

HB 3152 A STAFF MEASURE SUMMARY

House Committee On Business and Labor

Action Date: 04/08/19

Action: Without recommendation as to passage, with amendments, and be referred to Transportation. (Printed A-Eng.)

Vote: 11-0-0-0

Yeas: 11 - Barker, Barreto, Boles, Bonham, Boshart Davis, Bynum, Clem, Doherty, Evans, Fahey, Holvey

Fiscal: No fiscal impact

Revenue: Revenue impact issued

Prepared By: Jan Nordlund, LPRO Analyst

Meeting Dates: 4/8

WHAT THE MEASURE DOES:

Specifies prohibited actions regarding protected dealer data held by motor vehicle dealers. Allows dealer to withdraw, revoke, or amend prior express written consent regarding use of protected dealer data. Limits application to agreements dealers have entered into with authorized integrators on or after effective date of measure.

ISSUES DISCUSSED:

- Question as to who owns the data and who is responsible for ensuring its protection
- Other states that have addressed the issue
- Consumers concerned with protection of personal data

EFFECT OF AMENDMENT:

Modifies definition of "authorized integrator," "dealer data system," and "protected dealer data." Limits prohibited action regarding protected dealer data to those taken by an authorized integrator. Removes prohibition on manufacturer, distributor, or importer from requiring dealer to provide prior express written consent as condition of participating in a program, benefiting from a policy, or obtaining benefit. Limits application to contracts or agreements dealers have with authorized integrator.

BACKGROUND:

Automobile dealers generate, gather, and store data regarding the vehicles they buy and sell, as well as data on the purchasers of those vehicles. House Bill 3152-A limits handling of protected dealer data by authorized integrators.