House



LEGISLATIVE ACTION

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Senate

Floor: 1/AD/2R 03/12/2020 04:32 PM

	Senator Taddeo moved the following:
1	Senate Amendment (with title amendment)
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3	Delete lines 31 - 105
4	and insert:
5	1004.098 Applicants for president of a state university; public
6	records exemption; public meetings exemption.
7	(1)(a) Any personal identifying information of an applicant
8	for president of a state university is confidential and exempt
9	from s. 119.07(1) and s. 24(a), Art. I of the State
10	Constitution.
11	(b) The personal identifying information of applicants who

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13university is no longer confidential and exempt from s.14119.07(1) and s. 24(a), Art. I of the State Constitution at15least 21 days before the date of a meeting at which an interview16will be conducted or at which final action or a vote is to be17taken on the employment of the applicants.18(2)(a) Any portion of a meeting held for the purpose of19identifying or vetting applicants for president of a state20university, including any portion of a meeting that would21disclose personal identifying information of such applicants, is22exempt from s. 286.011 and s. 24(b), Art. I of the State23Constitution.24(b) A complete recording must be made of any portion of a25meeting that is closed pursuant to paragraph (a), and any closed26portion of such meeting may not be held off the record. The27recording of the closed portion of a meeting is exempt from s.28119.07(1) and s. 24(a), Art. I of the State Constitution.29(c) The public meeting exemption provided in paragraph (a)30does not apply to:311. Any portion of a meeting held for the purpose of32establishing any compensation framework to be offered to34potential applicants for president of a state university.352. Any meeting held after a final group of applicants for36president of a state university has been established at which an37interview is conducted or at which final action or a vote is to38be taken on the	12	comprise a final group of applicants for president of a state
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38 <u>be taken on the employment of such applicants.</u> 39 <u>(3) This section is subject to the Open Government Sunset</u>	36	president of a state university has been established at which an
39 (3) This section is subject to the Open Government Sunset	37	interview is conducted or at which final action or a vote is to
	38	be taken on the employment of such applicants.
40 Review Act in accordance with s. 119.15 and shall stand repealed	39	(3) This section is subject to the Open Government Sunset
	40	Review Act in accordance with s. 119.15 and shall stand repealed



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41 42	on October 2, 2025, unless reviewed and saved from repeal
	through reenactment by the Legislature.
43	Section 2. The Legislature finds that it is a public
44	necessity that any personal identifying information of an
45	applicant for president of a state university be made
46	confidential and exempt from s. 119.07(1), Florida Statutes, and
47	s. 24(a), Art. I of the State Constitution. The Legislature also
48	finds that it is a public necessity that any portion of a
49	meeting held for the purpose of identifying or vetting
50	applicants for president of a state university, including any
51	portion of a meeting that would disclose personal identifying
52	information of such applicants, be made exempt from s. 286.011,
53	Florida Statutes, and s. 24(b), Art. I of the State
54	Constitution, and that the recording of such meeting be made
55	exempt from s. 119.07(1), Florida Statutes, and s. 24(a), Art. I
56	of the State Constitution. The task of filling the position of
57	president of a state university is often conducted by an
58	executive search committee. Many, if not most, applicants for
59	such a position are currently employed at another job at the
60	time they apply and could jeopardize their current positions if
61	it were to become known that they were seeking employment
62	elsewhere. These exemptions from public records and public
63	meeting requirements are needed to ensure that such a search
64	committee can avail itself of the most experienced and desirable
65	pool of qualified applicants from which to fill the position of
66	president of a state university. If potential applicants fear
67	the possibility of losing their current jobs as a consequence of
68	attempting to progress along their chosen career path or simply
69	seeking different and more rewarding employment, failure to have

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70	these safeguards in place could have a chilling effect on the
71	number and quality of applicants available to fill the position
72	of president of a state university.
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75	And the title is amended as follows:
76	Delete lines 6 - 14
77	and insert:
78	of a state university; specifying that personal
79	identifying information of applicants who comprise a
80	final group of applicants is no longer confidential
81	and exempt at a time certain; providing an exemption
82	from public meeting requirements for any portion of a
83	meeting held for the purpose of identifying or vetting
84	applicants for president of a state university,
85	including any portion of a meeting