

THE FLORIDA SENATE
2026 SUMMARY OF LEGISLATION PASSED
Committee on Education Pre-K - 12

SB 7022 — Public Records/Examination and Assessment Instruments

by Education Pre-K - 12 Committee

The bill expands the public records exemption for examination and assessment instruments, including related developmental materials and workpapers, by applying the exemption to instruments held by additional records custodians, including public schools, district school boards, boards of trustees, the State Board of Education (SBE), and the Board of Governors (BOG). The current exemption is limited to Florida College System (FCS) institutions, state universities, and the Department of Education (DOE).

The bill authorizes covered custodians to disclose confidential and exempt materials to other covered custodians, and requires public schools, district school boards, FCS institutions, and state universities to provide such materials, upon request, to the DOE, the SBE, or the BOG. The bill provides that the exemption may not be construed to limit a student or parent's rights relating to student records and education records.

The bill revises the duties of the SBE and the BOG to require adoption of rules and regulations, respectively, limited to establishing retention schedules and disposal processes for exempt records, rather than adopting provisions governing access, maintenance, and destruction of exempt records.

The bill extends the scheduled repeal of the exemption from October 2, 2026, to October 2, 2031.

If approved by the Governor, or allowed to become law without the Governor's signature, these provisions take effect upon becoming law.

Vote: Senate 36-1; House 101-8