

Tab 4	SB 268 by Jones (CO-INTRODUCERS) Brodeur; Public Records/Public Officers					
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The Florida Senate
COMMITTEE MEETING EXPANDED AGENDA
GOVERNMENTAL OVERSIGHT AND ACCOUNTABILITY
Senator Fine, Chair
Senator DiCeglie, Vice Chair

MEETING DATE: Tuesday, February 18, 2025
TIME: 1:45—3:45 p.m.
PLACE: *Toni Jennings Committee Room*, 110 Senate Building

MEMBERS: Senator Fine, Chair; Senator DiCeglie, Vice Chair; Senators Arrington, Brodeur, Grall, McClain, Polsky, and Rodriguez

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
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Continuation of February 11, 2025 agenda, if necessary, including:

1	SB 108 Grall (Compare H 433)	Administrative Procedures; Requiring agencies to publish a certain notice of proposed rule within a specified timeframe; deleting a provision related to the timeframe within which rules are required to be drafted and formally proposed; providing that a proposal for a lower cost regulatory alternative submitted after a notice of change is made in good faith only if the proposal contains certain statements; requiring agencies, by a specified date and in coordination with the committee, to review specified rules adopted before a specified date; requiring that regulatory plans submitted by agencies include certain schedules for rule review and certain desired updates to such plans, etc.	GO 02/11/2025 Favorable GO 02/18/2025 RC
2	SB 100 Fine (Identical H 75)	Display of Flags by Governmental Entities; Defining the term "governmental entity"; prohibiting governmental entities from erecting or displaying certain flags; requiring governmental entities to remain neutral in certain circumstances; authorizing a current or retired member of the United States Armed Forces or the National Guard to use reasonable force to prevent the desecration, destruction, or removal of the United States flag or to replace such flag to a position of prominence, etc.	GO 02/11/2025 Favorable GO 02/18/2025 CA RC
3	Presentation by the State Board of Administration regarding implementation of statutorily mandated prohibitions on investments of state funds in certain foreign investments and scrutinized companies relating to Israel, Israel, Iran, and China		

COMMITTEE MEETING EXPANDED AGENDA

Governmental Oversight and Accountability

Tuesday, February 18, 2025, 1:45—3:45 p.m.

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
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Consideration of the following new items:

4	SB 268 Jones	Public Records/Public Officers; Providing exemptions from public records requirements for the partial home addresses and telephone numbers of current public officers, their spouses, and their adult children, and the names, home addresses, telephone numbers, dates of birth of, and the names and locations of schools and day care facilities attended by, the minor children of such officers; providing for the future legislative review and repeal of the exemptions; providing for retroactive application of the exemptions; providing a statement of public necessity, etc. GO 02/18/2025 Fav/CS CA RC	Fav/CS Yeas 7 Nays 0
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5	Presentation by the Department of Management Services regarding the overview of State Agency Procurement and Contracting Practices, including Information Technology Procurements		Presented
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Other Related Meeting Documents

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Committee on Governmental Oversight and Accountability

BILL: CS/SB 268

INTRODUCER: Governmental Oversight and Accountability and Senators Jones and Brodeur

SUBJECT: Public Records/Public Officers

DATE: February 19, 2025 **REVISED:** _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	White	McVaney	GO	Fav/CS
2.	_____	_____	CA	_____
3.	_____	_____	RC	_____

Please see Section IX. for Additional Information:

COMMITTEE SUBSTITUTE - Substantial Changes

I. Summary:

CS/SB 268 exempts from public records copying and inspection requirements certain identifying and location information of certain state and local officers, along with their spouses and children. The bill exempts from public disclosure the partial home addresses and telephone numbers of a current public officer, his or her adult children, and his or her spouse; and the names, home addresses, telephone numbers, and dates of birth, of a public officer's minor children, if any, as well as the names and locations of the school or day care facility said children attend.

This exemption is subject to the Open Government Sunset Review Act and will stand repealed on October 2, 2030, unless saved by the Legislature from repeal.

The bill additionally addresses the manner in which a qualifying individual submits a request for the maintenance of the public records exemption—requiring a statement of the office held and the duration of the term.

The bill contains a statement of public necessity as required by the State Constitution. The bill creates a new public records exemption and, therefore, requires a two-thirds vote of the members present and voting for final passage.

This bill is not expected to impact state and local government revenues and expenditures.

This bill takes effect July 1, 2025.

II. Present Situation:

Access to Public Records - Generally

The State Constitution provides that the public has the right to inspect or copy records made or received in connection with official governmental business.¹ The right to inspect or copy applies to the official business of any public body, officer, or employee of the state, including all three branches of state government, local governmental entities, and any person acting on behalf of the government.²

Additional requirements and exemptions related to public records are found in various statutes and rules, depending on the branch of government involved. For instance, s. 11.0431, F.S., provides public access requirements for legislative records. Relevant exemptions are codified in s. 11.0431(2)-(3), F.S., and adopted in the rules of each house of the legislature.³ Florida Rule of Judicial Administration 2.420 governs public access to judicial branch records.⁴ Lastly, ch. 119, F.S., known as the Public Records Act, provides requirements for public records held by executive agencies.

Executive Agency Records – The Public Records Act

The Public Records Act provides that all state, county, and municipal records are open for personal inspection and copying by any person, and that providing access to public records is a duty of each agency.⁵

Section 119.011(12), F.S., defines “public records” to include:

[a]ll documents, papers, letters, maps, books, tapes, photographs, films, sound recordings, data processing software, or other material, regardless of the physical form, characteristics, or means of transmission, made or received pursuant to law or ordinance or in connections with the transaction of official business by any agency.

The Florida Supreme Court has interpreted this definition to encompass all materials made or received by an agency in connection with official business that are used to “perpetuate, communicate, or formalize knowledge of some type.”⁶

¹ FLA. CONST. art. I, s. 24(a).

² *Id.* See also, *Sarasota Citizens for Responsible Gov’t v. City of Sarasota*, 48 So. 3d 755, 762-763 (Fla. 2010).

³ See Rule 1.48, *Rules and Manual of the Florida Senate*, (2022-2024) and Rule 14.1, *Rules of the Florida House of Representatives*, Edition 2, (2022-2024).

⁴ *State v. Wooten*, 260 So. 3d 1060 (Fla. 4th DCA 2018).

⁵ Section 119.01(1), F.S. Section 119.011(2), F.S., defines “agency” as “any state, county, district, authority, or municipal officer, department, division, board, bureau, commission, or other separate unit of government created or established by law including, for the purposes of this chapter, the Commission on Ethics, the Public Service Commission, and the Office of Public Counsel, and any other public or private agency, person, partnership, corporation, or business entity acting on behalf of any public agency.”

⁶ *Shevin v. Byron, Harless, Schaffer, Reid and Assoc., Inc.*, 379 So. 2d 633, 640 (Fla. 1980).

The Florida Statutes specify conditions under which public access to public records must be provided. The Public Records Act guarantees every person's right to inspect and copy any public record at any reasonable time, under reasonable conditions, and under supervision by the custodian of the public record.⁷ A violation of the Public Records Act may result in civil or criminal liability.⁸

The Legislature may exempt public records from public access requirements by passing a general law by a two-thirds vote of both the House and the Senate.⁹ The exemption must state with specificity the public necessity justifying the exemption and must be no broader than necessary to accomplish the stated purpose of the exemption.¹⁰

General exemptions from the public records requirements are contained in the Public Records Act.¹¹ Specific exemptions often are placed in the substantive statutes relating to a particular agency or program.¹²

When creating a public records exemption, the Legislature may provide that a record is "exempt" or "confidential and exempt." There is a difference between records the Legislature has determined to be exempt from the Public Records Act and those which the Legislature has determined to be exempt from the Public Records Act *and confidential*.¹³ Records designated as "confidential and exempt" are not subject to inspection by the public and may only be released under the circumstances defined by statute.¹⁴ Records designated as "exempt" may be released at the discretion of the records custodian under certain circumstances.¹⁵

Public Records Exemptions for Specified Personnel and their Families (s. 119.071(4), F.S.)

Section 119.071(4), F.S., exempts from public record disclosure the personal information of specific government employees when held by government agencies. In paragraph (d), "home addresses" is defined as the dwelling location at which an individual resides and includes the physical address, mailing address, street address, parcel identification number, plot identification number, legal property description, neighborhood name and lot number, GPS coordinates, and any other descriptive property information that may reveal the home address. Additionally, "telephone numbers" is defined to include home telephone numbers, personal cellular telephone

⁷ Section 119.07(1)(a), F.S.

⁸ Section 119.10, F.S. Public records laws are found throughout the Florida Statutes, as are the penalties for violating those laws.

⁹ FLA. CONST. art. I, s. 24(c).

