

By the Committee on State Administration and
 Representative Brummer

1 A bill to be entitled
 2 An act relating to a public records exemption
 3 for bank account numbers and debit, charge, and
 4 credit card numbers; amending s. 119.07, F.S.;
 5 creating an exemption from public records
 6 requirements for bank account numbers and
 7 debit, charge, and credit card numbers held by
 8 an agency; providing retroactive application of
 9 the exemption; providing for future review and
 10 repeal; providing a finding of public
 11 necessity; repealing s. 119.07(3)(z), F.S.,
 12 relating to bank account numbers and debit,
 13 charge, and credit card numbers given to an
 14 agency for the purpose of payment of a fee or
 15 debt owed to the agency; providing an effective
 16 date.

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

19
 20 Section 1. Paragraph (ee) is added to subsection (3)
 21 of section 119.07, Florida Statutes, to read:

22 119.07 Inspection, examination, and duplication of
 23 records; exemptions.--

24 (3)

25 (ee) Bank account numbers and debit, charge, and
 26 credit card numbers held by an agency are exempt from
 27 subsection (1) and s. 24(a), Art. I of the State Constitution.
 28 This exemption applies to bank account numbers and debit,
 29 charge, and credit card numbers held by an agency before, on,
 30 or after the effective date of this exemption. This paragraph
 31 is subject to the Open Government Sunset Review Act of 1995 in

1 accordance with s. 119.15, and shall stand repealed on October
2 2, 2007, unless reviewed and saved from repeal through
3 reenactment by the Legislature.

4 Section 2. The Legislature finds that it is a public
5 necessity that bank account numbers and debit, charge, and
6 credit card numbers held by an agency be exempt from public
7 disclosure because such numbers are of a sensitive, personal
8 nature and disclosure of such numbers would create the
9 opportunity for theft or fraud, thereby jeopardizing the
10 financial security of an individual. Revealing such numbers
11 could interfere with an individual's willingness to pay a
12 financial debt owed to an agency or to otherwise provide such
13 numbers to an agency for the furtherance of that agency's
14 duties and responsibilities. When people are discouraged from
15 providing or refuse to provide such numbers to an agency, the
16 effective and efficient administration of that agency's
17 programs is significantly impaired.

18 Section 3. Paragraph (z) of subsection (3) of section
19 119.07, Florida Statutes, is repealed.

20 Section 4. This act shall take effect upon becoming a
21 law.

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23 HOUSE SUMMARY

24
25 Creates an exemption from public records requirements for
26 bank account numbers and debit, charge, and credit card
27 numbers held by an agency. Provides retroactive
28 application of the exemption. Provides for future review
29 and repeal of the exemption. Provides a finding of public
30 necessity. Repeals provisions relating to bank account
31 numbers and debit, charge, and credit card numbers given
to an agency for the purpose of payment of a fee or debt
owed to the agency.