

House Engrossed

State of Arizona
House of Representatives
Forty-sixth Legislature
First Regular Session
2003

CHAPTER 54

HOUSE BILL 2134

AN ACT

AMENDING SECTION 44-1692, ARIZONA REVISED STATUTES; RELATING TO CONSUMER REPORTING AGENCIES.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 44-1692, Arizona Revised Statutes, is amended to
3 read:

4 44-1692. Permissible use of consumer reports

5 A. Except as provided in section 44-1693, a consumer reporting agency
6 may furnish a consumer report only under the following circumstances and no
7 other:

8 1. In response to the order of a court having jurisdiction to issue
9 such an order.

10 2. In accordance with the written instructions of the consumer to whom
11 it relates.

12 3. To a person whom THAT it has reason to believe:

13 (a) Intends to use the information in connection with a credit
14 transaction involving the consumer on whom the information is to be furnished
15 and involving the extension of credit to, or review or collection of an
16 account of, the consumer.

17 (b) Intends to use the information for employment purposes.

18 (c) Intends to use the information in connection with the underwriting
19 of insurance involving the consumer.

20 (d) Intends to use the information in connection with a determination
21 of the consumer's eligibility for any license or other benefit granted by a
22 governmental instrumentality required by law to consider an applicant's
23 financial responsibility or status.

24 (e) Otherwise has a legitimate business need for the information in
25 connection with a business transaction involving the consumer.

26 4. On request by the department of economic security, its agent or
27 another agency administering a title IV-D program under the social security
28 act certifying that:

29 ~~(a) The consumer has been determined to be the legal father of a child~~
30 ~~to whom a support obligation relates. THE OBLIGOR MOTHER OR THE OBLIGOR~~
31 ~~FATHER HAS BEEN DETERMINED TO BE THE PARENT OF A CHILD TO WHOM A SUPPORT~~
32 ~~OBLIGATION RELATES.~~

33 (b) The consumer report is needed to establish an obligor's capacity
34 to make support payments or to determine the appropriate amount of the
35 payments or for the purpose of setting an original support amount or
36 modifying an existing support order.

37 (c) The consumer OBLIGOR has received at least ten days' advance
38 notice, by certified mail, at the last known address, by personal delivery
39 or by personal service that a consumer report will be requested.

40 (d) The consumer report shall be kept confidential and shall be used
41 only for the purposes described in ~~subdivisions (a) and~~ SUBDIVISION (b) of
42 this paragraph.

43 (e) The consumer report shall not be used in connection with any other
44 civil, administrative or criminal proceeding or for any other purpose.

45 B. The report furnished in subsection A OF THIS SECTION may be
46 provided by electronic or other means.

- 1 -
APPROVED BY THE GOVERNOR APRIL, 14, 2003.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 14, 2003.

Passed the House February 3, 2003

Passed the Senate April 8, 2003

by the following vote: 57 Ayes,

by the following vote: 30 Ayes,

0 Nays, 1 Not Voting
2 Vacancies

0 Nays, 0 Not Voting

Jake Flake
Speaker of the House

Kelli Blumenthal
President of the Senate

Norman L. Moore
Chief Clerk of the House

Cherwin Bellington
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this
9 day of April, 2003.

at 2:30 o'clock P M.

Sandra Ramirez
Secretary to the Governor

Approved this 14 day of

April, 2003,

at 8⁵⁵ o'clock A. M.

JT Apple
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State
this 14 day of April, 2003

at 10:55 o'clock A M.

Janice L. Brewer
Secretary of State

H.B. 2134