

FOR CONSIDERATION By the Committee on Agriculture

575-02230-21

20217036pb

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40 ~~Review Act in accordance with s. 119.15 and shall stand repealed~~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.