

From: Marisa Crawford <mcrawf@gov.sc.gov>
To: Marcia.Adams@SCDMV.net; Marcia.Adams@SCDMV.net
Date: 2/22/2005 2:19:12 PM
Subject: Re: Choicepoint

Thanks for the update. I'm sure this isn't over with yet. As those folks are notified I think it will become an issue. I'm glad you guys know where we are in the process.

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>>> <Marcia.Adams@SCDMV.net> 2/22/2005 2:01:14 PM >>>
Marisa,
Just thought that I would give you some facts in light of the article that came out in today's paper about Choicepoint. DMV sells MVR information to Choicepoint who uses this information to provide rating, underwriting, and claims data to insurers in this state. Choicepoint is entitled to this data under the Driver Privacy Protection Act. Choicepoint has signed a DPPA agreement with DMV. The agreement states that they will only use the data for the permissible purposes as outlined in the federal DPPA laws.

In addition, the state has laws governing the use of private data. Sections 30-4-160, 30-4-165, and 56-3-545 prohibit the State from releasing the driver's license photo, signature, social security number, height, weight, and race. We do not release this information to anyone except another governmental entity.

Currently, DMV provides Choicepoint with the name, date of birth, driver violation data, and the driver status. This is done online, and Choicepoint must provide DMV with a driver's license number, and then in turn, DMV provides the data back to Choicepoint. I do know that Choicepoint gets data from other sources, and I am unclear on how they match that data or "bounce" that data off of each other.

I am preparing a letter to send to Choicepoint. In the letter, I am requesting that Choicepoint provide DMV with the names of the people affected in South Carolina, the source of the data that they sold, and a listing of all Choicepoint subsidiaries that may have access to any DMV data. We would like the names of all affected persons in South Carolina because those people will probably request new driver's license numbers as a result of identity theft, and DMV would like to expedite the process.

We had begun a project to review all sale of information contracts as a preliminary step to the implementation of the portal. We will continue this project and will in the next few months be mailing letters to all sale of information customers to verify the data sold and the reasons for the sale of data. Any customers not responding within a certain time period will be denied access to the data.

We have received no press inquiries as a result of today's article. I expect that we will as soon as people begin to receive letters. Again, we have no way of knowing all sources of Choicepoint's data. We only know that we are one source, as allowed for by DPPA and state law.

If you have any questions, please let me know.

Marcia