

SESSION OF 2002

SUPPLEMENTAL NOTE ON SENATE BILL NO. 410

As Amended by House Committee on
Transportation

Brief*

SB 410 amends a statute that concerns access to motor vehicle records. The amendments define "motor vehicle records" for the purposes of the statute as any record that pertains to a motor vehicle drivers license, certificate of title, registration, or identification card issued by the Division of Vehicles. The amendments add digital images to those records that are confidential and not to be disclosed, add a court order to those circumstances in which a motor vehicle record may be disclosed, and add to the purposes for which records may be disclosed to a district or county attorney. A new subsection (c) (1) (D) allows a requesting party to use information from motor vehicle records to assist federal, state, or local agencies, including court or law enforcement agencies, or any private person acting on behalf of such agencies, in carrying out the required functions of these agencies. These records, however, cannot be redisclosed.

Background

SB 410, as introduced, was requested by the Director of the Division of Motor Vehicles. In addition to the Director, several other employees of the Department of Revenue assisted in responding to questions from the Committee. The Director furnished the Committee with additional information requested during the Senate Committee hearing. According to this testimony, the changes relating to disclosure in response to a court order will make it easier to obtain records if a court order is involved, and the authorization for sharing motor vehicle records with state and federal agencies represents a more cost effective means for such agencies to access needed motor vehicle records.

*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <http://www.accesskansas.org/legislature/>

The House Committee amendment was proposed by a conferee representing Experian, a company which compiles and maintains a database of motor vehicle information from all 51 U.S. jurisdictions. The Experian representative requested the change to allow all federal, state, and local government agencies access to Kansas motor vehicle records through Experian's database, thereby avoiding the \$2 per individual record look-up fee.

The updated fiscal note is pending.