

prohibit access to the individual's motor vehicle record. This legislation implemented the federal Driver's Privacy Protection Act. Senate Bill 387 and House Bill 722 of 1999 (Chapters 349 and 350 of the Acts of 1999) went a step further. Those bills changed the law to state that certain records were confidential unless the individual authorized access to the records in writing.

The protective measures taken by the General Assembly in 1997 and 1999 were appropriate. House Bill 211 swims against the tide of enhanced protection for motorist privacy. Currently, private detectives have access to certain personal information contained in MVA records. There is no need to provide enhanced access at this time.

For the above reasons, I have vetoed House Bill 211.

Sincerely,  
Parris N. Glendening  
Governor

### House Bill No. 211

AN ACT concerning

#### **Motor Vehicle Administration - Digital Photographic Images - Private Detective Agencies**

FOR the purpose of authorizing the Motor Vehicle Administration to make a digital photographic image of an individual or the actual stored data of the image, recorded by the Administration, available to certain private detective agencies; making stylistic changes; and generally relating to digital photographic images and data stored by the Motor Vehicle Administration.

BY repealing and reenacting, with amendments,  
Article - Transportation  
Section 12-111(b)  
Annotated Code of Maryland  
(1999 Replacement Volume and 2001 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

#### **Article - Transportation**

12-111.

(b) (1) Subject to § 10-616(p) of the State Government Article, and except as otherwise provided by law, all records of the Administration are public records and open to public inspection during office hours.

(2) Subject to paragraph (4) of this subsection, the Administrator may classify as confidential and not open to public inspection any record or record entry:

(i) That is over 5 years old; or