

By the Committee on Banking and Insurance

597-02482-19

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1                                   A bill to be entitled  
 2           An act relating to a review under the Open Government  
 3           Sunset Review Act; amending s. 655.057, F.S., relating  
 4           to exemptions from public records requirements for  
 5           informal enforcement actions by the Office of  
 6           Financial Regulation and certain trade secrets held by  
 7           the office under the financial institutions codes;  
 8           removing the scheduled repeal of the exemptions;  
 9           providing an effective date.

10  
 11 Be It Enacted by the Legislature of the State of Florida:

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 13           Section 1. Subsection (14) of section 655.057, Florida  
 14           Statutes, is amended, and subsections (3) and (4) of that  
 15           section are republished, to read:

16           655.057 Records; limited restrictions upon public access.—

17           (3) Except as otherwise provided in this section and except  
 18           for those portions that are otherwise public record, after an  
 19           investigation relating to an informal enforcement action is  
 20           completed or ceases to be active, informal enforcement actions  
 21           are confidential and exempt from s. 119.07(1) and s. 24(a), Art.  
 22           I of the State Constitution to the extent that disclosure would:

23           (a) Jeopardize the integrity of another active  
 24           investigation.

25           (b) Impair the safety and soundness of the financial  
 26           institution.

27           (c) Reveal personal financial information.

28           (d) Reveal the identity of a confidential source.

29           (e) Defame or cause unwarranted damage to the good name or

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30 reputation of an individual or jeopardize the safety of an  
31 individual.

32 (f) Reveal investigative techniques or procedures.

33 (4) Except as otherwise provided in this section and except  
34 for those portions that are otherwise public record, trade  
35 secrets as defined in s. 688.002 which comply with s. 655.0591  
36 and which are held by the office in accordance with its  
37 statutory duties with respect to the financial institutions  
38 codes are confidential and exempt from s. 119.07(1) and s.  
39 24(a), Art. I of the State Constitution.

40 ~~(14) Subsections (3) and (4) are subject to the Open~~  
41 ~~Government Sunset Review Act in accordance with s. 119.15 and~~  
42 ~~are repealed on October 2, 2019, unless reviewed and saved from~~  
43 ~~repeal through reenactment by the Legislature.~~

44 Section 2. This act shall take effect October 1, 2019.