

SECOND REGULAR SESSION

# HOUSE BILL NO. 1332

## 97TH GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVE BARNES.

5349H.011

D. ADAM CRUMBLISS, Chief Clerk

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### AN ACT

To amend chapter 542, RSMo, by adding thereto one new section relating to the release of data collected by automobile event data recorders.

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*Be it enacted by the General Assembly of the state of Missouri, as follows:*

Section A. Chapter 542, RSMo, is amended by adding thereto one new section, to be known as section 542.460, to read as follows:

- 542.460. 1. For purposes of this section the term “event data recorder” shall mean a device or feature installed in a motor vehicle to record one or more of the following for a brief period of time before, during, and after an event such as a vehicle crash or collision and which has the ability to transmit such information to a central communications system:**
- (1) Vehicle speed or direction;**
  - (2) Vehicle location;**
  - (3) Vehicle steering performance;**
  - (4) Brake performance including but not limited to whether brakes were applied before a crash or collision; and**
  - (5) The driver’s seatbelt status.**
- 2. Data that is recorded on an event data recorder shall not be downloaded or otherwise retrieved by any person other than the owner of the motor vehicle at the time the data is accessed, except under one of the following circumstances:**
- (1) The owner of the motor vehicle or the owner’s agent or legal representative consents to the retrieval of the information in writing;**

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

17           (2) In response to a valid search warrant or an order of a court or other judicial or  
18 administrative authority having jurisdiction to issue the order;

19           (3) For the purpose of improving motor vehicle safety, security, or traffic  
20 management including for medical research of the human body's reaction to motor vehicle  
21 crashes, provided that the identity of the owner or driver is not disclosed in connection  
22 with the retrieved data;

23           (4) The data is retrieved by a licensed new motor vehicle dealer or an automotive  
24 technician for the purpose of diagnosing, servicing, or repairing the motor vehicle; or

25           (5) The data is retrieved for the purpose of determining the need for or facilitating  
26 emergency medical response in the event of a motor vehicle crash or collision.

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