

Senate Bill 450

By: Senators Shafer of the 48th, Mullis of the 53rd, Murphy of the 27th, Seabaugh of the 28th and Moody of the 56th

A BILL TO BE ENTITLED
AN ACT

1 To amend Code Section 40-3-23 of the Official Code of Georgia Annotated, relating to the
2 issuance of certificates of title, so as to provide that persons using a motor vehicle title to
3 secure a loan can have access to motor vehicle records; to provide for related matters; to
4 provide for an effective date; to repeal conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 style="text-align:center">**SECTION 1.**

7 Code Section 40-3-23 of the Official Code of Georgia Annotated, relating to the issuance of
8 certificates of title, is amended by revising subsection (d) as follows:

9 "(d) The motor vehicle records which the commissioner or the commissioner's duly
10 authorized county tag agent is required to maintain under this Code section or any other
11 provision are exempt from the provisions of any law of this state requiring that such
12 records be open for public inspection; provided, however, that, subject to subsection (f) of
13 this Code section, the records may be disclosed for use as provided in the federal Driver's
14 Privacy Protection Act of 1994, 18 U.S.C. Chapter 123, and by the following:

15 (1) Any licensed dealer of new or used motor vehicles;

16 (2) Any tax collector, tax receiver, or tax commissioner; ~~and~~

17 (3) A person or entity authorized by the commissioner for use in providing notice to the
18 owners of towed or impounded vehicles; and

19 (4) A person or entity, licensed under Code Section 7-3-8, that is using a motor vehicle
20 title to secure a loan.

21 style="text-align:center">**SECTION 2.**

22 This Act shall become effective upon its approval by the Governor or upon its becoming law
23 without such approval.

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SECTION 3.

25 All laws and parts of laws in conflict with this Act are repealed.