

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1923 Session of
1991

INTRODUCED BY VEON, JAROLIN, STISH, LAUGHLIN, SALOOM, MELIO,
NAHILL, VAN HORNE, HALUSKA, LEVDANSKY, KOSINSKI, DERMODY,
KRUSZEWSKI, TANGRETTI, McHALE, GEIST, CAPPABIANCA, JOSEPHS,
BELFANTI, GIGLIOTTI, STABACK, E. Z. TAYLOR, MRKONIC, KAISER,
JOHNSON, STEELMAN, SURRA, OLASZ, WILLIAMS, HUGHES, TRELLO,
HASAY, COLAFELLA, BUNT, MAYERNIK, SERAFINI AND JAMES,
JULY 17, 1991

REFERRED TO COMMITTEE ON TRANSPORTATION, JULY 17, 1991

AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated
2 Statutes, further providing for the disclosure of records.

3 The General Assembly of the Commonwealth of Pennsylvania
4 hereby enacts as follows:

5 Section 1. Section 6114(b) of Title 75 of the Pennsylvania
6 Consolidated Statutes is amended to read:

7 § 6114. Limitation on sale, publication and disclosure of
8 records.

9 * * *

10 (b) Exceptions.--This section does not apply to records or
11 reports:

12 (1) Required or authorized under this title to be sold,
13 published or disclosed.

14 (2) Authorized in writing by the person who is the
15 subject of the record or report to be sold, published or

1 disclosed. A police officer, or officer, employee or agent of
2 a Commonwealth agency or local authority may rely on a
3 certification from a person requesting a record or report
4 under this paragraph that its sale, publication or disclosure
5 has been authorized by the person who is the subject of the
6 record or report. In the event such sale, publication or
7 disclosure shall not have been authorized, the person who
8 made the false certification, rather than the police officer
9 or officer, employee or agent of the Commonwealth agency or
10 local authority, shall be guilty of the offense defined by
11 this section.

12 (3) Required to be released by order of court.

13 (4) Authorized by departmental regulation to be sold,
14 published or disclosed to any Federal, State or local
15 governmental agency or caucuses of the General Assembly for
16 the sole purpose of exercising a legitimate governmental
17 function or duty. Such records or reports shall not be
18 resold, published or disclosed by the receiving agency for
19 any commercial purpose nor without prior departmental
20 approval.

21 (5) Purchased by a person who, in compliance with the
22 Fair Credit Reporting Act (84 Stat. 1127-1136, 15 U.S.C. §
23 1601 et seq.), has filed with the department an affidavit, in
24 form acceptable to the department, certifying the intended
25 use of said record or reports.

26 * * *

27 Section 2. This act shall take effect in 60 days.