

By Senator Bradley

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A bill to be entitled
An act relating to public meetings; amending s.
286.011, F.S.; providing that specified entities may
meet in private with their attorneys to discuss
certain claims concerning private property rights;
specifying what may be discussed during such closed
meetings; requiring that such meetings be transcribed;
providing that such transcripts become public records
at specified times; providing an effective date.

Be It Enacted by the Legislature of the State of Florida:

Section 1. Subsection (8) of section 286.011, Florida
Statutes, is amended to read:

286.011 Public meetings and records; public inspection;
criminal and civil penalties.—

(8) Notwithstanding ~~the provisions of~~ subsection (1), any
board or commission of any state agency or authority or any
agency or authority of any county, municipal corporation, or
political subdivision, and the chief administrative or executive
officer of the governmental entity, may meet in private with the
entity's attorney during the 90-day-notice period specified in
s. 70.001(4) to discuss claims submitted in accordance with that
subsection, and may meet in private with the entity's attorney
to discuss pending litigation to which the entity is presently a
party before a court or administrative agency, provided that the
following conditions are met:

(a) The entity's attorney shall advise the entity at a
public meeting that he or she desires advice concerning the

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litigation or concerning a claim submitted in accordance with s.
70.001(4).

(b) The subject matter of the meeting must ~~shall~~ be confined to settlement negotiations or strategy sessions related to litigation expenditures or relating to a claim submitted in accordance with s. 70.001(4).

(c) The entire session must ~~shall~~ be recorded by a certified court reporter. The reporter shall record the times of commencement and termination of the session, all discussion and proceedings, the names of all persons present at any time, and the names of all persons speaking. No portion of the session may ~~shall~~ be off the record. The court reporter's notes must ~~shall~~ be fully transcribed and filed with the entity's clerk within a reasonable time after the meeting.

(d) The entity shall give reasonable public notice of the time and date of the attorney-client session and the names of persons who will be attending the session. The session must ~~shall~~ commence at an open meeting at which the persons chairing the meeting shall announce the commencement and estimated length of the attorney-client session and the names of the persons attending. At the conclusion of the attorney-client session, the meeting must ~~shall~~ be reopened, and the person chairing the meeting shall announce the termination of the session.

(e) The transcript must ~~shall~~ be made part of the public record upon conclusion of the litigation, upon settlement of a claim under s. 70.001, or upon the expiration of the statute of limitations for the claim arising under chapter 70 in the event that no litigation is filed and there is no settlement of a claim under s. 70.001.

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Section 2. This act shall take effect July 1, 2026.