The Committee on Budget (Richter) recommended the following:

**Senate Amendment (with title amendment)**

Between lines 1083 and 1084 insert:

Section 14. Section 443.17161, Florida Statutes, is created to read:

443.17161 Authorized electronic access to employer information.—

(1) Notwithstanding any other provision of this chapter, the Agency for Workforce Innovation shall contract with one or more consumer-reporting agencies to provide users with secured electronic access to employer-provided information relating to the quarterly wages report submitted in accordance with the
state's unemployment compensation law. The access is limited to
the wage reports for the appropriate amount of time for the
purpose the information is requested.

(2) Users must obtain consent in writing or by electronic
signature from an applicant for credit, employment, or other
permitted purposes. Any written or electronic signature consent
from an applicant must be signed and must include the following:

(a) Specific notice that information concerning the
applicant's wage and employment history will be released to a
consumer-reporting agency;

(b) Notice that the release is made for the sole purpose of
reviewing the specific application for credit, employment, or
other permitted purpose made by the applicant;

(c) Notice that the files of the Agency for Workforce
Innovation or its tax collection service provider containing
information concerning wage and employment history which is
submitted by the applicant or his or her employers may be
accessed; and

(d) A listing of the parties authorized to receive the
released information.

(3) Consumer-reporting agencies and users accessing
information under this section must safeguard the
confidentiality of the information. A consumer-reporting agency
or user may use the information only to support a single
transaction for the user to satisfy its standard underwriting or
eligibility requirements or for those requirements imposed upon
the user, and to satisfy the user's obligations under applicable
state or federal laws, rules, or regulations.

(4) If a consumer-reporting agency or user violates this
section, the Agency for Workforce Innovation shall, upon 30 days
written notice to the consumer-reporting agency, terminate the
contract established between the Agency for Workforce Innovation
and the consumer-reporting agency or require the consumer-
reporting agency to terminate the contract established between
the consumer-reporting agency and the user under this section.

(5) The Agency for Workforce Innovation shall establish
minimum audit, security, net-worth, and liability-insurance
standards, technical requirements, and any other terms and
conditions considered necessary in the discretion of the state
agency to safeguard the confidentiality of the information
released under this section and to otherwise serve the public
interest. The Agency for Workforce Innovation shall also
include, in coordination with any necessary state agencies,
necessary audit procedures to ensure that these rules are
followed.

(6) In contracting with one or more consumer-reporting
agencies under this section, any revenues generated by the
contract must be used to pay the entire cost of providing access
to the information. Further, in accordance with federal
regulations, any additional revenues generated by the Agency for
Workforce Innovation or the state under this section must be
paid into the Administrative Trust Fund of the Agency for
Workforce Innovation for the administration of the unemployment
compensation system or be used as program income.

(7) The Agency for Workforce Innovation may not provide
wage and employment history information to any consumer-
reporting agency before the consumer-reporting agency or
agencies under contract with the Agency for Workforce Innovation
pay all development and other startup costs incurred by the
state in connection with the design, installation, and
administration of technological systems and procedures for the
electronic-access program.

(8) The release of any information under this section must
be for a purpose authorized by and in the manner permitted by
the United States Department of Labor and any subsequent rules
or regulations adopted by that department.

(9) As used in this section, the term:
   (a) "Consumer-reporting agency" has the same meaning as
       that set forth in the Federal Fair Credit Reporting Act, 15
       U.S.C. s. 1681a.
   (b) "Creditor" has the same meaning as that set forth in
       1692 et seq.
   (c) "User" means a creditor, employer, or other entity with
       a permissible purpose that is allowed under the Federal Fair
       Credit Reporting Act, 15 U.S.C. ss. 1681 et seq. to access the
data contained in the wage reports through a consumer-reporting
agency.

=============== T I T L E  A M E N D M E N T ===============

And the title is amended as follows:
   Delete line 58
and insert:
   rebuttable presumption; creating s. 443.17161, F.S.;
   requiring the Agency for Workforce Innovation to
   contract with one or more consumer-reporting agencies
to provide creditors, employers, and other entities
with a permissible purpose with secured electronic
access to employer-provided information relating to
the quarterly wages reports; providing conditions;
requiring consent from the applicant for credit,
employment, or other permitted purpose; prescribing
information that must be included in the written
consent; providing for confidentiality; limiting use
of the information released; providing for termination
of contracts under certain circumstances; requiring
the agency to establish minimum audit, security, net
worth, and liability insurance standards and other
requirements it considers necessary; providing that
any revenues generated from a contract with a consumer
reporting agency must be used to pay the entire cost
of providing access to the information; providing that
any additional revenues generated must be paid into
the Administrative Trust Fund of the Agency for
Workforce Innovation or used for program purposes;
providing restrictions on the release of information
under the act; defining the terms "consumer-reporting
agency," "creditor," and "user"; providing that the