
SENATE BILL 5215

State of Washington 61st Legislature 2009 Regular Session

By Senators Carrell, Swecker, King, and Hewitt

Read first time 01/16/09. Referred to Committee on Judiciary.

1 AN ACT Relating to the disclosure of vehicle owner information; and
2 reenacting and amending RCW 46.12.380.

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

4 **Sec. 1.** RCW 46.12.380 and 2005 c 340 s 2 and 2005 c 274 s 304 are
5 each reenacted and amended to read as follows:

6 (1) Notwithstanding the provisions of chapter 42.56 RCW, the name
7 or address of an individual vehicle owner shall not be released by the
8 department, county auditor, or agency or firm authorized by the
9 department except under the following circumstances:

10 (a) The requesting party is a business entity that requests the
11 information for use in the course of business;

12 (b) The request is a written request that is signed by the person
13 requesting disclosure that contains the full legal name and address of
14 the requesting party, that specifies the purpose for which the
15 information will be used; and

16 (c) The requesting party enters into a disclosure agreement with
17 the department in which the party promises that the party will use the
18 information only for the purpose stated in the request for the
19 information; and that the party does not intend to use, or facilitate

1 the use of, the information for the purpose of making any unsolicited
2 business contact with a person named in the disclosed information. The
3 term "unsolicited business contact" means a contact that is intended to
4 result in, or promote, the sale of any goods or services to a person
5 named in the disclosed information. The term does not apply to
6 situations where the requesting party and such person have been
7 involved in a business transaction prior to the date of the disclosure
8 request and where the request is made in connection with the
9 transaction.

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

16 (3) The disclosing entity shall retain the request for disclosure
17 for three years.

18 ~~(4) ((Whenever the disclosing entity grants a request for~~
19 ~~information under this section by an attorney or private investigator,~~
20 ~~the disclosing entity shall provide notice to the vehicle owner, to~~
21 ~~whom the information applies, that the request has been granted. The~~
22 ~~notice also shall contain the name and address of the requesting party.~~

23 ~~(5))~~ Any person who is furnished vehicle owner information under
24 this section shall be responsible for assuring that the information
25 furnished is not used for a purpose contrary to the agreement between
26 the person and the department.

27 ~~((6))~~ (5) This section shall not apply to requests for
28 information by governmental entities or requests that may be granted
29 under any other provision of this title expressly authorizing the
30 disclosure of the names or addresses of vehicle owners.

31 ~~((7))~~ (6) This section shall not apply to title history
32 information under RCW 19.118.170.

--- END ---