¹⁰ *Id. See, e.g., Halifax Hosp. Medical Center v. News-Journal Corp.*, 724 So. 2d 567 (Fla. 1999) (holding that a public meetings exemption was unconstitutional because the statement of public necessity did not define important terms and did not justify the breadth of the exemption); *Baker County Press, Inc. v. Baker County Medical Services, Inc.*, 870 So. 2d 189 (Fla. 1st DCA 2004) (holding that a statutory provision written to bring another party within an existing public records exemption is unconstitutional without a public necessity statement).

¹¹ *See, e.g., s. 119.071(1)(a), F.S.* (exempting from public disclosure examination questions and answer sheets of examinations administered by a governmental agency for the purpose of licensure).

¹² *See, e.g., s. 213.053(2)(a), F.S.* (exempting from public disclosure information contained in tax returns received by the Department of Revenue).

¹³ *WFTV, Inc. v. The Sch. Bd. of Seminole County*, 874 So. 2d 48, 53 (Fla. 5th DCA 2004).

¹⁴ *Id.*

¹⁵ *Williams v. City of Minneola*, 575 So. 2d 683 (Fla. 5th DCA 1991).

numbers, personal pager telephone numbers, and telephone numbers associated with personal communications devices.

Section 119.071(4)(d)2., F.S., generally exempts from public disclosure the home addresses, dates of birth, photographs, and telephone numbers of specified public employees and their spouses and children. Additionally exempted, typically, are the spouse's place of work as well as the name and location of any schools or day care facilities of the public employee's children, if any. These public employees include, but are not limited to, sworn law enforcement personnel and active or former civilian personnel employed by a law enforcement agency;¹⁶ current or former justices of the Supreme Court, district court of appeal judges, circuit court judges, and county court judges;¹⁷ current or former state attorneys;¹⁸ current or former public defenders;¹⁹ county tax collectors;²⁰ and clerks of a circuit court.²¹

Records that include exempt information about the above-specified personnel and their spouses and children (minor or adult) may be held by, among others, their employing agency, clerks of court and comptrollers, county tax collectors and property appraisers, school districts, and law enforcement agencies. County property appraisers²² and county tax collectors²³ holding exempted information need only remove the name of an individual with exempt status and the instrument number or Official Records book and page number identifying the property with the exemption status from all publicly available records. County property appraisers and county tax collectors may not remove the street address, legal description, or other information identifying real property so long as the name or personal information otherwise exempt is not associated with the property or otherwise displayed in the public records.²⁴

The personnel, their spouses or children, or their employing agency claiming an exemption under s. 119.071(4)(d)2., F.S., must affirmatively assert the right to the exemption by submitting a written and notarized request to each non-employer agency that holds the employee's or their spouse or child's information. The individual or entity asserting the exemption must provide, under oath, the statutory basis for the individual's exemption and confirm the individual's status as a party eligible for exempt status.²⁵

These exemptions under s. 119.071(4)(d)2., F.S., have retroactive application, applying to information held by an agency before, on, or after the effective date of the exemption.²⁶ Home

¹⁶ Section 119.071(4)(d)2.a., F.S. This would presumably include elected law enforcement officers such as sheriffs.

¹⁷ Section 119.071(4)(d)2.e., F.S.

¹⁸ Section 119.071(4)(d)2.f., F.S.

¹⁹ Section 119.071(4)(d)2.l., F.S.

²⁰ Section 119.071(4)(d)2.n., F.S.

²¹ Section 119.071(4)(d)2.y., F.S. Circuit court clerks' exemption from public records under this statute is set to repeal on October 2, 2029, unless saved by the Legislature.

²² See s. 192.001(3), F.S.

²³ See s. 192.001(4), F.S.

²⁴ Section 119.071(4)(d)4., F.S.

²⁵ Section 119.071(4)(d)3., F.S.

²⁶ Section 119.071(4)(d)6., F.S.

addresses, however, are no longer exempt in the Official Records if the protected party no longer resides at the dwelling²⁷ or upon his or her death.²⁸

Open Government Sunset Review Act

The provisions of s. 119.15, F.S., known as the Open Government Sunset Review Act²⁹ (the Act), prescribe a legislative review process for newly created or substantially amended³⁰ public records or open meetings exemptions, with specified exceptions.³¹ The Act requires the repeal of such exemption on October 2 of the fifth year after its creation or substantial amendment, unless the Legislature reenacts the exemption.³²

The Act provides that a public records or open meetings exemption may be created or maintained only if it serves an identifiable public purpose and is no broader than is necessary.³³ An exemption serves an identifiable purpose if the Legislature finds that the purpose of the exemption outweighs open government policy and cannot be accomplished without the exemption, and it meets one of the following purposes:

- It allows the state or its political subdivisions to effectively and efficiently administer a governmental program, and administration would be significantly impaired without the exemption;³⁴
- It protects sensitive, personal information, the release of which would be defamatory, cause unwarranted damage to the good name or reputation of the individual, or would jeopardize the individual's safety. If this public purpose is cited as the basis of an exemption, however, only personal identifying information is exempt;³⁵ or
- It protects information of a confidential nature concerning entities, such as trade or business secrets.³⁶

The Act also requires specified questions to be considered during the review process.³⁷ In examining an exemption, the Act directs the Legislature to question the purpose and necessity of reenacting the exemption.

²⁷ The protected individual must submit a notarized, written request to release the removed information. Section 119.071(4)(d)8., F.S.

²⁸ A certified copy of a death certificate or court order must be presented with a notarized request to release the information to remove the exemption. Section 119.071(4)(d)9., F.S. Note, the Clerk is also called the "county recorder." *See* s. 28.222(2), F.S.

²⁹ Section 119.15, F.S.

³⁰ An exemption is considered to be substantially amended if it is expanded to include more records or information or to include meetings as well as records. Section 119.15(4)(b), F.S.

³¹ Section 119.15(2)(a) and (b), F.S., provides that exemptions required by federal law or applicable solely to the Legislature or the State Court System are not subject to the Open Government Sunset Review Act.

³² Section 119.15(3), F.S.

³³ Section 119.15(6)(b), F.S.

³⁴ Section 119.15(6)(b)1., F.S.

³⁵ Section 119.15(6)(b)2., F.S.

³⁶ Section 119.15(6)(b)3., F.S.

³⁷ Section 119.15(6)(a), F.S. The specified questions are:

- What specific records or meetings are affected by the exemption?
- Whom does the exemption uniquely affect, as opposed to the general public?
- What is the identifiable public purpose or goal of the exemption?

If the exemption is continued and expanded, then a public necessity statement and a two-thirds vote for passage are again required.³⁸ If the exemption is continued without substantive changes or if the exemption is continued and narrowed, then a public necessity statement and a two-thirds vote for passage are *not* required. If the Legislature allows an exemption to expire, the previously exempt records will remain exempt unless otherwise provided by law.³⁹

III. Effect of Proposed Changes:

Section 1 exempts from public records disclosure requirements certain personal identifying information of specified public officers and their spouses and children. The following information will be exempt from public disclosure:

- The partial home and telephone numbers of a current public officer, his or her adult children, and his or her spouse; and
- The names, home addresses, telephone numbers, and dates of birth of a public officer's minor children, if any, and the names and locations of the schools or day care facilities the children attend.

The bill defines various terms for purposes of this exemption. The definition of “partial home addresses” is very similar to the current law definition of “home addresses” used in other public record disclosure exemptions, except that “partial home addresses,” for purposes of this new exemption, does not include the city and zip code information of the dwelling's location.

“Public officer” encompasses a person serving as the Governor, Lieutenant Governor, Chief Financial Officer, Attorney General, or Commissioner of Agriculture; as well as a state senator or representative, property appraiser, supervisor of elections, school superintendent, city or county commissioner, school board member, or mayor.

To assert the exemption, the public officer or his or her spouse, child, or employing agency must submit a written and notarized request to each custodial agency that does not employ the public officer for the office forming the basis for the exemption. The individual or entity asserting the exemption must provide, under oath, the statutory basis for the individual's exemption and confirm the individual's status as a party eligible for exempt status.⁴⁰ Additionally, this bill requires an individual who requests an exemption pursuant to this provision to provide supporting documentation—specifically, the date of the public officer's appointment or election, the date of the next election of the public office, and, if applicable, the date at which the public officer's minor children reach the age of majority. The custodian must maintain the exemption until the qualifying condition for the exemption is no longer met.

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- Can the information contained in the records or discussed in the meeting be readily obtained by alternative means? If so, how?
 - Is the record or meeting protected by another exemption?
 - Are there multiple exemptions for the same type of record or meeting that it would be appropriate to merge?

³⁸ See generally s. 119.15, F.S.

³⁹ Section 119.15(7), F.S.

