

By the Committee on Banking and Insurance

597-01559A-12

20121232

1 A bill to be entitled

2 An act relating to a review under the Open Government
3 Sunset Review Act; amending s. 324.242, F.S., relating
4 to a public records exemption for personal identifying
5 information and policy numbers in personal injury
6 protection and property damage liability insurance
7 policies; saving the exemption from repeal under the
8 Open Government Sunset Review Act; deleting a
9 provision providing for the repeal of the exemption;
10 providing an effective date.

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

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14 Section 1. Section 324.242, Florida Statutes, is amended to
15 read:

16 324.242 Personal injury protection and property damage
17 liability insurance policies; public records exemption.—

18 (1) The following information regarding personal injury
19 protection and property damage liability insurance policies held
20 by the department is confidential and exempt from s. 119.07(1)
21 and s. 24(a), Art. I of the State Constitution:

22 (a) Personal identifying information of an insured or
23 former insured; and

24 (b) An insurance policy number.

25 (2) Upon receipt of a written request and a copy of a crash
26 report as required under s. 316.065, s. 316.066, or s. 316.068,
27 the department shall release the policy number for a policy
28 covering a vehicle involved in a motor vehicle accident to:

29 (a) Any person involved in such accident;

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30 (b) The attorney of any person involved in such accident;
31 or

32 (c) A representative of the insurer of any person involved
33 in such accident.

34 (3) This exemption applies to personal identifying
35 information of an insured or former insured and insurance policy
36 numbers held by the department before, on, or after October 11,
37 2007 ~~the effective date of this section.~~

38 ~~(4) This section is subject to the Open Government Sunset~~
39 ~~Review Act in accordance with s. 119.15 and shall stand repealed~~
40 ~~on October 2, 2012, unless reviewed and saved from repeal~~
41 ~~through reenactment by the Legislature.~~

42 Section 2. This act shall take effect October 1, 2012.