

2-11-99 Do Pass
4-6-99 Returned to Transport.

FEB 17 1999
TRANSPORTATION

HOUSE FILE 306
BY MYERS

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act prohibiting the state department of transportation from
2 selling certain information maintained by the department.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24
- 25

HF 306

1 Section 1. Section 321.11, Code 1999, is amended by adding
2 the following new unnumbered paragraph:

3 NEW UNNUMBERED PARAGRAPH. The department shall not sell
4 personal information which is in the form of a person's
5 photograph or digital image or a digital reproduction of a
6 person's photograph, regardless of whether an individual has
7 elected to prohibit disclosure of the information to the
8 general public. This paragraph does not prohibit the
9 department from collecting reasonable fees for copies of
10 records or other services provided pursuant to section 22.3,
11 321.10, or 622.46.

12 EXPLANATION

13 This bill amends Code section 321.11 to provide that the
14 state department of transportation shall not sell personal
15 information contained in the department's records which is in
16 the form of a person's photograph or digital image or a
17 digital reproduction of a person's photograph. The
18 prohibition applies whether or not an individual has elected
19 to prohibit disclosure of the information to the general
20 public. Collection of fees for copies of records or other
21 incidental services provided by the department is not
22 prohibited.

23 Code section 321.11 defines "personal information" as
24 information that identifies a person, including a person's
25 photograph, social security number, driver's license number,
26 name, address, telephone number, and medical or disability
27 information. "Personal information" does not include
28 information on vehicular accidents, driving violations, and
29 driver's status or a person's zip code.

30

31

32

33

34

35