

**Senate File 2145 - Introduced**

SENATE FILE 2145

BY DICKEY

**A BILL FOR**

1 An Act limiting the release of personal information maintained  
2 by the department of transportation to out-of-state persons,  
3 and making penalties applicable.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 321.11, subsection 3, Code 2024, is  
2 amended to read as follows:

3 3. Notwithstanding other provisions of **this section** to the  
4 contrary, the department shall not release personal information  
5 to a person, other than to an officer or employee of a law  
6 enforcement agency within this state, an employee of a federal  
7 or state agency within this state or political subdivision  
8 of this state in the performance of the employee's official  
9 duties, a contract employee of the department of inspections,  
10 appeals, and licensing in the conduct of an investigation, or  
11 a licensed private investigation agency within this state or  
12 a licensed security service within this state or a licensed  
13 employee of either, if the information is requested by the  
14 presentation of a registration plate number. In addition, an  
15 officer or employee of a law enforcement agency may release  
16 the name, address, and telephone number of a motor vehicle  
17 registrant to a person requesting the information by the  
18 presentation of a registration plate number if the officer  
19 or employee of the law enforcement agency believes that the  
20 release of the information is necessary in the performance of  
21 the officer's or employee's duties; however, an officer or  
22 employee of a law enforcement agency shall not release personal  
23 information of a person issued a driver's license by the  
24 department to an out-of-state person or agency if the release  
25 of personal information could be used to initiate a proceeding,  
26 issue a fine, or enforce any other penalty resulting from an  
27 alleged traffic violation, unless ordered to do so by a court,  
28 or unless the person whose personal information is requested  
29 has provided express written consent allowing the disclosure of  
30 the person's personal information.

31 EXPLANATION

32 The inclusion of this explanation does not constitute agreement with  
33 the explanation's substance by the members of the general assembly.

34 Under current law, records of the department of  
35 transportation (DOT) are generally open to public inspection

1 during office hours. However, certain confidential records  
2 and personal information are protected and are not open to  
3 public inspection. "Personal information" means information  
4 that identifies a person, including a person's photograph,  
5 social security number, driver's license number, name, address,  
6 telephone number, and medical or disability information, but  
7 does not include information on vehicular accidents, driving  
8 violations, and the driver's status or a person's zip code.

9 The DOT is prohibited from releasing personal information,  
10 if the information is requested by the presentation of a  
11 registration plate number, to a person, other than to an  
12 officer or employee of a law enforcement agency, an employee  
13 of a federal or state agency or political subdivision in the  
14 performance of the employee's official duties, a contract  
15 employee of the department of inspections, appeals, and  
16 licensing in the conduct of an investigation, or a licensed  
17 private investigation agency or a licensed security service or  
18 a licensed employee of either. This bill prohibits the DOT  
19 from releasing personal information except to federal employees  
20 and other persons described in the bill who are employed or  
21 licensed in Iowa.

22 Current law authorizes an officer or employee of a law  
23 enforcement agency to release the name, address, and telephone  
24 number of a motor vehicle registrant to a person requesting  
25 the information by the presentation of a registration plate  
26 number if the officer or employee of the law enforcement agency  
27 believes that the release of the information is necessary in  
28 the performance of the officer's or employee's duties. The  
29 bill prohibits an officer or employee from releasing personal  
30 information of a person issued a driver's license by the DOT  
31 to an out-of-state person or agency if the release of personal  
32 information could be used to initiate a proceeding, issue a  
33 fine, or enforce any other penalty resulting from an alleged  
34 traffic violation unless ordered to do so by a court, or unless  
35 the person whose personal information is requested has provided

1 express written consent allowing disclosure of the person's  
2 personal information.

3 By operation of law, a person who violates the bill commits  
4 a simple misdemeanor punishable by confinement for no more than  
5 30 days and a fine of at least \$105 but not more than \$855.