

1 A bill to be entitled
2 An act relating to a review under the Open Government
3 Sunset Review Act; amending ss. 319.1414, 319.25,
4 320.861, and 322.71, F.S., which provide exemptions
5 from public record requirements for information
6 received by the Department of Highway Safety and Motor
7 Vehicles as a result of an investigation or
8 examination conducted pursuant to certain provisions;
9 removing the scheduled repeal dates of the exemptions;
10 providing an effective date.

11
12 Be It Enacted by the Legislature of the State of Florida:

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14 **Section 1. Subsection (5) of section 319.1414, Florida**
15 **Statutes, is amended to read:**

16 319.1414 Department-authorized private rebuilt inspection
17 providers; investigations; examinations; proceedings; subpoenas
18 and other process; witnesses; oaths; rules.—

19 (5) Information received by the department as a result of
20 an investigation or examination conducted pursuant to this
21 section is confidential and exempt from s. 119.07(1) and s.
22 24(a), Art. I of the State Constitution until the investigation
23 or examination ceases to be active or administrative action
24 taken by the department has concluded or been made part of a
25 hearing or court proceeding. The department may release

26 information that is made confidential and exempt under this
27 subsection in furtherance of its official duties and
28 responsibilities or, if released to another governmental agency,
29 in the furtherance of that agency's official duties and
30 responsibilities. ~~This subsection is subject to the Open~~
31 ~~Government Sunset Review Act in accordance with s. 119.15 and~~
32 ~~shall stand repealed on October 2, 2026, unless reviewed and~~
33 ~~saved from repeal through reenactment by the Legislature.~~

34 **Section 2. Subsection (7) of section 319.25, Florida**
35 **Statutes, is amended to read:**

36 319.25 Cancellation of certificates; investigations;
37 examinations; proceedings; subpoenas and other process;
38 witnesses; oaths; rules.—

39 (7) Information received by the department as a result of
40 an investigation or examination conducted pursuant to this
41 section is confidential and exempt from s. 119.07(1) and s.
42 24(a), Art. I of the State Constitution until the investigation
43 or examination ceases to be active or administrative action
44 taken by the department has concluded or been made part of a
45 hearing or court proceeding. The department may release
46 information that is made confidential and exempt under this
47 subsection in furtherance of its official duties and
48 responsibilities or, if released to another governmental agency,
49 in the furtherance of that agency's official duties and
50 responsibilities. ~~This subsection is subject to the Open~~

~~Government Sunset Review Act in accordance with s. 119.15 and shall stand repealed on October 2, 2026, unless reviewed and saved from repeal through reenactment by the Legislature.~~

Section 3. Subsection (5) of section 320.861, Florida Statutes, is amended to read:

320.861 Investigations; subpoenas and other process; oaths; rules.—

(5) Information received by the department as a result of an investigation or examination conducted pursuant to this section is confidential and exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution until the investigation or examination ceases to be active or administrative action taken by the department has concluded or been made part of a hearing or court proceeding. The department may release information that is made confidential and exempt under this subsection in furtherance of its official duties and responsibilities or, if released to another governmental agency, in the furtherance of that agency's official duties and responsibilities. ~~This subsection is subject to the Open Government Sunset Review Act in accordance with s. 119.15 and shall stand repealed on October 2, 2026, unless reviewed and saved from repeal through reenactment by the Legislature.~~

Section 4. Subsection (5) of section 322.71, Florida Statutes, is amended to read:

322.71 Investigations; examinations; proceedings;

76 subpoenas and other process; witnesses; oaths; rules.—

77 (5) Information received by the department as a result of
78 an investigation or examination conducted pursuant to this
79 section is confidential and exempt from s. 119.07(1) and s.
80 24(a), Art. I of the State Constitution until the investigation
81 or examination ceases to be active or administrative action
82 taken by the department has concluded or been made part of a
83 hearing or court proceeding. The department may release
84 information that is made confidential and exempt under this
85 subsection in furtherance of its official duties and
86 responsibilities or, if released to another governmental agency,
87 in the furtherance of that agency's official duties and
88 responsibilities. ~~This subsection is subject to the Open
89 Government Sunset Review Act in accordance with s. 119.15 and
90 shall stand repealed on October 2, 2026, unless reviewed and
91 saved from repeal through reenactment by the Legislature.~~

92 **Section 5.** This act shall take effect upon becoming a law.