

1 A bill to be entitled
 2 An act relating to public records; amending s.
 3 626.171, F.S.; providing a public records exemption
 4 for cellular telephone numbers and secure login
 5 credentials obtained by the Department of Financial
 6 Services through certain insurance license
 7 applications; providing applicability; providing a
 8 definition; providing for future legislative review
 9 and repeal of the exemption; providing a statement of
 10 public necessity; providing a directive to the
 11 Division of Law Revision; providing a contingent
 12 effective date.

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

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 16 Section 1. Subsection (8) is added to section 626.171,
 17 Florida Statutes, as amended by HB 989 or similar legislation,
 18 2024 Regular Session, to read:

19 626.171 Application for license as an agent, customer
 20 representative, adjuster, service representative, or reinsurance
 21 intermediary.—

22 (8)(a) Cellular telephone numbers collected by the
 23 department under subsection (2) are exempt from s. 119.07(1) and
 24 s. 24(a), Art. I of the State Constitution. This exemption
 25 applies to cellular telephone numbers held by the department

26 before, on, or after the effective date of this act.

27 (b) Secure login credentials held by the department for
28 the purpose of allowing a person to electronically file or
29 review records under this section are exempt from s. 119.07(1)
30 and s. 24(a), Art. I of the State Constitution. This exemption
31 applies to secure login credentials held by the department
32 before, on, or after the effective date of this act. As used in
33 this paragraph, the term "secure login credential" means
34 information held by the department for purposes of
35 authenticating a user's logging into a user account on a
36 computer, a computer system, a computer network, or an
37 electronic device; an online user account accessible via the
38 Internet, whether through a mobile device, a website, or any
39 other electronic means; or information used for authentication
40 or password recovery.

41 (c) This subsection is subject to the Open Government
42 Sunset Review Act in accordance with s. 119.15 and shall stand
43 repealed on October 2, 2029, unless reviewed and saved from
44 repeal through reenactment by the Legislature.

45 Section 2. The Legislature finds that it is a public
46 necessity that all cellular phone numbers and secure login
47 credentials held by the Department of Financial Services
48 relating to electronically filed applications for licenses as
49 insurance agents, customer representatives, adjusters, service
50 representatives, and reinsurance intermediaries be made exempt

51 from s. 119.07(1), Florida Statutes, and s. 24(a), Article I of
52 the State Constitution. The unintentional publication of such
53 information may subject the filer to identity theft, financial
54 harm, or other adverse impacts. Without this public records
55 exemption, the effective and efficient administration of the
56 electronic filing system, which is otherwise designed to
57 increase the ease of filing records, would be hindered. For
58 these reasons, the Legislature finds that the public records
59 exemption for all cellular phone numbers and secure login
60 credentials held by the Department of Financial Services
61 relating to electronically filed applications for licenses as
62 insurance agents, customer representatives, adjusters, service
63 representatives, and reinsurance intermediaries serves a public
64 purpose.

65 Section 3. The Division of Law Revision is directed to
66 replace the phrase "the effective date of this act" wherever it
67 occurs in this act with the date this act becomes a law.

68 Section 4. This act shall take effect on the same date
69 that HB 989 or similar legislation takes effect, if such
70 legislation is adopted in the same legislative session or an
71 extension thereof and becomes a law.