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HB 7075

2018 Legislature

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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 record requirements for
5 certain payment instrument transaction information
6 held by the Office of Financial Regulation; extending
7 the repeal date; providing that the Office of
8 Financial Regulation may release certain information
9 in the aggregate; providing an effective date.

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

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

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

17 (1) Payment instrument transaction information held by the
18 office pursuant to s. 560.310 which identifies a licensee,
19 payor, payee, or conductor is confidential and exempt from s.
20 119.07(1) and s. 24(a), Art. I of the State Constitution.

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

23 (b) The office, to the extent permitted by state and
24 federal law, may enter into information-sharing agreements with
25 the department, law enforcement agencies, and other governmental

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26 agencies and, in accordance with such agreements, may provide
27 the department, law enforcement agencies, and other governmental
28 agencies with access to information contained in the database
29 for use in detecting and deterring financial crimes and workers'
30 compensation violations, pursuant to chapter 440. Any department
31 or agency that receives confidential information from the office
32 under this paragraph must maintain the confidentiality of the
33 information, unless, and only to the extent that, a court order
34 compels production of the information to a specific party or
35 parties.

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

40 (4) This section is subject to the Open Government Sunset
41 Review Act in accordance with s. 119.15 and shall stand repealed
42 on October 2, 2020 ~~2018~~, unless reviewed and saved from repeal
43 through reenactment by the Legislature.

44 Section 2. This act shall take effect October 1, 2018.