

By the Committee on Banking and Insurance

597-02044-20

20207014\_\_

1                                   A bill to be entitled  
2           An act relating to a review under the Open Government  
3           Sunset Review Act; amending s. 560.312, F.S., relating  
4           to an exemption from public records requirements for  
5           certain payment instrument transaction information  
6           held by the Office of Financial Regulation; removing  
7           the scheduled repeal of the exemption; providing an  
8           effective date.

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

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12           Section 1. Section 560.312, Florida Statutes, is amended to  
13   read:

14           560.312 Database of payment instrument transactions;  
15   confidentiality.—

16           (1) Payment instrument transaction information held by the  
17   office pursuant to s. 560.310 which identifies a licensee,  
18   payor, payee, or conductor is confidential and exempt from s.  
19   119.07(1) and s. 24(a), Art. I of the State Constitution.

20           (2)(a) A licensee may access information that it submits to  
21   the office for inclusion in the database.

22           (b) The office, to the extent permitted by state and  
23   federal law, may enter into information-sharing agreements with  
24   the department, law enforcement agencies, and other governmental  
25   agencies and, in accordance with such agreements, may provide  
26   the department, law enforcement agencies, and other governmental  
27   agencies with access to information contained in the database  
28   for use in detecting and deterring financial crimes and workers'  
29   compensation violations, pursuant to chapter 440. Any department

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30 or agency that receives confidential information from the office  
31 under this paragraph must maintain the confidentiality of the  
32 information, unless, and only to the extent that, a court order  
33 compels production of the information to a specific party or  
34 parties.

35 (3) The office may release payment instrument transaction  
36 information in the aggregate, so long as the information  
37 released does not reveal information that identifies a licensee,  
38 payor, payee, or conductor.

39 ~~(4) This section is subject to the Open Government Sunset~~  
40 ~~Review Act in accordance with s. 119.15 and shall stand repealed~~  
41 ~~on October 2, 2020, unless reviewed and saved from repeal~~  
42 ~~through reenactment by the Legislature.~~

43 Section 2. This act shall take effect October 1, 2020.