



795412

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/09/2015	.	
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The Committee on Rules (Diaz de la Portilla) recommended the following:

Senate Amendment (with title amendment)

Between lines 153 and 154

insert:

Section 7. Section 663.021, Florida Statutes, is created to read:

663.021 Civil action subpoena enforcement.-

(1) Notwithstanding s. 655.059, an international representative office, international bank agency, international branch, international trust company representative office, or



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11 international administrative office established under this
12 chapter is not required to produce a book or record pertaining
13 to a deposit account, investment account, or loan of a customer
14 of the international banking corporation's offices that are
15 located outside the United States or its territories in response
16 to a subpoena if the book or record is maintained outside the
17 United States or its territories and is not in the possession,
18 custody, or control of the international banking corporation's
19 office, agency, or branch established in this state.

20 (2) This section applies only to a subpoena issued pursuant
21 to the Florida Rules of Civil Procedure, the Federal Rules of
22 Civil Procedure, or other similar law or rule of civil procedure
23 in another state. This section does not apply to a subpoena
24 issued by or on behalf of a federal, state, or local government
25 law enforcement agency, administrative or regulatory agency,
26 legislative body, or grand jury and does not limit the power of
27 the office to access all books and records in the exercise of
28 the office's regulatory and supervisory powers under the
29 financial institutions codes.

30
31 ===== T I T L E A M E N D M E N T =====

32 And the title is amended as follows:

33 Delete line 24

34 and insert:

35 by a specified date; creating s. 663.021, F.S.;

36 providing that specified entities of an international

37 banking corporation are not required in response to a

38 subpoena to produce certain books or records that are

39 maintained outside the United States or its



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40 territories and are not in the entities' possession,
41 custody, or control; specifying the applicability of
42 the section to certain types of subpoenas; providing
43 that the section does not limit certain regulatory and
44 supervisory powers of the office; reenacting ss.
45 655.960(8) and