

REVENUE: No revenue impact

FISCAL: No fiscal impact

Action:	Do Pass as Amended and Be Printed Engrossed
Vote:	5 - 0 - 2
Yeas:	Berger, Edwards C., Esquivel, Holvey, Schaufler
Nays:	0
Exc.:	Rosenbaum, Smith P.
Prepared By:	Theresa Van Winkle, Administrator
Meeting Dates:	2/22, 3/9

WHAT THE MEASURE DOES: Modifies required information on the disclosure form given to a consumer that purchases a vehicle being sold on consignment.

ISSUES DISCUSSED:

- Consumer information versus privacy rights
- Vehicle dealers' concerns about exposing too much personal information to the public
- Level of support from stakeholders and the Driver and Motor Vehicle Services Division (DMV)

EFFECT OF COMMITTEE AMENDMENT: Replaces the bill.

BACKGROUND: When a vehicle dealer sells a vehicle that was consigned to the dealer, the dealer is required by statute to provide a disclosure form to the consumer at the time of purchase. The form's current version notifies the consumer that the vehicle was consigned to the dealer, and lists the person or business that consigned the vehicle and the name of any financial institution that has a lien on the vehicle.

HB 2438-A modifies required information provided on the disclosure form. Under the measure, the form discloses that the vehicle has been sold on consignment and whether there is a security interest in the vehicle, and does not include information on the vehicle's previous owner and the name of the financial institution which holds the security interest.

The measure is another step towards balancing the privacy rights of the vehicle's previous owner(s) and the rights of the consumer to know about the vehicle's history. For instance, in the past the back page of a vehicle's title had every previous owner's name and address. However, due to privacy concerns, a current title form only lists the last previous owner's information.