

Amendment No.

CHAMBER ACTION

Senate

House

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Representative Garrison offered the following:

Amendment (with title amendment)

Remove lines 36-106 and insert:

System institution held by a state university or a Florida
College System institution is confidential and exempt from s.
119.07(1) and s. 24(a), Art. I of the State Constitution.

(b) Notwithstanding paragraph (a), the personal
identifying information of an applicant included in the final
group of applicants for president of a state university or a
Florida College System institution is no longer confidential and
exempt from s. 119.07(1) and s. 24(a), Art. I of the State
Constitution beginning at the earlier of the date the final

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14 group of applicants to be considered for president is
15 established or 21 days before the date of a meeting at which an
16 interview of an applicant will be conducted or at which final
17 action or a vote is to be taken on the offer of the employment
18 of an applicant as president.

19 (2) (a) Any portion of a meeting held for the purpose of
20 identifying or vetting applicants for president of a state
21 university or a Florida College System institution, including
22 any portion of a meeting which would disclose personal
23 identifying information of such applicants which is otherwise
24 confidential and exempt under subsection (1), is exempt from s.
25 286.011 and s. 24(b), Art. I of the State Constitution.

26 (b) A complete recording must be made of any portion of a
27 meeting which is closed pursuant to paragraph (a), and any
28 closed portion of such meeting may not be held off the record.
29 The recording of the closed portion of a meeting is exempt from
30 s. 119.07(1) and s. 24(a), Art. I of the State Constitution.

31 (c) The public meeting exemption provided in paragraph (a)
32 does not apply to:

33 1. Any portion of a meeting held for the purpose of
34 establishing qualifications for the position or establishing any
35 compensation framework to be offered to an applicant for
36 president of a state university or a Florida College System
37 institution.

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38 2. Any meeting that is held after a final group of
39 applicants for president of a state university or a Florida
40 College System institution has been established.

41 (3) This section is subject to the Open Government Sunset
42 Review Act in accordance with s. 119.15 and shall stand repealed
43 on October 2, 2026, unless reviewed and saved from repeal
44 through reenactment by the Legislature.

45 Section 2. The Legislature finds that it is a public
46 necessity that any personal identifying information of an
47 applicant for president of a state university or a Florida
48 College System institution held by a state university or a
49 Florida College System institution be made confidential and
50 exempt from s. 119.07(1), Florida Statutes, and s. 24(a),
51 Article I of the State Constitution. The Legislature also finds
52 that it is a public necessity that any portion of a meeting held
53 for the purpose of identifying or vetting applicants for
54 president of a state university or a Florida College System
55 institution, including any portion of a meeting which would
56 disclose personal identifying information of such applicants, be
57 made exempt from s. 286.011, Florida Statutes, and s. 24(b),
58 Article I of the State Constitution, and that the recording of
59 such meeting be made exempt from s. 119.07(1), Florida Statutes,
60 and s. 24(a), Article I of the State Constitution. The task of
61 filling the position of president of a state university or a
62 Florida College System institution is often conducted by an

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63 executive search committee. Many, if not most, applicants for
 64 such a position are currently employed at another job at the
 65 time they apply and could jeopardize their current positions if
 66 it were to become known that they were seeking employment
 67 elsewhere. These exemptions from public records and public
 68 meeting requirements are needed to ensure that such a search
 69 committee can avail itself of the most experienced and desirable
 70 pool of qualified applicants from which to fill the position of
 71 president of a state university or a Florida College System
 72 institution. If potential applicants fear the possibility of
 73 losing their current jobs as a consequence of attempting to
 74 progress along their chosen career path or simply seeking
 75 different and more rewarding employment, failure to have these
 76 safeguards in place could have a chilling effect on the number
 77 and quality of applicants available to fill the position of
 78 president of a state university or a Florida College System
 79 institution.

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

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

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Remove lines 4-10 and insert:

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from public records requirements for certain personal

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identifying information of an applicant for president

87

of a state university or a Florida College System

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88 | institution; specifying when the personal identifying
89 | information of applicants is no longer confidential
90 | and exempt; providing an exemption from public

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