

1                   A bill to be entitled  
2           An act relating to the pawn data statewide system;  
3           creating s. 539.004, F.S.; providing legislative  
4           intent; providing definitions; requiring the  
5           Department of Law Enforcement to establish, operate,  
6           and maintain a statewide system for the collection of  
7           pawn data; providing system requirements; providing  
8           procurement authority to the department to contract  
9           with a single vendor to provide pawn data collection  
10          as a service; providing contract terms; prohibiting  
11          the department from making a specified delegation;  
12          providing mandatory participation in the statewide  
13          system by specified dealers and recyclers; prohibiting  
14          certain agencies from requiring or maintaining  
15          separate contracts for pawn data collection services;  
16          prohibiting law enforcement agencies from being  
17          charged a fee for accessing pawn data through the  
18          system; establishing contract provisions for vendors;  
19          providing that all pawn data collected is the  
20          exclusive property of the state; providing an  
21          exception; providing that vendors do not acquire  
22          certain interests in the pawn data; providing for  
23          collection and storage of firearms transaction data;  
24          prohibiting specified acts; providing enforcement and  
25          penalties for violations; authorizing rulemaking;

26 providing an effective date.

27

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

29

30 **Section 1. Section 539.004, Florida Statutes, is created**  
 31 **to read:**

32 539.004 Statewide system for the collection of pawn data.—

33 (1) INTENT.—It is the intent of the Legislature to  
 34 establish a single, secure, statewide pawn data collection  
 35 system under the control of the Department of Law Enforcement  
 36 to:

37 (a) Support criminal investigations and public safety  
 38 statewide.

39 (b) Eliminate fragmented data collection and duplicative  
 40 costs to law enforcement agencies.

41 (c) Ensure statewide data ownership, continuity, and  
 42 interoperability.

43 (d) Protect sensitive transaction and firearms information  
 44 from unauthorized use or commercialization.

45 (2) DEFINITIONS.—As used in this section, the term:

46 (a) "Department" means the Department of Law Enforcement.

47 (b) "Firearms transaction data" means pawn data relating  
 48 to firearms as defined in s. 790.001.

49 (c) "Pawn data" means information related to the  
 50 transactions of secondhand dealers and secondary metals

51 recyclers, including pawn shops, which is required by chapter  
52 538 and this chapter to be reported electronically to law  
53 enforcement officials. This data includes, but is not limited  
54 to, descriptions of property, seller information, transaction  
55 dates, and any other data related to the exchange of goods.

56 (d) "Statewide system" means the centralized pawn data  
57 collection and access system established and operated by the  
58 department under this section.

59 (e) "Vendor" means a single private entity procured by the  
60 department to provide pawn data collection as a service.

61 (3) ESTABLISHMENT OF STATEWIDE SYSTEM.—

62 (a) The department shall establish, operate, and maintain  
63 a statewide system for the collection of pawn data.

64 (b) The department shall ensure that the statewide system:

65 1. Accepts electronic reports from all required reporting  
66 entities statewide.

67 2. Provides access to pawn data for law enforcement  
68 agencies in real time or near real-time.

69 3. Supports multijurisdictional investigations.

70 4. Meets state and federal security, privacy, and records  
71 management requirements.

72 (4) PROCUREMENT AUTHORITY.—

73 (a) Pursuant to chapter 287, the department shall  
74 competitively procure and contract with a single vendor to  
75 provide pawn data collection as a service on a statewide basis.

76 (b) The department may enter into a multiyear contract,  
77 which may include renewal options, performance benchmarks,  
78 transition periods, and termination provisions consistent with  
79 state procurement law.

80 (c) The department may not delegate data ownership,  
81 governance authority, or law enforcement access control to a  
82 vendor.

83 (5) MANDATORY PARTICIPATION.—

84 (a) All secondhand dealers and secondary metals recyclers  
85 required to report under chapter 538 and this chapter shall  
86 submit required data through the statewide system.

87 (b) A local or regional law enforcement agency may not  
88 require or maintain a separate contract for pawn data collection  
89 services that duplicates the statewide system.

90 (c) A law enforcement agency may not be charged a fee for  
91 accessing pawn data through the statewide system.

92 (6) CONTRACTUAL REQUIREMENTS.—A contract executed under  
93 this section must require the vendor to:

94 (a) Maintain and support integrations with commonly used  
95 point-of-sale systems and web-based reporting tools.

96 (b) Provide compliance monitoring and technical assistance  
97 to reporting businesses.

98 (c) Transmit all pawn data to the department in real time  
99 or near real-time.

100 (d) Provide full and continuous access to current and

101 historical pawn data to the department.

102 (e) Transfer all pawn data, including metadata and  
103 historical records, to the department immediately upon request  
104 or upon contract expiration or termination, without any  
105 additional cost.

106 (f) Provide a department-approved transition plan to  
107 prevent disruption of law enforcement operations.

108 (g) Comply with all state cybersecurity, public records,  
109 and data retention requirements.

110 (7) OWNERSHIP AND USE OF DATA.—

111 (a) All pawn data collected under this section is the  
112 exclusive property of this state, except firearms transaction  
113 data pursuant to subsection (8).

114 (b) A vendor acts solely as a service provider and data  
115 processor and does not acquire any ownership or proprietary  
116 interest in the pawn data.

117 (c) Pawn data may be used only for official law  
118 enforcement, regulatory, or public safety purposes authorized by  
119 general law.

120 (8) FIREARMS TRANSACTION DATA.—

121 (a) Firearms transaction data may be collected by a vendor  
122 as an agent of the department and stored or managed in  
123 compliance with s. 790.335.

124 (b) The department may authorize storage of firearms  
125 transaction data by a vendor or by a not-for-profit entity

126 designated by the department, subject to strict access and audit  
127 controls.

128 (9) PROHIBITED ACTS.—

129 (a) A vendor may not sell, license, lease, sublicense,  
130 monetize, or otherwise commercially exploit pawn data or  
131 firearms transaction data.

132 (b) A person may not knowingly misuse, disclose, or access  
133 pawn data for any purpose not authorized by general law.

134 (10) ENFORCEMENT AND PENALTIES.—

135 (a) A vendor that violates this section, or the terms of a  
136 contract entered into pursuant to subsection (4), is subject to:

137 1. A civil penalty of up to \$500,000 per violation.

138 2. Contract termination.

139 3. Disqualification from future state contracts.

140 (b) A person who knowingly and willfully violates  
141 subsection (9) commits a felony of the third degree, punishable  
142 as provided in s. 775.082 or s. 775.083.

143 (11) RULEMAKING.—The department may adopt rules to  
144 implement this section, including, but not limited to,  
145 procurement administration, system standards, access controls,  
146 data security, audits, and compliance enforcement.

147 **Section 2.** This act shall take effect July 1, 2026.