⁴⁰ Section 119.071(4)(d)3., F.S.

Pursuant to s. 119.071(4)(d)6., F.S., the new exemption applies to information held by an agency before, on, or after July 1, 2025 (the effective date of the exemption).⁴¹

Consistent with s. 119.15, F.S., the new exemptions will expire on October 2, 2030, unless reviewed and saved from repeal by the Legislature.

Section 2 provides the constitutionally required public necessity statement. The public necessity statement identifies potential retribution against officers (and their families) for making necessary and impactful policy decisions as on justification for the bill. It also cites threats, harassment, and intimidation as potentially discouraging residents from seeking elective office.

Section 3 provides that the bill takes effect on July 1, 2025.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

Not applicable. The mandate restrictions do not apply because the bill does not require counties and municipalities to spend funds, reduce counties or municipalities' ability to raise revenue, or reduce the percentage of state tax shared with counties and municipalities.

B. Public Records/Open Meetings Issues:

Vote Requirement

Article I, s. 24(c) of the State Constitution requires a two-thirds vote of the members present and voting for final passage of a bill creating or expanding an exemption to the public records disclosure requirements. This bill enacts a new exemption for certain addresses, phone numbers, and other details of current public officers and their spouses and children and, thus, the bill requires a two-thirds vote to be enacted.

Public Necessity Statement

Article I, s. 24(c) of the State Constitution requires a bill creating or expanding an exemption to the public records disclosure requirements to state with specificity the public necessity justifying the exemption. Section 2 of the bill contains a statement of public necessity for the exemption which provides that public officers and their families may receive threats as a result of themselves or a family member carrying out their official duties. The threat of such harm may discourage residents from seeking elected office in order to protect themselves or their family.

Breadth of Exemption

Article I, s. 24(c) of the State Constitution requires an exemption to the public records requirements to be no broader than necessary to accomplish the stated purpose of the law.

⁴¹ See s. 119.071(4)(d)6., F.S.

The purpose of the proposed law is to protect elected officials and their spouses and children from threats, harassment, and intimidation that may result from their necessary and impactful policy decisions. This bill exempts specified public officers and their spouses and children from the public records disclosure requirements. The records exempted, to a large degree, mirror (and are even more limited than) existing exemptions for other sensitive state officers and employees in s. 119.071(4)(d), F.S. Thus, the exemption does not appear to be broader than necessary to accomplish the purpose of the law.

C. Trust Funds Restrictions:

None identified.

D. State Tax or Fee Increases:

None identified.

E. Other Constitutional Issues:

None identified.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None identified.

B. Private Sector Impact:

The private sector will be subject to the cost associated with an agency's review and redactions of exempt records in response to a public records request.

C. Government Sector Impact:

This bill may cause a minimal increase in workload on agencies holding records that contain personal identifying information of public officers as well as their spouses and children because staff responsible for complying with public record requests may require training related to the new public record exemption. Additionally, agencies may incur costs associated with redacting the exempt information prior to releasing a record. However, the workload will likely be absorbed within current resources.

VI. Technical Deficiencies:

None identified.

VII. Related Issues:

None identified.

VIII. Statutes Affected:

This bill substantially amends section 119.071 of the Florida Statutes.

IX. Additional Information:

- A. **Committee Substitute – Statement of Substantial Changes:**
(Summarizing differences between the Committee Substitute and the prior version of the bill.)

CS by Government Oversight and Accountability on February 18, 2025:

- Narrows the definition of a “public officer” to the Governor, Lieutenant Governor, Chief Financial Officer, Attorney General, or Commissioner of Agriculture; as well as a state senator or representative, property appraiser, supervisor of elections, school superintendent, city or county commissioner, school board member, or mayor;
- Provides that a current public officer’s telephone number is exempted from public records disclosure;
- Clarifies the exemptions for a public officer’s children, adult or minor, are exclusive to those children of *current* public officers;
- Requires an individual who requests an exemption pursuant to this provision to provide supporting documentation; and
- Provides for the expiration of the public records exemption once the public officer vacates their position.

- B. **Amendments:**

None.



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LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
02/18/2025	.	
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The Committee on Governmental Oversight and Accountability
(Jones) recommended the following:

Senate Amendment (with title amendment)

Delete lines 354 - 485

and insert:

(A) "Partial home addresses" means the dwelling location at which an individual resides and includes the physical address, mailing address, street address, parcel identification number, plot identification number, legal property description, neighborhood name and lot number, GPS coordinates, and any other descriptive property information that may reveal the partial



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11 home address, except for the city and zip code.

12 (B) "Public officer" means a person who holds one of the
13 following offices: Governor, Lieutenant Governor, Chief
14 Financial Officer, Attorney General, Agriculture Commissioner,
15 State Representative, State Senator, Property Appraiser,
16 Supervisor of Elections, School Superintendent, School Board
17 Member, Mayor, City Commissioner, or County Commissioner.

18 (II) The following information is exempt from s. 119.07(1)
19 and s. 24(a), Art. I of the State Constitution:

20 (A) The partial home addresses of a current public officer,
21 his or her spouse, and his or her adult child.

22 (B) The telephone numbers of a current public officer, his
23 or her spouse, and his or her adult child.

24 (C) The name, home addresses, telephone numbers, and date
25 of birth of a minor child of a current public officer and the
26 name and location of the school or day care facility attended by
27 the minor child.

28 (III) This sub-subparagraph is subject to the Open
29 Government Sunset Review Act in accordance with s. 119.15 and
30 shall stand repealed on October 2, 2030, unless reviewed and
31 saved from repeal through reenactment by the Legislature.

32 3.a. An agency that is the custodian of the information
33 specified in subparagraph 2. and that is not the employer of the
34 officer, employee, justice, judge, or other person specified in
35 subparagraph 2. must maintain the exempt status of that
36 information only if the officer, employee, justice, judge, other
37 person, or employing agency of the designated employee submits a
38 written and notarized request for maintenance of the exemption
39 to the custodial agency. The request must state under oath the



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40 statutory basis for the individual's exemption request and
41 confirm the individual's status as a party eligible for exempt
42 status.

43 b. An agency that is the custodian of information specified
44 in sub-subparagraph 2.z. and that is not the employer of the
45 public officer or other person specified in sub-subparagraph
46 2.z. must maintain the exempt status of that information only if
47 an individual who requests the maintenance of an exemption
48 pursuant to sub-subparagraph 2.z. on the basis of eligibility as
49 a current public officer, his or her spouse, or his or her
50 child, submits as part of the written and notarized request
51 required by subparagraph 3.a., the date of the public officer's
52 election or appointment to public office, the date of which that
53 office is next subject to election, and, if applicable, the date
54 on which the current public officer's child reaches the age of
55 majority. The custodian must maintain an exemption granted
56 pursuant to sub-subparagraph 2.z. until the qualifying
57 conditions for the exemption no longer apply to the person
58 subject to the exemption.

59 4.a. A county property appraiser, as defined in s.
60 192.001(3), or a county tax collector, as defined in s.
61 192.001(4), who receives a written and notarized request for
62 maintenance of the exemption pursuant to subparagraph 3. must
63 comply by removing the name of the individual with exempt status
64 and the instrument number or Official Records book and page
65 number identifying the property with the exempt status from all
66 publicly available records maintained by the property appraiser
67 or tax collector. For written requests received on or before
68 July 1, 2021, a county property appraiser or county tax



69 collector must comply with this sub-subparagraph by October 1,
70 2021. A county property appraiser or county tax collector may
71 not remove the street address, legal description, or other
72 information identifying real property within the agency's
73 records so long as a name or personal information otherwise
74 exempt from inspection and copying pursuant to this section is
75 not associated with the property or otherwise displayed in the
76 public records of the agency.

77 b. Any information restricted from public display,
78 inspection, or copying under sub-subparagraph a. must be
79 provided to the individual whose information was removed.

80 5. An officer, an employee, a justice, a judge, or other
81 person specified in subparagraph 2. may submit a written request
82 for the release of his or her exempt information to the
83 custodial agency. The written request must be notarized and must
84 specify the information to be released and the party authorized
85 to receive the information. Upon receipt of the written request,
86 the custodial agency must release the specified information to
87 the party authorized to receive such information.

88 6. The exemptions in this paragraph apply to information
89 held by an agency before, on, or after the effective date of the
90 exemption.

91 7. Information made exempt under this paragraph may be
92 disclosed pursuant to s. 28.2221 to a title insurer authorized
93 pursuant to s. 624.401 and its affiliates as defined in s.
94 624.10; a title insurance agent or title insurance agency as
95 defined in s. 626.841(1) or (2), respectively; or an attorney
96 duly admitted to practice law in this state and in good standing
97 with The Florida Bar.



