

# Hall of the House of Representatives

94th General Assembly - Regular Session, 2023

## Amendment Form

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### Subtitle of House Bill No. 1720

TO AMEND THE LAWS CONCERNING LEGAL TENDER; TO PROHIBIT THE TRACKING OF AN INDIVIDUAL THROUGH THE USE OF DIGITAL CURRENCY EXCEPT FOR LIMITED CIRCUMSTANCES; AND TO CLARIFY THE USE OF DIGITAL CURRENCY.

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### Amendment No. 1 to House Bill 1720

Amend House Bill No. 1720 as originally introduced:

Page 2, delete line 22, and substitute the following:  
"tracker.

(d)(1) The Right to Financial Privacy Act of 1978, Pub. L. No. 95-630, restricts the ability of a government authority to access or obtain the financial records of a customer of a financial institution.

(2) The Right to Financial Privacy Act of 1978, Pub. L. No. 95-630 provides exceptions for when a financial institution does not need customer consent for the disclosure, including if a legitimate law enforcement inquiry is submitted to the financial institution.

(3) To the extent the disclosure authority is restricted by a state statute that limits the ability of a financial institution to share information relating to a legitimate law enforcement inquiry, it could be determined to conflict with the Right to Financial Privacy Act of 1978, Pub. L. No. 95-630, and would be subject to challenge under federal law.

(4)(A) This chapter does not require a financial institution, or an officer, employee, or agent of a financial institution, from compliance with the Right to Financial Privacy Act of 1978, Pub. L. No. 95-630, Bank Secrecy Act, Pub. L. No. 91-508, Federal Financial Institutions Examination Council regulations, including without limitation currency transaction reports and suspicious activity reports.

(B) A financial institution, or officer, employee, or agent thereof, refusing a request for disclosure of disclosure of protected nonpublic information under this subsection in good faith, shall not be liable to any government authority."



The Amendment was read \_\_\_\_\_  
By: Representative Lundstrum  
ANS/ANS - 03-29-2023 15:41:10  
ANS397

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Chief Clerk