



407984

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
03/23/2015	.	
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The Committee on Governmental Oversight and Accountability  
(Legg) recommended the following:

**Senate Amendment (with title amendment)**

Delete lines 19 - 49  
and insert:

(c) E-mail addresses collected by the Department of Highway  
Safety and Motor Vehicles pursuant to s. 319.40(3), s.  
320.95(2), or s. 322.08(8) are exempt from s. 119.07(1) and s.  
24(a), Art. I of the State Constitution. This exemption applies  
retroactively. This paragraph is subject to the Open Government  
Sunset Review Act in accordance with s. 119.15 and shall stand



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11 repealed on October 2, 2020, unless reviewed and saved from  
12 repeal through reenactment by the Legislature.

13 Section 2. The Legislature finds that it is a public  
14 necessity that customers' e-mail addresses collected and held by  
15 the Department of Highway Safety and Motor Vehicles for the  
16 purpose of conducting motor vehicle record and driver license  
17 transactions be made exempt from s. 119.07(1), Florida Statutes,  
18 and s. 24(a), Article I of the State Constitution. The federal  
19 Driver's Privacy Protection Act of 1994, 18 U.S.C. ss. 2721 et  
20 seq., as enacted and last amended in 2000, does not include e-  
21 mail addresses among the types of personal information protected  
22 from disclosure. Customer use of e-mail addresses in conducting  
23 motor vehicle and driver license record transactions  
24 electronically with the department has significantly increased  
25 since 1994 and 2000. Under current law, the e-mail addresses  
26 collected by the department are public records and can be  
27 obtained by anyone for any purpose. However, these e-mail  
28 addresses are unique to each individual and, when combined with  
29 other personal identifying information, can be used for identity  
30 theft, consumer scams, unwanted solicitations, or other invasive  
31 contacts. The public availability of personal e-mail addresses  
32 puts department customers at increased risk of these problems.  
33 This risk may be significantly limited by permitting the  
34 department to keep customer e-mail addresses confidential. The  
35 Legislature finds that the risks to consumers outweigh the  
36 state's public policy favoring open government.

37  
38 ===== T I T L E A M E N D M E N T =====

39 And the title is amended as follows:



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40           Delete line 4  
41 and insert:  
42           records requirements for e-mail addresses