



535642

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
12/05/2017	.	
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The Committee on Governmental Oversight and Accountability
(Hutson) recommended the following:

Senate Amendment (with title amendment)

Delete everything after the enacting clause
and insert:

Section 1. Paragraph (c) is added to subsection (2) of
section 98.075, Florida Statutes, as amended by SB 276, 2018
Regular Session, to read:

98.075 Registration records maintenance activities;
ineligibility determinations.—

(2) DUPLICATE REGISTRATION.—



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11 (c) Information received by the department from another
12 state or the District of Columbia upon the department becoming a
13 member of a nongovernmental entity as provided in subparagraph
14 (b)1., which is confidential or exempt pursuant to the laws of
15 that state or the District of Columbia, is exempt from s.
16 119.07(1) and s. 24(a), Art. I of the State Constitution. The
17 department shall provide such information to the supervisors to
18 conduct registration list maintenance activities. This paragraph
19 is subject to the Open Government Sunset Review Act in
20 accordance with s. 119.15 and shall stand repealed on October 2,
21 2023, unless reviewed and saved from repeal through reenactment
22 by the Legislature.

23 Section 2. The Legislature finds that it is a public
24 necessity that information received by the Department of State
25 from another state or the District of Columbia pursuant to its
26 membership in a nongovernmental entity as provided in s.
27 98.075(2)(b), Florida Statutes, which is confidential or exempt
28 pursuant to the laws of that state or the District of Columbia,
29 be made exempt from s. 119.07(1), Florida Statutes, and s.
30 24(a), Article I of the State Constitution. Becoming a member of
31 a nongovernmental entity for the purpose of sharing and
32 exchanging information to verify voter registration information
33 is critical to ensuring the accuracy of the statewide voter
34 registration system. Maintaining an accurate statewide voter
35 registration system is critical to fair elections in this state.
36 Without the public records exemption, the department will be
37 unable to receive information from other states or the District
38 of Columbia which might otherwise be confidential or exempt
39 pursuant to the laws of those jurisdictions, which would impair



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40 the ability of the department and supervisors of elections to
41 maintain accurate voter rolls. As a result, the effective and
42 efficient administration of the statewide voter registration
43 system would be hindered. For these reasons, the Legislature
44 finds that it is a public necessity to maintain the exempt
45 status of such information received by the department.

46 Section 3. This act shall take effect on the same date that
47 SB 276 or similar legislation takes effect, if such legislation
48 is adopted in the same legislative session or an extension
49 thereof and becomes a law.

50
51 ===== T I T L E A M E N D M E N T =====

52 And the title is amended as follows:

53 Delete everything before the enacting clause
54 and insert:

55 A bill to be entitled
56 An act relating to public records; amending s. 98.075,
57 F.S.; providing an exemption from public records
58 requirements for certain information received by the
59 Department of State from another state or the District
60 of Columbia which is confidential or exempt pursuant
61 to the laws of that jurisdiction; providing for
62 release of such information to specified persons;
63 providing for future legislative review and repeal of
64 the exemption; providing a statement of public
65 necessity; providing a contingent effective date.