



Legal Update

December 2015

The Driver Privacy Act of 2015

On December 4, 2015, President Obama signed into law the ***Driver Privacy Act of 2015*** which addresses privacy concerns for data collected on an event data recorder (EDR). The law states that any data collected by an EDR installed in a vehicle belongs to the owner or lessee of the vehicle.

Data recorded or transmitted by an EDR may not be accessed by a person other than an owner or a lessee unless:

1. A court or other judicial or administrative authority having jurisdiction authorizes the retrieval of the data which is subject to the standards for admission into evidence;
2. An owner or a lessee of the motor vehicle provides written, electronic, or recorded audio consent to the retrieval of the data for any purpose;
3. The data is retrieved pursuant to a federal investigation or inspection, subject to limitations on disclosing the owner's personal identifiable information;
4. The data is retrieved for the purpose of determining the need for, or facilitating, emergency medical response in response to a motor vehicle crash; or
5. The data is retrieved for traffic safety research without disclosing the owner's personal identifiable information.