

By the Committee on Agriculture

575-02382-21

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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. 570.077, F.S., which  
4       provides an exemption from public records requirements  
5       for criminal or civil intelligence or investigative  
6       information or any other information held by the  
7       Department of Agriculture and Consumer Services as  
8       part of an examination or investigation with another  
9       state or federal regulatory, administrative, or  
10      criminal justice agency; removing the scheduled repeal  
11      of the exemption; providing an effective date.

12  
13 Be It Enacted by the Legislature of the State of Florida:

14  
15       Section 1. Section 570.077, Florida Statutes, is amended to  
16      read:

17       570.077 Confidentiality of intelligence or investigative  
18      information.—

19       (1) Criminal or civil intelligence or investigative  
20      information or any other information held by the department as  
21      part of a joint or multiagency examination or investigation with  
22      another state or federal regulatory, administrative, or criminal  
23      justice agency which is confidential or exempt under the laws or  
24      regulations of that state or federal agency is confidential and  
25      exempt from s. 119.07(1) and s. 24(a), Art. I of the State  
26      Constitution. The department may obtain, use, and release the  
27      information in accordance with the conditions imposed by the  
28      joint or multiagency agreement.

29       (2) The department may release information that is made

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30 confidential and exempt under subsection (1):

31 (a) In the furtherance of its official duties and  
32 responsibilities.

33 (b) To another governmental agency in the furtherance of  
34 its official duties and responsibilities.

35 (3) The public records exemption provided in subsection (1)  
36 does not apply to information held by the department as part of  
37 an independent examination or investigation conducted by the  
38 department.

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40 Review Act in accordance with s. 119.15 and shall stand repealed  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, 2021, unless reviewed and saved from repeal  
42 through reenactment by the Legislature.~~

43 Section 2. This act shall take effect October 1, 2021.