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HOUSE BILL 2774

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State of Washington

63rd Legislature

2014 Regular Session

By Representative Moscoso

Read first time 02/06/14. Referred to Committee on Transportation.

1 AN ACT Relating to the furnishment of vehicle owner lists; and  
2 amending RCW 46.12.630.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 **Sec. 1.** RCW 46.12.630 and 2013 c 306 s 702 are each amended to  
5 read as follows:

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

10 ~~((1))~~(a) The manufacturers of motor vehicles, or their authorized  
11 agents(~~(, to be used)~~):

12 (i) To enable those manufacturers to carry out the provisions of  
13 ~~((the national traffic and motor vehicle safety act of 1966 (15 U.S.C.~~  
14 ~~Sec. 1382-1418))~~ Titles I and IV of the anti car theft act of 1992,  
15 the automobile information disclosure act (15 U.S.C. Sec. 1231 et  
16 seq.), the clean air act (42 U.S.C. Sec. 7401 et seq.), and 49 U.S.C.  
17 Secs. 30101-30183, 30501-30505, and 32101-33118, respecting safety-  
18 related defects in motor vehicles, including amendments or additions  
19 thereto(~~(, respecting safety related defects in motor vehicles)~~); or

1           (ii) (~~During the 2011-2013 fiscal biennium, in~~) For research  
2 activities, and in producing statistical reports, as long as the  
3 personal information is not published, redisclosed, or used to contact  
4 individuals; (~~or~~)

5           (b) During fiscal year 2014, an entity that is an authorized agent  
6 of a motor vehicle manufacturer, for purposes of using lists of  
7 registered and legal owner information to conduct research activities  
8 and produce statistical reports, as long as the entity does not allow  
9 personal information received under this section to be published,  
10 redisclosed, or used to contact individuals. The department must  
11 charge an amount sufficient to cover the full cost of providing the  
12 data requested under this subsection (1)(b). Full cost of providing  
13 the data includes the information technology, administrative, and  
14 contract oversight costs;

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

22           (~~(3)~~) (d) A commercial parking company requiring the names and  
23 addresses of registered owners to notify them of outstanding parking  
24 violations. Subject to the disclosure agreement provisions of RCW  
25 46.12.635 and the requirements of Executive Order 97-01, the department  
26 may provide only the parts of the list that are required for completion  
27 of the work required of the company;

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

32           (~~(5)~~) (f) Any business regularly making loans to other persons to  
33 finance the purchase of motor vehicles, to be used to assist the person  
34 requesting the list to determine ownership of specific vehicles for the  
35 purpose of determining whether or not to provide such financing; or

36           (~~(6)~~) (g) A company or its agents operating a toll facility under  
37 chapter 47.46 RCW or other applicable authority requiring the names,

1 addresses, and vehicle information of motor vehicle registered owners  
2 to identify toll violators.

3 (2) By January 1, 2015, the department must develop a method to  
4 identify the personal information released to manufacturers of motor  
5 vehicles, or their authorized agents, under subsection (1)(a) of this  
6 section, by recipient of the information and date released, and the  
7 department must use that method to actively track, monitor, and  
8 investigate the use of personal information under this section.

9 (3) Where both a mailing address and residence address are recorded  
10 on the vehicle record and are different, only the mailing address will  
11 be disclosed. Both addresses will be disclosed in response to requests  
12 for disclosure from courts, law enforcement agencies, or government  
13 entities with enforcement, investigative, or taxing authority and only  
14 for use in the normal course of conducting their business.

15 (4) If a list of registered and legal owners of motor vehicles is  
16 used for any purpose other than that authorized in this section, the  
17 manufacturer, governmental agency, commercial parking company,  
18 authorized agent, contractor, financial institution, toll facility  
19 operator, or their authorized agents or contractors responsible for the  
20 unauthorized disclosure or use will be denied further access to such  
21 information by the department of licensing.

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