



588452

LEGISLATIVE ACTION

Senate

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House

The Committee on Governmental Oversight and Accountability
(Stargel) recommended the following:

Senate Amendment (with title amendment)

Delete everything after the enacting clause
and insert:

Section 1. Paragraph (1) is added to subsection (5) of
section 119.071, Florida Statutes, to read:

119.071 General exemptions from inspection or copying of
public records.—

(5) OTHER PERSONAL INFORMATION.—

(1)1. For purposes of this paragraph, "identification and



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11 location information" means:

12 a. The home address and telephone number of a current
13 member of the Senate or House of Representatives;

14 b. The name, home address, telephone number, and place of
15 employment of the spouse or child of a current legislator;

16 c. The name and location of a school or day care facility
17 attended by the child of a current legislator.

18 2. Identification and location information held by an
19 agency is exempt from s. 119.07(1) and s. 24(a), Art. I of the
20 State Constitution if such legislator submits to an agency that
21 has custody of the identification and location information:

22 a. A written request to exempt such information from public
23 disclosure; and

24 b. A written statement that he or she has made a reasonable
25 effort to protect the identification and location information
26 from being accessible through other means available to the
27 public.

28 3. This paragraph is subject to the Open Government Sunset
29 Review Act in accordance with s. 119.15 and shall stand repealed
30 on October 2, 2026, unless reviewed and saved from repeal
31 through reenactment by the Legislature.

32 Section 2. The Legislature finds that it is a public
33 necessity that the home addresses and telephone numbers of
34 current members of the Senate and the House of Representatives;
35 the names, home addresses, telephone numbers, and places of
36 employment of the spouses and children of such legislators; and
37 the names and location of schools and day care facilities
38 attended by the children of such legislators be made exempt from
39 s. 119.07(1), Florida Statutes, and s. 24(a), Article I of the



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40 State Constitution. Members of the Legislature often have to
41 make difficult and impactful policy decisions. As a result,
42 legislators and their family members may receive threats,
43 including, but not limited to, verbal threats, harassment, and
44 intimidation, as a result of carrying out their official duties.
45 Vulnerability to such threats may discourage residents of this
46 state from seeking elected office in order to protect themselves
47 and their families. The Legislature further finds that the harm
48 that may result from the release of such personal identifying
49 and location information outweighs any public benefit that may
50 be derived from the disclosure of the information.

51 Section 3. This act shall take effect July 1, 2021.

52
53 ===== T I T L E A M E N D M E N T =====

54 And the title is amended as follows:

55 Delete everything before the enacting clause
56 and insert:

57 A bill to be entitled
58 An act relating to public records; amending s.
59 119.071, F.S.; providing an exemption from public
60 records requirements for certain identifying and
61 location information of current members of the
62 Legislature and the spouses and children of such
63 legislators; providing for future legislative review
64 and repeal of the exemption under the Open Government
65 Sunset Review Act; providing a statement of public
66 necessity; providing an effective date.