financial institution, toll  
12 facility operator, or their authorized agents or contractors  
13 responsible for the unauthorized disclosure or use will be denied  
14 further access to such information by the department of licensing.

15 NEW SECTION. Sec. 2. A new section is added to chapter 47.46 RCW  
16 to read as follows:

17 (1) Tolls may be collected by any system that identifies the  
18 correct toll and collects the payment. Systems may include manual cash  
19 collection, electronic toll collection, and photo monitoring systems.

20 (a) "Electronic toll collection system" means a system of  
21 collecting tolls or charges that is capable of charging the account of  
22 the toll patron the appropriate toll or charge by electronic  
23 transmission from the motor vehicle to the toll collection system,  
24 which information is used to charge the appropriate toll or charge to  
25 the patron's account. The department shall adopt rules that allow an  
26 open standard for automatic vehicle identification transponders used  
27 for electronic toll collection to be compatible with other electronic  
28 payment devices or transponders from the Washington state ferry system,  
29 other public transportation systems, or other toll collection systems  
30 to the extent that technology permits. The rules must also allow for  
31 multiple vendors providing electronic payment devices or transponders  
32 as technology permits.

33 (b) "Photo monitoring system" means a vehicle sensor installed to  
34 work in conjunction with an electronic toll collection system in a toll  
35 facility that automatically produces one or more photographs, one or  
36 more microphotographs, a videotape, or other recorded images of each  
37 vehicle at the time it is used or operated within a toll facility.

1 (c) No photograph, digital photograph, microphotograph, videotape,  
2 or other recorded image may be used for any purpose other than toll  
3 enforcement, nor retained longer than necessary to verify that tolls  
4 are paid, or to enforce toll evasion violations.  
5 (2) The department shall adopt rules to govern toll collection."

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6 In line 1 of the title, after "collection;" strike the remainder of  
7 the title and insert "reenacting and amending RCW 46.12.370; and adding  
8 a new section to chapter 47.46 RCW."

EFFECT: A provision is added to limit the toll photographs to be used  
only for toll enforcement.

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