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98 8. The exempt status of a home address contained in the
99 Official Records is maintained only during the period when a
100 protected party resides at the dwelling location. Upon
101 conveyance of real property after October 1, 2021, and when such
102 real property no longer constitutes a protected party's home
103 address as defined in sub-subparagraph 1.a., the protected party
104 must submit a written request to release the removed information
105 to the county recorder. The written request to release the
106 removed information must be notarized, must confirm that a
107 protected party's request for release is pursuant to a
108 conveyance of his or her dwelling location, and must specify the
109 Official Records book and page, instrument number, or clerk's
110 file number for each document containing the information to be
111 released.

112 9. Upon the death of a protected party as verified by a
113 certified copy of a death certificate or court order, any party
114 can request the county recorder to release a protected
115 decedent's removed information unless there is a related request
116 on file with the county recorder for continued removal of the
117 decedent's information or unless such removal is otherwise
118 prohibited by statute or by court order. The written request to
119 release the removed information upon the death of a protected
120 party must attach the certified copy of a death certificate or
121 court order and must be notarized, must confirm the request for
122 release is due to the death of a protected party, and must
123 specify the Official Records book and page number, instrument
124 number, or clerk's file number for each document containing the
125 information to be released. A fee may not be charged for the
126 release of any document pursuant to such request.



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127 Section 2. The Legislature finds that it is a public
128 necessity that the partial home addresses and telephone numbers
129 of current public officers, their spouses, and their adult
130 children; the names, home addresses, telephone numbers, and
131 dates of birth of the minor children of such officers; and the
132 names and locations of schools and day care facilities attended
133 by the minor children be made exempt from s. 119.07(1), Florida
134 Statutes, and s. 24(a), Article I of the State Constitution.
135 Public officers are often confronted with making difficult and
136 impactful policy decisions. As a result, public officers and
137 their families may receive threats, including, but not limited
138 to, verbal threats, harassment, and intimidation, while carrying
139 out their official duties. Vulnerability to such threats may
140 discourage residents of this state from seeking elected office
141 in order to protect themselves and their families. The
142 Legislature further finds that the harm that may result from the
143 release of such personal identifying and location information
144 outweighs any public benefit that may be derived from the
145 disclosure of the information.

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

147 And the title is amended as follows:

148 Delete lines 10 - 11

149 and insert:

150 such officers; providing methods for maintenance of an
151 exemption; providing for the

By Senator Jones

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1 A bill to be entitled
 2 An act relating to public records; amending s.
 3 119.071, F.S.; defining terms; providing exemptions
 4 from public records requirements for the partial home
 5 addresses and telephone numbers of current public
 6 officers, their spouses, and their adult children, and
 7 the names, home addresses, telephone numbers, dates of
 8 birth of, and the names and locations of schools and
 9 day care facilities attended by, the minor children of
 10 such officers; authorizing the disclosure of exempt
 11 information for a specified purpose; providing for the
 12 future legislative review and repeal of the
 13 exemptions; providing for retroactive application of
 14 the exemptions; providing a statement of public
 15 necessity; providing an effective date.
 16
 17 Be It Enacted by the Legislature of the State of Florida:
 18
 19 Section 1. Paragraph (d) of subsection (4) of section
 20 119.071, Florida Statutes, is amended to read:
 21 119.071 General exemptions from inspection or copying of
 22 public records.—
 23 (4) AGENCY PERSONNEL INFORMATION.—
 24 (d)1. For purposes of this paragraph, the term:
 25 a. "Home addresses" means the dwelling location at which an
 26 individual resides and includes the physical address, mailing
 27 address, street address, parcel identification number, plot
 28 identification number, legal property description, neighborhood
 29 name and lot number, GPS coordinates, and any other descriptive

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30 property information that may reveal the home address.
 31 b. "Judicial assistant" means a court employee assigned to
 32 the following class codes: 8140, 8150, 8310, and 8320.
 33 c. "Telephone numbers" includes home telephone numbers,
 34 personal cellular telephone numbers, personal pager telephone
 35 numbers, and telephone numbers associated with personal
 36 communications devices.
 37 2.a. The home addresses, telephone numbers, dates of birth,
 38 and photographs of active or former sworn law enforcement
 39 personnel or of active or former civilian personnel employed by
 40 a law enforcement agency, including correctional and
 41 correctional probation officers, personnel of the Department of
 42 Children and Families whose duties include the investigation of
 43 abuse, neglect, exploitation, fraud, theft, or other criminal
 44 activities, personnel of the Department of Health whose duties
 45 are to support the investigation of child abuse or neglect, and
 46 personnel of the Department of Revenue or local governments
 47 whose responsibilities include revenue collection and
 48 enforcement or child support enforcement; the names, home
 49 addresses, telephone numbers, photographs, dates of birth, and
 50 places of employment of the spouses and children of such
 51 personnel; and the names and locations of schools and day care
 52 facilities attended by the children of such personnel are exempt
 53 from s. 119.07(1) and s. 24(a), Art. I of the State
 54 Constitution.
 55 b. The home addresses, telephone numbers, dates of birth,
 56 and photographs of current or former nonsworn investigative
 57 personnel of the Department of Financial Services whose duties
 58 include the investigation of fraud, theft, workers' compensation

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59 coverage requirements and compliance, other related criminal
60 activities, or state regulatory requirement violations; the
61 names, home addresses, telephone numbers, dates of birth, and
62 places of employment of the spouses and children of such
63 personnel; and the names and locations of schools and day care
64 facilities attended by the children of such personnel are exempt
65 from s. 119.07(1) and s. 24(a), Art. I of the State
66 Constitution.

67 c. The home addresses, telephone numbers, dates of birth,
68 and photographs of current or former nonsworn investigative
69 personnel of the Office of Financial Regulation's Bureau of
70 Financial Investigations whose duties include the investigation
71 of fraud, theft, other related criminal activities, or state
72 regulatory requirement violations; the names, home addresses,
73 telephone numbers, dates of birth, and places of employment of
74 the spouses and children of such personnel; and the names and
75 locations of schools and day care facilities attended by the
76 children of such personnel are exempt from s. 119.07(1) and s.
77 24(a), Art. I of the State Constitution.

78 d. The home addresses, telephone numbers, dates of birth,
79 and photographs of current or former firefighters certified in
80 compliance with s. 633.408; the names, home addresses, telephone
81 numbers, photographs, dates of birth, and places of employment
82 of the spouses and children of such firefighters; and the names
83 and locations of schools and day care facilities attended by the
84 children of such firefighters are exempt from s. 119.07(1) and
85 s. 24(a), Art. I of the State Constitution.

86 e. The home addresses, dates of birth, and telephone
87 numbers of current or former justices of the Supreme Court,

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88 district court of appeal judges, circuit court judges, and
89 county court judges and current judicial assistants; the names,
90 home addresses, telephone numbers, dates of birth, and places of
91 employment of the spouses and children of current or former
92 justices and judges and current judicial assistants; and the
93 names and locations of schools and day care facilities attended
94 by the children of current or former justices and judges and
95 current judicial assistants are exempt from s. 119.07(1) and s.
96 24(a), Art. I of the State Constitution. This sub-subparagraph
97 is subject to the Open Government Sunset Review Act in
98 accordance with s. 119.15 and shall stand repealed on October 2,
99 2028, unless reviewed and saved from repeal through reenactment
100 by the Legislature.

101 f. The home addresses, telephone numbers, dates of birth,
102 and photographs of current or former state attorneys, assistant
103 state attorneys, statewide prosecutors, or assistant statewide
104 prosecutors; the names, home addresses, telephone numbers,
105 photographs, dates of birth, and places of employment of the
106 spouses and children of current or former state attorneys,
107 assistant state attorneys, statewide prosecutors, or assistant
108 statewide prosecutors; and the names and locations of schools
109 and day care facilities attended by the children of current or
110 former state attorneys, assistant state attorneys, statewide
111 prosecutors, or assistant statewide prosecutors are exempt from
112 s. 119.07(1) and s. 24(a), Art. I of the State Constitution.

113 g. The home addresses, dates of birth, and telephone
114 numbers of general magistrates, special magistrates, judges of
115 compensation claims, administrative law judges of the Division
116 of Administrative Hearings, and child support enforcement

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 117 hearing officers; the names, home addresses, telephone numbers,
 118 dates of birth, and places of employment of the spouses and
 119 children of general magistrates, special magistrates, judges of
 120 compensation claims, administrative law judges of the Division
 121 of Administrative Hearings, and child support enforcement
 122 hearing officers; and the names and locations of schools and day
 123 care facilities attended by the children of general magistrates,
 124 special magistrates, judges of compensation claims,
 125 administrative law judges of the Division of Administrative
 126 Hearings, and child support enforcement hearing officers are
 127 exempt from s. 119.07(1) and s. 24(a), Art. I of the State
 128 Constitution.

