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1 A bill to be entitled 2 An act relating to public records; creating s. 3 570.077, F.S.; providing an exemption from public 4 records requirements for criminal or civil 5 intelligence or investigative information or any other 6 information held by the Department of Agriculture and 7 Consumer Services as part of an examination or investigation with another state or federal 8 9 regulatory, administrative, or criminal justice 10 agency; providing exceptions to the exemption; providing applicability; providing for future 11 12 legislative review and repeal of the exemption; providing a statement of public necessity; providing a 13 14 contingent effective date. 15 16 Be It Enacted by the Legislature of the State of Florida: 17 Section 1. Section 570.077, Florida Statutes, is created 18 19 to read: 20 570.077 Confidentiality of intelligence or investigative 21 information.-2.2 Criminal or civil intelligence or investigative (1) 23 information or any other information held by the department as 24 part of a joint or multiagency examination or investigation with 25 another state or federal regulatory, administrative, or criminal 26 justice agency which is confidential or exempt under the laws or

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27 regulations of that state or federal agency is confidential and 28 exempt from s. 119.07(1) and s. 24(a), Art. I of the State 29 Constitution. The department may obtain, use, and release the 30 information in accordance with the conditions imposed by the 31 joint or multiagency agreement. The department may release information that is made 32 (2) 33 confidential and exempt under subsection (1): 34 In the furtherance of its official duties and (a) 35 responsibilities. 36 (b) To another governmental agency in the furtherance of 37 its official duties and responsibilities. 38 (3) The public records exemption provided in subsection 39 (1) does not apply to information held by the department as part of an independent examination or investigation conducted by the 40 41 department. 42 This section is subject to the Open Government Sunset (4) 43 Review Act in accordance with s. 119.15 and shall stand repealed 44 on October 2, 2021, unless reviewed and saved from repeal 45 through reenactment by the Legislature. 46 Section 2. The Legislature finds that it is a public 47 necessity that criminal or civil intelligence or investigative 48 information or any other information held by the Department of 49 Agriculture and Consumer Services as part of a joint or 50 multiagency examination or investigation with another state or 51 federal regulatory, administrative, or criminal justice agency 52 which is confidential or exempt under the laws or regulations of

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53	that state or federal agency be made confidential and exempt
54	from s. 119.07(1), Florida Statutes, and s. 24(a), Article I of
55	the State Constitution. Without the exemption, the department
56	will be unable to obtain information that could assist it in
57	pursuing violations of law under its jurisdiction. With this
58	exemption, the department should increase efficiency of
59	investigations by saving time on developing investigative leads,
60	witness data, and victim data. Furthermore, the exemption is
61	necessary to enable the department to participate in joint or
62	multiagency investigations and examinations. Without the
63	exemption, the department would continue to be excluded from
64	information due to the inability to maintain investigative
65	confidentiality. Without the sharing and coordination of
66	information, governmental agencies may be required to conduct
67	duplicative independent investigations or examinations in order
68	to meet their regulatory responsibilities. With this exemption,
68 69	
	to meet their regulatory responsibilities. With this exemption,
69	to meet their regulatory responsibilities. With this exemption, the department will strengthen relationships with other state
69 70	to meet their regulatory responsibilities. With this exemption, the department will strengthen relationships with other state and federal agencies, allowing them to become more efficient by
69 70 71	to meet their regulatory responsibilities. With this exemption, the department will strengthen relationships with other state and federal agencies, allowing them to become more efficient by sharing critical investigative data.
69 70 71 72	to meet their regulatory responsibilities. With this exemption, the department will strengthen relationships with other state and federal agencies, allowing them to become more efficient by sharing critical investigative data. Section 3. This act shall take effect upon becoming a law

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