

Government of the District of Columbia
Office of the Chief Financial Officer



Natwar M. Gandhi
Chief Financial Officer

MEMORANDUM

TO: The Honorable Kwame R. Brown
Chairman, Council of the District of Columbia

FROM: Natwar M. Gandhi 
Chief Financial Officer

DATE: January 30, 2012

SUBJECT: Fiscal Impact Statement – “Driver Privacy Protection Amendment Act of 2012”

REFERENCE: Draft Bill As Shared with OCFO on January 23, 2012

Conclusion

Funds are sufficient in the FY 2012 through FY 2015 budget and financial plan to implement the bill.

Background

The federal Drivers Privacy Protection Act of 1994¹ outlines basic rules for state-level departments of motor vehicles to follow to protect the privacy of the personal information they collect on drivers through their daily operations. While there is no law codified in the D.C. Official Code, the Department of Motor Vehicles (DMV) is subject to and has followed the federal law as part of its practice.

The bill adds a new section to the District of Columbia Traffic Act of 1925² to codify drivers’ privacy protection rules. The rules are consistent with the federal law with a few modifications to fit the District’s procedures.³ The bill imposes greater disclosure restrictions than the federal law around Social Security numbers, photographs, medical disability information, and emergency contact information. Additionally, the bill requires a firm, whose business is to resell or re-disclose personal

¹ Public Law 103-332, 18 U.S.C. § 2721 *et seq.*

² D.C. Official Code § 50-1401.01 *et seq.*

³ For example, Section 7b(b)5a ensures that anyone serving process in relation to court proceeding is authorized to serve process in the District.

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FIS: Draft "Driver Privacy Protection Amendment Act of 2012," as Shared with OCFO on January 23, 2012

information to an authorized recipient, to enter into a contract with DMV regarding the care, custody, and control of the information.

Financial Plan Impact

Funds are sufficient in the FY 2012 through FY 2015 budget and financial plan to implement the bill. The bill's provisions are consistent with federal law and current District practices, so there is no cost burden on DMV.