129 h. The home addresses, telephone numbers, dates of birth,
 130 and photographs of current or former human resource, labor
 131 relations, or employee relations directors, assistant directors,
 132 managers, or assistant managers of any local government agency
 133 or water management district whose duties include hiring and
 134 firing employees, labor contract negotiation, administration, or
 135 other personnel-related duties; the names, home addresses,
 136 telephone numbers, dates of birth, and places of employment of
 137 the spouses and children of such personnel; and the names and
 138 locations of schools and day care facilities attended by the
 139 children of such personnel are exempt from s. 119.07(1) and s.
 140 24(a), Art. I of the State Constitution.

141 i. The home addresses, telephone numbers, dates of birth,
 142 and photographs of current or former code enforcement officers;
 143 the names, home addresses, telephone numbers, dates of birth,
 144 and places of employment of the spouses and children of such
 145 personnel; and the names and locations of schools and day care

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 146 facilities attended by the children of such personnel are exempt
 147 from s. 119.07(1) and s. 24(a), Art. I of the State
 148 Constitution.

149 j. The home addresses, telephone numbers, places of
 150 employment, dates of birth, and photographs of current or former
 151 guardians ad litem, as defined in s. 39.01; the names, home
 152 addresses, telephone numbers, dates of birth, and places of
 153 employment of the spouses and children of such persons; and the
 154 names and locations of schools and day care facilities attended
 155 by the children of such persons are exempt from s. 119.07(1) and
 156 s. 24(a), Art. I of the State Constitution.

157 k. The home addresses, telephone numbers, dates of birth,
 158 and photographs of current or former juvenile probation
 159 officers, juvenile probation supervisors, detention
 160 superintendents, assistant detention superintendents, juvenile
 161 justice detention officers I and II, juvenile justice detention
 162 officer supervisors, juvenile justice residential officers,
 163 juvenile justice residential officer supervisors I and II,
 164 juvenile justice counselors, juvenile justice counselor
 165 supervisors, human services counselor administrators, senior
 166 human services counselor administrators, rehabilitation
 167 therapists, and social services counselors of the Department of
 168 Juvenile Justice; the names, home addresses, telephone numbers,
 169 dates of birth, and places of employment of spouses and children
 170 of such personnel; and the names and locations of schools and
 171 day care facilities attended by the children of such personnel
 172 are exempt from s. 119.07(1) and s. 24(a), Art. I of the State
 173 Constitution.

174 l. The home addresses, telephone numbers, dates of birth,

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175 and photographs of current or former public defenders, assistant
 176 public defenders, criminal conflict and civil regional counsel,
 177 and assistant criminal conflict and civil regional counsel; the
 178 names, home addresses, telephone numbers, dates of birth, and
 179 places of employment of the spouses and children of current or
 180 former public defenders, assistant public defenders, criminal
 181 conflict and civil regional counsel, and assistant criminal
 182 conflict and civil regional counsel; and the names and locations
 183 of schools and day care facilities attended by the children of
 184 current or former public defenders, assistant public defenders,
 185 criminal conflict and civil regional counsel, and assistant
 186 criminal conflict and civil regional counsel are exempt from s.
 187 119.07(1) and s. 24(a), Art. I of the State Constitution.

188 m. The home addresses, telephone numbers, dates of birth,
 189 and photographs of current or former investigators or inspectors
 190 of the Department of Business and Professional Regulation; the
 191 names, home addresses, telephone numbers, dates of birth, and
 192 places of employment of the spouses and children of such current
 193 or former investigators and inspectors; and the names and
 194 locations of schools and day care facilities attended by the
 195 children of such current or former investigators and inspectors
 196 are exempt from s. 119.07(1) and s. 24(a), Art. I of the State
 197 Constitution.

198 n. The home addresses, telephone numbers, and dates of
 199 birth of county tax collectors; the names, home addresses,
 200 telephone numbers, dates of birth, and places of employment of
 201 the spouses and children of such tax collectors; and the names
 202 and locations of schools and day care facilities attended by the
 203 children of such tax collectors are exempt from s. 119.07(1) and

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204 s. 24(a), Art. I of the State Constitution.

205 o. The home addresses, telephone numbers, dates of birth,
 206 and photographs of current or former personnel of the Department
 207 of Health whose duties include, or result in, the determination
 208 or adjudication of eligibility for social security disability
 209 benefits, the investigation or prosecution of complaints filed
 210 against health care practitioners, or the inspection of health
 211 care practitioners or health care facilities licensed by the
 212 Department of Health; the names, home addresses, telephone
 213 numbers, dates of birth, and places of employment of the spouses
 214 and children of such personnel; and the names and locations of
 215 schools and day care facilities attended by the children of such
 216 personnel are exempt from s. 119.07(1) and s. 24(a), Art. I of
 217 the State Constitution.

218 p. The home addresses, telephone numbers, dates of birth,
 219 and photographs of current or former impaired practitioner
 220 consultants who are retained by an agency or current or former
 221 employees of an impaired practitioner consultant whose duties
 222 result in a determination of a person's skill and safety to
 223 practice a licensed profession; the names, home addresses,
 224 telephone numbers, dates of birth, and places of employment of
 225 the spouses and children of such consultants or their employees;
 226 and the names and locations of schools and day care facilities
 227 attended by the children of such consultants or employees are
 228 exempt from s. 119.07(1) and s. 24(a), Art. I of the State
 229 Constitution.

230 q. The home addresses, telephone numbers, dates of birth,
 231 and photographs of current or former emergency medical
 232 technicians or paramedics certified under chapter 401; the

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233 names, home addresses, telephone numbers, dates of birth, and
 234 places of employment of the spouses and children of such
 235 emergency medical technicians or paramedics; and the names and
 236 locations of schools and day care facilities attended by the
 237 children of such emergency medical technicians or paramedics are
 238 exempt from s. 119.07(1) and s. 24(a), Art. I of the State
 239 Constitution.

240 r. The home addresses, telephone numbers, dates of birth,
 241 and photographs of current or former personnel employed in an
 242 agency's office of inspector general or internal audit
 243 department whose duties include auditing or investigating waste,
 244 fraud, abuse, theft, exploitation, or other activities that
 245 could lead to criminal prosecution or administrative discipline;
 246 the names, home addresses, telephone numbers, dates of birth,
 247 and places of employment of spouses and children of such
 248 personnel; and the names and locations of schools and day care
 249 facilities attended by the children of such personnel are exempt
 250 from s. 119.07(1) and s. 24(a), Art. I of the State
 251 Constitution.

252 s. The home addresses, telephone numbers, dates of birth,
 253 and photographs of current or former directors, managers,
 254 supervisors, nurses, and clinical employees of an addiction
 255 treatment facility; the home addresses, telephone numbers,
 256 photographs, dates of birth, and places of employment of the
 257 spouses and children of such personnel; and the names and
 258 locations of schools and day care facilities attended by the
 259 children of such personnel are exempt from s. 119.07(1) and s.
 260 24(a), Art. I of the State Constitution. For purposes of this
 261 sub-subparagraph, the term "addiction treatment facility" means

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262 a county government, or agency thereof, that is licensed
 263 pursuant to s. 397.401 and provides substance abuse prevention,
 264 intervention, or clinical treatment, including any licensed
 265 service component described in s. 397.311(27).

266 t. The home addresses, telephone numbers, dates of birth,
 267 and photographs of current or former directors, managers,
 268 supervisors, and clinical employees of a child advocacy center
 269 that meets the standards of s. 39.3035(2) and fulfills the
 270 screening requirement of s. 39.3035(3), and the members of a
 271 Child Protection Team as described in s. 39.303 whose duties
 272 include supporting the investigation of child abuse or sexual
 273 abuse, child abandonment, child neglect, and child exploitation
 274 or to provide services as part of a multidisciplinary case
 275 review team; the names, home addresses, telephone numbers,
 276 photographs, dates of birth, and places of employment of the
 277 spouses and children of such personnel and members; and the
 278 names and locations of schools and day care facilities attended
 279 by the children of such personnel and members are exempt from s.
 280 119.07(1) and s. 24(a), Art. I of the State Constitution.

281 u. The home addresses, telephone numbers, places of
 282 employment, dates of birth, and photographs of current or former
 283 staff and domestic violence advocates, as defined in s.
 284 90.5036(1)(b), of domestic violence centers certified by the
 285 Department of Children and Families under chapter 39; the names,
 286 home addresses, telephone numbers, places of employment, dates
 287 of birth, and photographs of the spouses and children of such
 288 personnel; and the names and locations of schools and day care
 289 facilities attended by the children of such personnel are exempt
 290 from s. 119.07(1) and s. 24(a), Art. I of the State

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291 Constitution.

