



740764

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
01/22/2020	.	
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The Committee on Infrastructure and Security (Stargel)  
recommended the following:

**Senate Amendment (with title amendment)**

Delete lines 45 - 125  
and insert:  
records held on or after the effective date of this exemption.

2. This paragraph is subject to the Open Government Sunset  
Review Act in accordance with s. 119.15 and shall stand repealed  
on October 2, 2025, unless reviewed and saved from repeal  
through reenactment by the Legislature.

(d)1. Electronic mail ~~E-mail~~ addresses and cellular



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11 telephone numbers collected by the Department of Highway Safety  
12 and Motor Vehicles or its agent tax collectors pursuant to  
13 chapter 319, chapter 320, chapter 322, chapter 324, or chapter  
14 328 s. 319.40(3), s. 320.95(2), or s. 322.08(9) are exempt from  
15 s. 119.07(1) and s. 24(a), Art. I of the State Constitution.  
16 This exemption applies to electronic mail addresses and cellular  
17 telephone numbers held before, on, or after the effective date  
18 of this exemption retroactively.

19 2. The department shall disclose such electronic mail  
20 addresses or cellular telephone numbers to its tax collector  
21 agents to send electronic communications to such electronic mail  
22 addresses or cellular telephone numbers for the purpose of  
23 providing information, including, but not limited to, the  
24 issuance of titles, registrations, disabled parking permits,  
25 driver licenses, and identification cards; renewal notices; or  
26 the tax collector's office locations, hours of operation,  
27 contact information, driving skills testing locations,  
28 appointment scheduling information, or website information.

29 3. This paragraph is subject to the Open Government Sunset  
30 Review Act in accordance with s. 119.15 and shall stand repealed  
31 on October 2, ~~2020~~ 2025, unless reviewed and saved from repeal  
32 through reenactment by the Legislature.

33 (e) ~~(d)~~1. Emergency contact information contained in a motor  
34 vehicle record is confidential and exempt from s. 119.07(1) and  
35 s. 24(a), Art. I of the State Constitution.

36 2. Without the express consent of the person to whom such  
37 emergency contact information applies, the emergency contact  
38 information contained in a motor vehicle record may be released  
39 only to law enforcement agencies for purposes of contacting



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40 those listed in the event of an emergency.

41 Section 2. (1) The Legislature finds that it is a public  
42 necessity that personal information, including highly restricted  
43 personal information, contained in any record that pertains to a  
44 vessel title or vessel registration issued by the Department of  
45 Highway Safety and Motor Vehicles be made confidential and  
46 exempt from s. 119.07(1), Florida Statutes, and s. 24(a),  
47 Article I of the State Constitution. Motorist personal  
48 information, when held by the Department of Highway Safety and  
49 Motor Vehicles in motor vehicle records, is confidential  
50 pursuant to the Driver's Privacy Protection Act of 1994, 18  
51 U.S.C. ss. 2721 et seq., and s. 119.0712(2), Florida Statutes.  
52 These restrictions on the disclosure of motorist personal  
53 information do not apply to vessel titles or vessel  
54 registrations. Because the personal information in vessel  
55 records comprises much of the same information contained in  
56 motor vehicle records, when personal information revealed in  
57 vessel records is made available to the public, the protections  
58 afforded by the Driver's Privacy Protection Act of 1994, 18  
59 U.S.C. ss. 2721 et seq., are significantly undermined, eroding  
60 the privacy and safety of motorists. Therefore, the Legislature  
61 finds that it is a public necessity to make personal information  
62 contained in such vessel records confidential and exempt from  
63 public records requirements.

64 (2) The Legislature finds that it is a public necessity  
65 that electronic mail addresses and cellular telephone numbers  
66 collected by the Department of Highway Safety and Motor Vehicles  
67 and its tax collector agents pursuant to chapter 319, chapter  
68 320, chapter 322, chapter 324, or chapter 328, Florida Statutes,



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69 be made confidential and exempt from s. 119.07(1), Florida  
70 Statutes, and section 24(a), Article I of the State  
71 Constitution. In order to communicate more effectively with  
72 motorists through enhancements in information technology,  
73 including efforts of the Motorist Modernization project, the  
74 Department of Highway Safety and Motor Vehicles seeks to  
75 increase communications with motorists through electronic mail  
76 and text messaging. If the electronic mail addresses or cellular  
77 telephone numbers of motorists are made available to the public,  
78 the impact on motorist privacy and risk of unsolicited  
79 commercial solicitation by electronic mail or text message would  
80 have an undesirable chilling effect on motorists' voluntary use  
81 of electronic portals to communicate with the department,  
82 thereby undermining the effective use of these enhancements in  
83 information technology. Therefore, the Legislature finds that it  
84 is a public necessity to make such electronic mail addresses and  
85 cellular telephone numbers

86  
87 ===== T I T L E A M E N D M E N T =====

88 And the title is amended as follows:

89 Delete line 8

90 and insert:

91 requirements for electronic mail addresses and  
92 cellular