

THE FLORIDA SENATE
2021 SUMMARY OF LEGISLATION PASSED
Committee on Transportation

CS/HB 1315 — Public Records/Department of Highway Safety and Motor Vehicles

by Government Operations Subcommittee and Rep. LaMarca (CS/SB 1326 by Committee on Transportation and Senator Harrell)

The bill, which is contingent on HB 1313 becoming law, creates a public record exemption for the following information held by the Department of Highway Safety and Motor Vehicles (DHSMV):

- Secure login credentials held by the DHSMV; and
- Internet protocol addresses, geolocation data, and other information held by the DHSMV which describes the location, computer, computer system, or computer network from which a user accesses a public-facing portal, and the dates and times that a user accesses a public-facing portal.

The bill provides that the exemption is retroactive and applies to records held by the DHSMV before, on, or after the effective date of the exemption.

The bill provides that the public record exemption is subject to the Open Government Sunset Review Act and will repeal on October 2, 2026, unless the Legislature reviews and reenacts the exemption by that date. The bill provides a public necessity statement as required by the Florida Constitution.

If approved by the Governor, these provisions take effect on the same date that HB 1313 or similar legislation takes effect, if such legislation is adopted in the same legislative session or an extension thereof and becomes a law.

Vote: Senate 40-0; House 118-0