292 v. The home addresses, telephone numbers, dates of birth,

293 and photographs of current or former inspectors or investigators

294 of the Department of Agriculture and Consumer Services; the

295 names, home addresses, telephone numbers, dates of birth, and

296 places of employment of the spouses and children of current or

297 former inspectors or investigators; and the names and locations

298 of schools and day care facilities attended by the children of

299 current or former inspectors or investigators are exempt from s.

300 119.07(1) and s. 24(a), Art. I of the State Constitution. This

301 sub-subparagraph is subject to the Open Government Sunset Review

302 Act in accordance with s. 119.15 and shall stand repealed on

303 October 2, 2028, unless reviewed and saved from repeal through

304 reenactment by the Legislature.

305 w. The home addresses, telephone numbers, dates of birth,

306 and photographs of current county attorneys, assistant county

307 attorneys, deputy county attorneys, city attorneys, assistant

308 city attorneys, and deputy city attorneys; the names, home

309 addresses, telephone numbers, photographs, dates of birth, and

310 places of employment of the spouses and children of current

311 county attorneys, assistant county attorneys, deputy county

312 attorneys, city attorneys, assistant city attorneys, and deputy

313 city attorneys; and the names and locations of schools and day

314 care facilities attended by the children of current county

315 attorneys, assistant county attorneys, deputy county attorneys,

316 city attorneys, assistant city attorneys, and deputy city

317 attorneys are exempt from s. 119.07(1) and s. 24(a), Art. I of

318 the State Constitution. This exemption does not apply to a

319 county attorney, assistant county attorney, deputy county

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320 attorney, city attorney, assistant city attorney, or deputy city

321 attorney who qualifies as a candidate for election to public

322 office. This sub-subparagraph is subject to the Open Government

323 Sunset Review Act in accordance with s. 119.15 and shall stand

324 repealed on October 2, 2029, unless reviewed and saved from

325 repeal through reenactment by the Legislature.

326 x. The home addresses, telephone numbers, dates of birth,

327 and photographs of current or former commissioners of the

328 Florida Gaming Control Commission; the names, home addresses,

329 telephone numbers, dates of birth, photographs, and places of

330 employment of the spouses and children of such current or former

331 commissioners; and the names and locations of schools and day

332 care facilities attended by the children of such current or

333 former commissioners are exempt from s. 119.07(1) and s. 24(a),

334 Art. I of the State Constitution. This sub-subparagraph is

335 subject to the Open Government Sunset Review Act in accordance

336 with s. 119.15 and shall stand repealed on October 2, 2029,

337 unless reviewed and saved from repeal through reenactment by the

338 Legislature.

339 y. The home addresses, telephone numbers, dates of birth,

340 and photographs of current clerks of the circuit court, deputy

341 clerks of the circuit court, and clerk of the circuit court

342 personnel; the names, home addresses, telephone numbers, dates

343 of birth, and places of employment of the spouses and children

344 of current clerks of the circuit court, deputy clerks of the

345 circuit court, and clerk of the circuit court personnel; and the

346 names and locations of schools and day care facilities attended

347 by the children of current clerks of the circuit court, deputy

348 clerks of the circuit court, and clerk of the circuit court

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349 personnel are exempt from s. 119.07(1) and s. 24(a), Art. I of
 350 the State Constitution. This sub-subparagraph is subject to the
 351 Open Government Sunset Review Act in accordance with s. 119.15
 352 and shall stand repealed on October 2, 2029, unless reviewed and
 353 saved from repeal through reenactment by the Legislature.

354 z.(I) As used in this sub-subparagraph, the term:

355 (A) "Partial home addresses" means the dwelling location at
 356 which an individual resides and includes the physical address,
 357 mailing address, or street address, except for the city and zip
 358 code of such dwelling; parcel identification number; plot
 359 identification number; legal property description; neighborhood
 360 name and lot number; GPS coordinates; and any other descriptive
 361 property information that may reveal the home address.

362 (B) "Public officer" means a person elected to state or
 363 local office.

364 (II) (A) The partial home addresses of a current public
 365 officer and his or her spouse are exempt from s. 119.07(1) and
 366 s. 24(a), Art. I of the State Constitution.

367 (B) The telephone numbers of a spouse of a current public
 368 officer are exempt from s. 119.07(1) and s. 24(a), Art. I of the
 369 State Constitution.

370 (III) (A) If a public officer has a minor child, the child's
 371 name, home addresses, telephone numbers, and date of birth and
 372 the name and location of the school or day care facility
 373 attended by the child are exempt from s. 119.07(1) and s. 24(a),
 374 Art. I of the State Constitution.

375 (B) Upon a public officer's minor child reaching the age of
 376 majority, only the child's partial home addresses and telephone
 377 numbers are exempt from s. 119.07(1) and s. 24(a), Art. I of the

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378 State Constitution.

379 (IV) Information made exempt by this sub-subparagraph may
 380 be disclosed to another agency or governmental entity if
 381 disclosure of such information is necessary for the receiving
 382 agency or governmental entity to perform its duties and
 383 responsibilities.

384 (V) This sub-subparagraph is subject to the Open Government
 385 Sunset Review Act in accordance with s. 119.15 and shall stand
 386 repealed on October 2, 2030, unless reviewed and saved from
 387 repeal through reenactment by the Legislature.

388 3. An agency that is the custodian of the information
 389 specified in subparagraph 2. and that is not the employer of the
 390 officer, employee, justice, judge, or other person specified in
 391 subparagraph 2. must maintain the exempt status of that
 392 information only if the officer, employee, justice, judge, other
 393 person, or employing agency of the designated employee submits a
 394 written and notarized request for maintenance of the exemption
 395 to the custodial agency. The request must state under oath the
 396 statutory basis for the individual's exemption request and
 397 confirm the individual's status as a party eligible for exempt
 398 status.

399 4.a. A county property appraiser, as defined in s.
 400 192.001(3), or a county tax collector, as defined in s.
 401 192.001(4), who receives a written and notarized request for
 402 maintenance of the exemption pursuant to subparagraph 3. must
 403 comply by removing the name of the individual with exempt status
 404 and the instrument number or Official Records book and page
 405 number identifying the property with the exempt status from all
 406 publicly available records maintained by the property appraiser

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407 or tax collector. For written requests received on or before
 408 July 1, 2021, a county property appraiser or county tax
 409 collector must comply with this sub-subparagraph by October 1,
 410 2021. A county property appraiser or county tax collector may
 411 not remove the street address, legal description, or other
 412 information identifying real property within the agency's
 413 records so long as a name or personal information otherwise
 414 exempt from inspection and copying pursuant to this section is
 415 not associated with the property or otherwise displayed in the
 416 public records of the agency.

417 b. Any information restricted from public display,
 418 inspection, or copying under sub-subparagraph a. must be
 419 provided to the individual whose information was removed.

420 5. An officer, an employee, a justice, a judge, or other
 421 person specified in subparagraph 2. may submit a written request
 422 for the release of his or her exempt information to the
 423 custodial agency. The written request must be notarized and must
 424 specify the information to be released and the party authorized
 425 to receive the information. Upon receipt of the written request,
 426 the custodial agency must release the specified information to
 427 the party authorized to receive such information.

428 6. The exemptions in this paragraph apply to information
 429 held by an agency before, on, or after the effective date of the
 430 exemption.

431 7. Information made exempt under this paragraph may be
 432 disclosed pursuant to s. 28.2221 to a title insurer authorized
 433 pursuant to s. 624.401 and its affiliates as defined in s.
 434 624.10; a title insurance agent or title insurance agency as
 435 defined in s. 626.841(1) or (2), respectively; or an attorney

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436 duly admitted to practice law in this state and in good standing
 437 with The Florida Bar.

438 8. The exempt status of a home address contained in the
 439 Official Records is maintained only during the period when a
 440 protected party resides at the dwelling location. Upon
 441 conveyance of real property after October 1, 2021, and when such
 442 real property no longer constitutes a protected party's home
 443 address as defined in sub-subparagraph 1.a., the protected party
 444 must submit a written request to release the removed information
 445 to the county recorder. The written request to release the
 446 removed information must be notarized, must confirm that a
 447 protected party's request for release is pursuant to a
 448 conveyance of his or her dwelling location, and must specify the
 449 Official Records book and page, instrument number, or clerk's
 450 file number for each document containing the information to be
 451 released.

