

By the Council for Smarter Government and Representative
Brummer

1 A bill to be entitled
2 An act relating to public records; creating s.
3 560.4045, F.S.; providing an exemption from
4 public records requirements for personal
5 identifying information contained in the
6 database for deferred presentment providers
7 maintained by the Department of Banking and
8 Finance under s. 560.404, F.S.; providing
9 exceptions; providing for future review and
10 repeal; providing findings of public necessity;
11 providing an effective date.

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13 Be It Enacted by the Legislature of the State of Florida:

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15 Section 1. Section 560.4045, Florida Statutes, is
16 created to read:
17 560.4045 Database for deferred presentment providers;
18 public records exemption.--Personal identifying information of
19 a drawer, as defined in s. 560.402(7), contained within the
20 deferred presentment provider database created pursuant to s.
21 560.404 is confidential and exempt from s. 119.07(1) and s.
22 24(a), Art. I of the State Constitution, except that the
23 deferred presentment providers and the Department of Banking
24 and Finance may access such information in the proper use and
25 maintenance of such database; however, the providers and the
26 department shall maintain the confidential and exempt status
27 of such information. This section is subject to the Open
28 Government Sunset Review Act of 1995 in accordance with s.
29 119.15, and shall stand repealed on October 2, 2006, unless
30 reviewed and saved from repeal through reenactment by the
31 Legislature.

