

Effective 5/13/2014

41-6a-2004 Captured plate data -- Preservation and disclosure.

- (1) Captured plate data obtained for the purposes described in Section 41-6a-2003:
 - (a) in accordance with Section 63G-2-305, is a protected record under Title 63G, Chapter 2, Government Records Access and Management Act, if the captured plate data is maintained by a governmental entity;
 - (b) may not be used or shared for any purpose other than the purposes described in Section 41-6a-2003;
 - (c) may not be preserved for more than nine months by a governmental entity except pursuant to:
 - (i) a preservation request under Section 41-6a-2005;
 - (ii) a disclosure order under Subsection 41-6a-2005(2); or
 - (iii) a warrant issued under the Utah Rules of Criminal Procedure or an equivalent federal warrant; and
 - (d) may only be disclosed:
 - (i) in accordance with the disclosure requirements for a protected record under Section 63G-2-202;
 - (ii) pursuant to a disclosure order under Subsection 41-6a-2005(2); or
 - (iii) pursuant to a warrant issued under the Utah Rules of Criminal Procedure or an equivalent federal warrant.
- (2)
 - (a) A governmental entity that is authorized to use an automatic license plate reader system under this part may not sell captured plate data for any purpose.
 - (b) A governmental entity that is authorized to use an automatic license plate reader system under this part may not share captured plate data for a purpose not authorized under Subsection 41-6a-2003(2).
 - (c) Notwithstanding the provisions of this section, a governmental entity may preserve and disclose aggregate captured plate data for planning and statistical purposes if the information identifying a specific license plate is not preserved or disclosed.

Amended by Chapter 276, 2014 General Session