452 9. Upon the death of a protected party as verified by a
 453 certified copy of a death certificate or court order, any party
 454 can request the county recorder to release a protected
 455 decedent's removed information unless there is a related request
 456 on file with the county recorder for continued removal of the
 457 decedent's information or unless such removal is otherwise
 458 prohibited by statute or by court order. The written request to
 459 release the removed information upon the death of a protected
 460 party must attach the certified copy of a death certificate or
 461 court order and must be notarized, must confirm the request for
 462 release is due to the death of a protected party, and must
 463 specify the Official Records book and page number, instrument
 464 number, or clerk's file number for each document containing the

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465 information to be released. A fee may not be charged for the
466 release of any document pursuant to such request.

467 Section 2. The Legislature finds that it is a public
468 necessity that the partial home addresses of public officers;
469 the partial home addresses and telephone numbers of the spouses
470 and adult children of such officers; the names, home addresses,
471 telephone numbers, and dates of birth of the minor children of
472 such officers; and the names and locations of schools and day
473 care facilities attended by the minor children be made exempt
474 from s. 119.07(1), Florida Statutes, and s. 24(a), Article I of
475 the State Constitution. Public officers are often confronted
476 with making difficult and impactful policy decisions. As a
477 result, public officers and their families may receive threats,
478 including, but not limited to, verbal threats, harassment, and
479 intimidation, as a result of carrying out their official duties.
480 Vulnerability to such threats may discourage residents of this
481 state from seeking elected office in order to protect themselves
482 and their families. The Legislature further finds that the harm
483 that may result from the release of such personal identifying
484 and location information outweighs any public benefit that may
485 be derived from the disclosure of the information.

486 Section 3. This act shall take effect July 1, 2025.



Division of State Purchasing

Governmental Oversight and Accountability

Brandon Spencer

Director of State Purchasing and Chief Procurement Officer



Our Mission

**Department of
Management
Services**

We Serve Those Who Serve Florida

**Division of
State
Purchasing**

**To equip and empower our customers
to provide goods and services for the
State of Florida**



How We Accomplish Our Mission

- Two Procurement Bureaus – Goods and Services and IT and Special Projects
 - Competitively Procure State Term Contracts
 - Adopt Alternate Contract Sources
- Contract Management Bureau
 - Manage 960 Vendor Contracts
 - Assist Customers with obtaining best value
- Governance and Professional Development Bureau
 - Maintain Rule, Policy, and Procedure related to Procurement and Contract Management
 - Train and Certify Procurement and Contract Management Professionals
- MyFloridaMarketPlace Bureau
 - Maintain the state's Enterprise eProcurement System (MFMP)
 - Train and Support Agency and Vendor Partners



Procurement/Contracting Options



Competitive Procurement

Section 287.057, F.S., requires a competitive procurement for commodities and contractual services in excess of \$35,000.

Invitation to Bid (ITB)

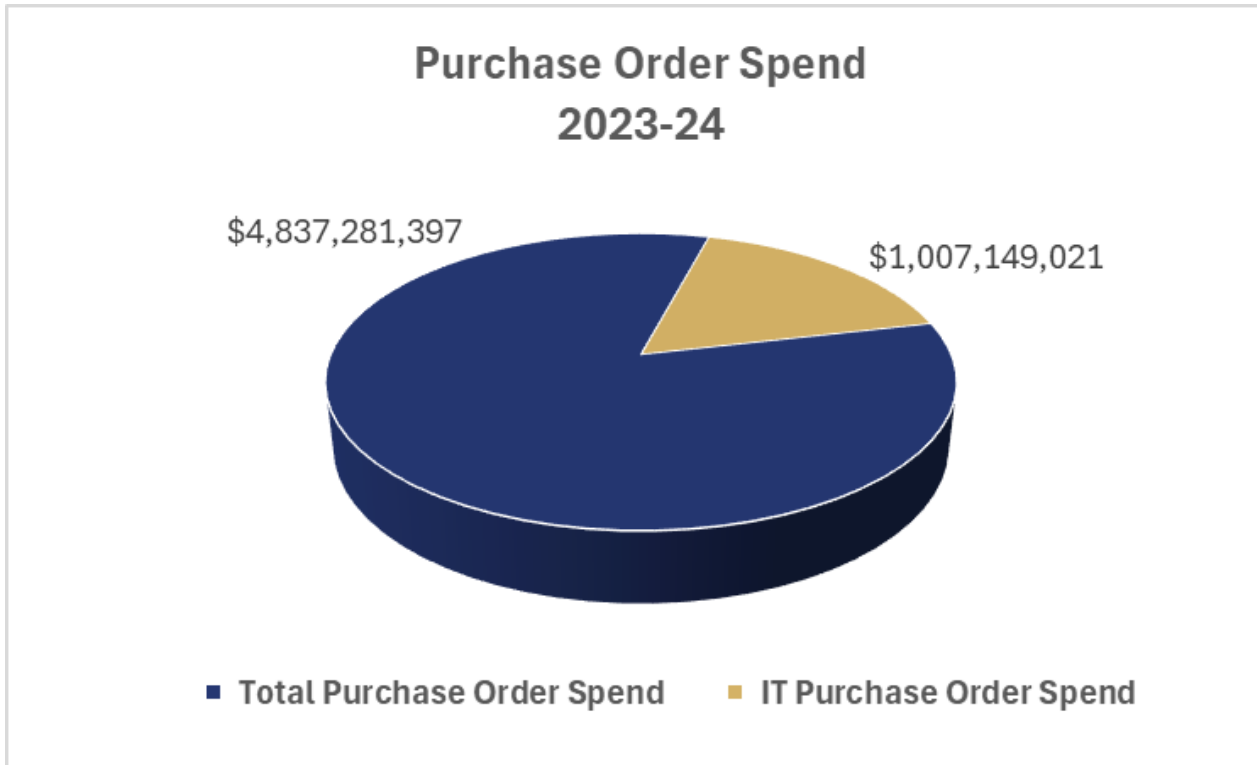
- Specifically defined scope.
- Award based only on price.
- 753 ITBs (FY 23-24)

Request for Proposals (RFP)

- Defined scope.
- Award based on price and other criteria.
- 196 RFPs (FY 23-24)

Invitation to Negotiate (ITN)

- Defined goal.
- Award based on best value.
- 102 ITNs (FY 23-24)



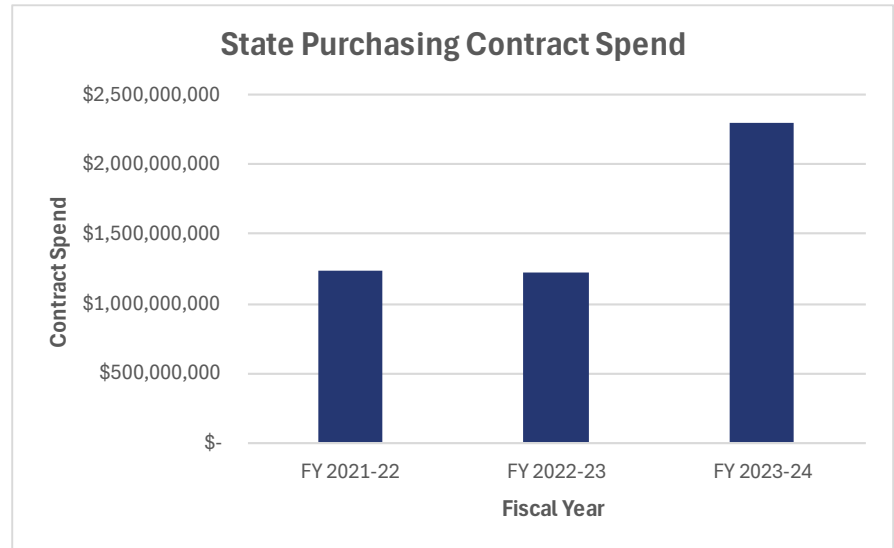
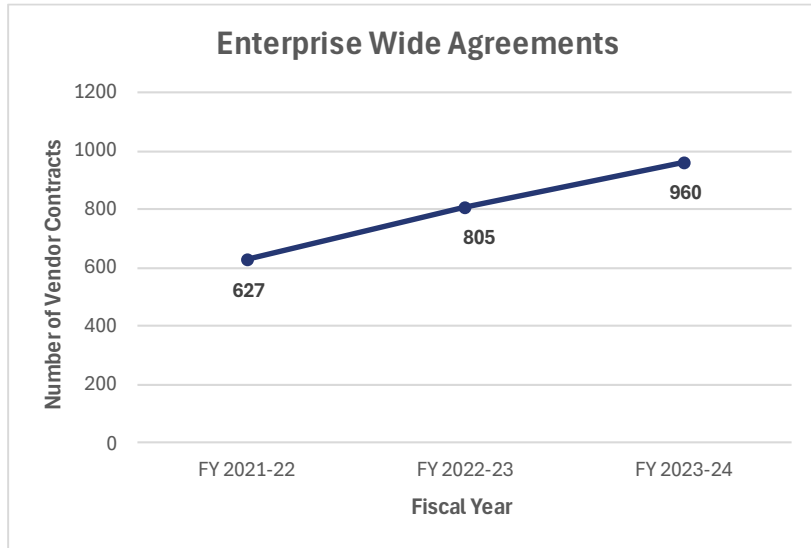
- Chapter 282, F.S. Requirements
 - Florida Digital Service (FLDS) Coordination
 - Written notice of any planned procurement greater than \$10 million
 - Participate in specification development

