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585-04597-09

Proposed Committee Substitute by the Committee on Governmental
Oversight and Accountability

A bill to be entitled

An act relating to a review under the Open Government
Sunset Review Act regarding campaign finance reports;
amending s. 106.0706, F.S., relating to an exemption
from public-records requirements for user
identifications and passwords held by the Department
of State and information entered into the department's
electronic filing system in connection with the
electronic filing of campaign finance reports;
reorganizing the exemption and clarifying provisions;
saving the exemption from repeal under the Open
Government sunset Review Act; removing the scheduled
repeal of the exemption; providing an effective date.

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

Section 1. Section 106.0706, Florida Statutes, is amended
to read:

106.0706 Electronic filing of campaign finance reports;
public-records exemption ~~confidentiality of information and
draft reports.~~

(1) All user identifications and passwords held by the
Department of State pursuant to s. 106.0705 are confidential and
exempt from s. 119.07(1) and s. 24(a), Art. I of the State
Constitution.

(2) (a) Information entered ~~All records, reports, and files
stored~~ in the electronic filing system for purposes of



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28 generating a report pursuant to s. 106.0705 is ~~are~~ exempt from
29 s. 119.07(1) and s. 24(a), Art. I of the State Constitution.

30 (b) Information entered in the electronic filing system is
31 no longer exempt once the report is generated and ~~until such~~
32 ~~time as the report has been submitted as a~~ filed with the
33 Division of Elections ~~report. This section is subject to the~~
34 ~~Open Government Sunset Review Act in accordance with s. 119.15~~
35 ~~and shall stand repealed on October 2, 2009, unless reviewed and~~
36 ~~saved from repeal through reenactment by the Legislature.~~

37 Section 2. This act shall take effect October 1, 2009.