



590792

LEGISLATIVE ACTION

Senate

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House

Senator Perry moved the following:

Senate Amendment (with title amendment)

Delete everything after the enacting clause
and insert:

Section 1. Subsection (9) is added to section 119.07,
Florida Statutes, to read:

119.07 Inspection and copying of records; photographing
public records; fees; exemptions.—

(9) If an agency files an action for declaratory judgment
for a declaration that certain public records are exempt, or
confidential and exempt, from subsection (1) and s. 24(a), Art.



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I of the State Constitution, and the court determines that the records are either not exempt or not confidential and exempt, the court must assess the reasonable costs of enforcement, including reasonable attorney fees, against the responsible agency for the benefit of the named respondent.

Section 2. This act shall take effect July 1, 2020.

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

And the title is amended as follows:

Delete everything before the enacting clause
and insert:

A bill to be entitled
An act relating to public records; amending s. 119.07,
F.S.; requiring a court to assess the reasonable costs
of enforcement against an agency upon the court's
determination in an action for a declaratory judgment
that certain records are not subject to a public
records exemption; providing an effective date.