- Chapter 287, F.S. Requirements
 - Quoting Requirements
 - Minimum 25 quotes for IT commodities
 - Minimum 25 quotes for consultant services
 - Minimum 25 quotes for staff augmentation contractual services

Implemented Improvements

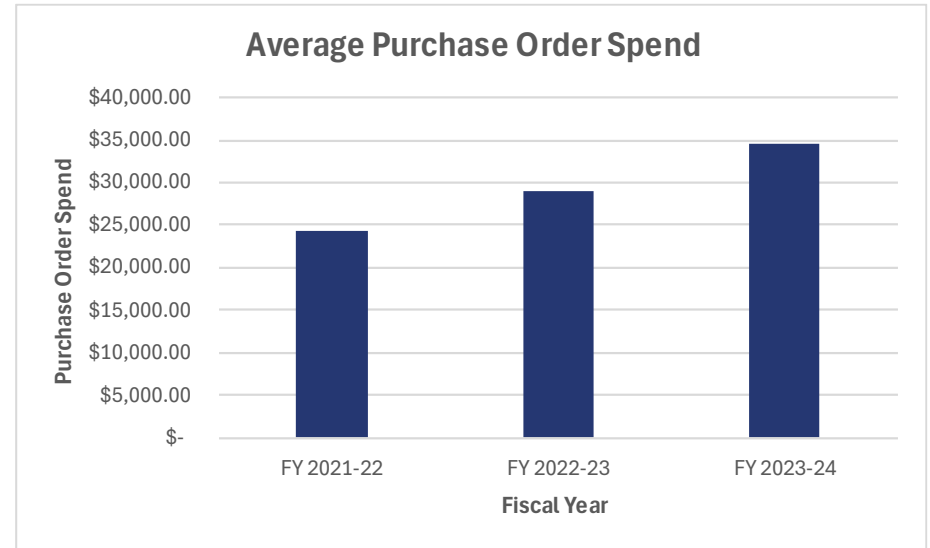
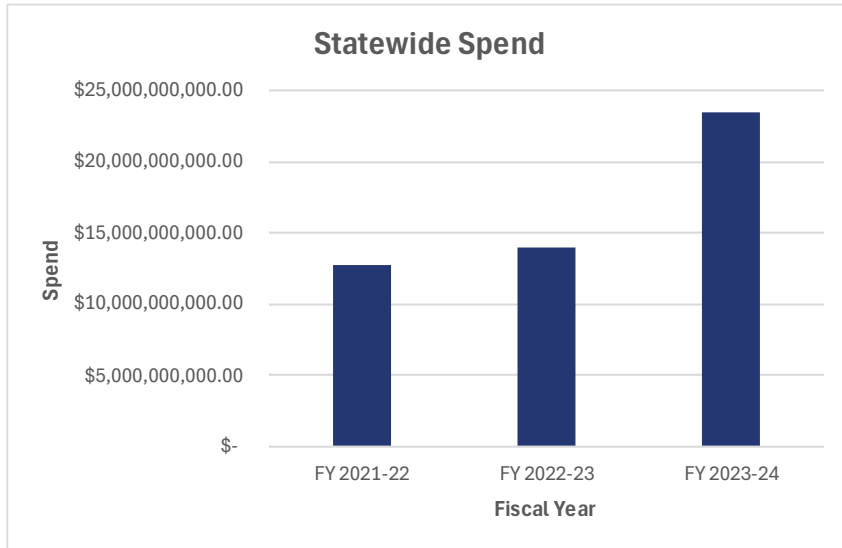
- Revised Florida Certified Contract Manager training
 - Focus on IT projects and vendor accountability
- Expanded contract offerings
 - IT Staff Augmentation
 - Digital Security Solutions
 - Data Tools
 - Productivity Suite
- Engaged other agencies and other governmental entities

Vendor Contracts and Spend



Data source: MyFloridaMarketPlace Electronic Quarterly Sales Reports

Statewide Spend



Data source: Florida Accountability Contract Tracking System (FACTS)

Agency Oversight

- Chapter 60A-1, Florida Administrative Code
 - Revised quoting requirements for all Enterprise Wide Agreements including Enterprise Alternate Contract Sources
 - Updated the PUR 1000 – General Contract Conditions
- Agency site visits
- Reporting requirements
- Contract management certifications

Vendor Accountability

- Contractor site visits
- Business review meetings and onboarding
- Implemented tools for vendor compliance

Steps for Improvement

- More engagement with local entities
- Increased vendor accountability
- Additional trainings on procurement and contract topics
- Expand contract offerings
- Reduce solicitation and vendor onboarding times

Mission of State Purchasing



To equip and empower our customers to provide goods and services for the State of Florida.

Questions?

Chad Corcoran

Legislative Affairs Director
850-922-6535 (Office)



The Florida Senate

APPEARANCE RECORD

State Purchasing/Procurement Presentation
Bill Number or Topic

2/18/2025

Meeting Date

Deliver both copies of this form to
Senate professional staff conducting the meeting

Senate Gov Oversight & Accountability
Committee

Amendment Barcode (if applicable)

Name Brandon Spencer

Phone 850-922-6535

Address 4050 Esplanade Way
Street

Email chad.corcoran@dms.fl.gov

Tallahassee FL 32399
City State Zip

Speaking: For Against Information OR Waive Speaking: In Support Against

PLEASE CHECK ONE OF THE FOLLOWING:

I am appearing without compensation or sponsorship.

I am a registered lobbyist, representing:

I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022JointRules.pdf \(flsenate.gov\)](#)

This form is part of the public record for this meeting.

S-001 (08/10/2021)



THE FLORIDA SENATE

Tallahassee, Florida 32399-1100

SENATOR ERIN GRALL
29th District

February 12, 2025

Dear Chair Fine,

I respectfully request an excused absence from the Committee on Governmental Oversight and Accountability on February 18, 2025 at 1:45pm.

Thank you for your consideration,

A handwritten signature in blue ink that reads "Erin K. Grall".

Senator Erin Grall
Florida Senate, District 29

COMMITTEES:
Education Postsecondary, *Chair*
Agriculture
Appropriations
Appropriations Committee on Agriculture,
Environment, and General Government
Appropriations Committee on Transportation,
Tourism, and Economic Development
Education Pre-K -12
Ethics and Elections

SELECT COMMITTEE:
Select Committee on Resiliency

JOINT COMMITTEE:
Joint Administrative Procedures Committee

REPLY TO:

- 3209 Virginia Avenue, Suite A149, Fort Pierce, Florida 34981 (772) 595-1398
- 306 Senate Building, 404 South Monroe Street, Tallahassee, Florida 32399-1100 (850) 487-5029

Senate's Website: www.flsenate.gov

KATHLEEN PASSIDOMO
President of the Senate

DENNIS BAXLEY
President Pro Tempore

CourtSmart Tag Report

Room: SB 110

Case No.:

Type:

Caption: Senate Committee on Governmental Oversight and Accountability

Judge:

Started: 2/18/2025 1:46:47 PM

Ends: 2/18/2025 2:07:54 PM

Length: 00:21:08

1:46:46 PM Chair Fine calls meeting to order
1:46:51 PM Roll call; quorum present
1:47:08 PM Chair Fine makes opening remarks
1:47:31 PM Tab 4, SB 268 by Senator Jones, Public Records/Public Officers
1:47:48 PM Senator Brodeur explains the bill
1:48:53 PM Amendment #890218 by Senator Jones
1:49:05 PM Senator Brodeur explains the amendment
1:49:51 PM Senator Brodeur waives to close on amendment
1:49:55 PM Amendment adopted
1:50:01 PM Back on bill as amended
1:50:16 PM Debate:
1:50:18 PM Chair Fine
1:51:59 PM Senator Brodeur closes on the bill as amended
1:52:08 PM Roll call
1:52:34 PM Tab 5, Presentation by the Department of Management Services regarding the overview of State Agency Procurement and Contracting Practices, including Information Technology Procurements
1:52:53 PM Brandon Spencer, Director of State Purchasing and Chief Procurement Officer
2:07:26 PM Chair Fine thanks Brandon Spencer
2:07:40 PM Chair Fine makes closing remarks
2:07:45 PM Senator DiCeglie moves to adjourn
2:07:47 PM Meeting adjourned