

By Senator Martin

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A bill to be entitled
An act relating to release of driver license
information; amending s. 322.142, F.S.; authorizing
the Department of Highway Safety and Motor Vehicles to
provide state agencies and certain third parties with
access to certain driver license information for
specified purposes with the licensee's consent;
authorizing such third parties to use licensee images,
signatures, and data in a certain manner under certain
circumstances; prohibiting such third parties from
retaining or selling certain data and information;
requiring the deposit of certain revenues into the
Highway Safety Operating Trust Fund; providing an
effective date.

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

Section 1. Subsection (4) of section 322.142, Florida
Statutes, is amended, and subsections (5) and (6) are added to
that section, to read:

322.142 Color photographic or digital imaged licenses.—

(4) The department may maintain a film negative or print
file. The department shall maintain a record of the digital
image and signature of the licensees, together with other data
required by the department for identification and retrieval.
Reproductions from the file or digital record are exempt from
~~the provisions of~~ s. 119.07(1) and may be made and issued only:

(a) For departmental administrative purposes;

(b) For the issuance of duplicate licenses;

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(c) For the purpose of fraud prevention, identity verification, and ensuring the integrity or security of individual identities within this state, with the licensee's consent, to any of the following:

1. A state agency pursuant to an interagency agreement with the department.

2. A third party that has entered into a contract with the department to perform identity verification services for persons or entities, which services are regulated by a state agency pursuant to standards established by the department;

(d) In response to law enforcement agency requests;

(e)~~(d)~~ To the Department of Business and Professional Regulation and the Department of Health pursuant to an interagency agreement for the purpose of accessing digital images for reproduction of licenses issued by the Department of Business and Professional Regulation or the Department of Health;

(f)~~(e)~~ To the Department of State or a supervisor of elections pursuant to an interagency agreement to facilitate determinations of eligibility of voter registration applicants and registered voters in accordance with ss. 98.045 and 98.075;

(g)~~(f)~~ To the Department of Revenue pursuant to an interagency agreement for use in establishing paternity and establishing, modifying, or enforcing support obligations in Title IV-D cases;

(h)~~(g)~~ To the Department of Children and Families pursuant to an interagency agreement to conduct protective investigations under part III of chapter 39 and chapter 415;

(i)~~(h)~~ To the Department of Children and Families pursuant

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to an interagency agreement specifying the number of employees in each of that department's regions to be granted access to the records for use as verification of identity to expedite the determination of eligibility for public assistance and for use in public assistance fraud investigations;

(j)~~(i)~~ To the Agency for Health Care Administration pursuant to an interagency agreement for the purpose of authorized agencies verifying photographs in the Care Provider Background Screening Clearinghouse authorized under s. 435.12;

(k)~~(j)~~ To the Department of Financial Services pursuant to an interagency agreement to facilitate the location of owners of unclaimed property, the validation of unclaimed property claims, the identification of fraudulent or false claims, and the investigation of allegations of violations of the insurance code by licensees and unlicensed persons;

(l)~~(k)~~ To the Department of Commerce pursuant to an interagency agreement to facilitate the validation of reemployment assistance claims and the identification of fraudulent or false reemployment assistance claims;

(m)~~(l)~~ To district medical examiners pursuant to an interagency agreement for the purpose of identifying a deceased individual, determining cause of death, and notifying next of kin of any investigations, including autopsies and other laboratory examinations, authorized in s. 406.11;

(n)~~(m)~~ To the following persons for the purpose of identifying a person as part of the official work of a court:

1. A justice or judge of this state;
2. An employee of the state courts system who works in a position that is designated in writing for access by the Chief

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Justice of the Supreme Court or a chief judge of a district or circuit court, or by his or her designee; or

3. A government employee who performs functions on behalf of the state courts system in a position that is designated in writing for access by the Chief Justice or a chief judge, or by his or her designee; or

(o) ~~(n)~~ To the Agency for Health Care Administration pursuant to an interagency agreement to prevent health care fraud. If the Agency for Health Care Administration enters into an agreement with a private entity to carry out duties relating to health care fraud prevention, such contracts must ~~shall~~ include, but need not be limited to:

1. Provisions requiring internal controls and audit processes to identify access, use, and unauthorized access of information.

2. A requirement to report unauthorized access or use to the Agency for Health Care Administration within 1 business day after the discovery of the unauthorized access or use.

3. Provisions for liquidated damages for unauthorized access or use of no less than \$5,000 per occurrence.

(5) A third party performing identity verification services in accordance with subparagraph (4)(c)2. may use licensee images, signatures, and data in a manner consistent with this section if the data remains in the department's possession. The third party may not retain or sell a licensee's image, signature, or data without the consent of the licensee and may not retain Internet protocol addresses, geolocation data, or other information that describes the location, computer, computer system, or computer network from which a person or

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entity accesses identity verification services.

(6) Any revenues generated as a result of an interagency agreement entered into under subparagraph(4)(c)1. or funds due to the department under a contract entered into under subparagraph (4)(c)2. shall be deposited in the Highway Safety Operating Trust Fund.

Section 2. This act shall take effect July 1, 2026.