

By the Committee on Criminal Justice

10-334-00

1 A bill to be entitled
2 An act relating to public records exemptions;
3 creating s. 311.13, F.S.; exempting specified
4 information relating to seaports from public
5 records requirements; providing for future
6 review and repeal; providing a statement of
7 public necessity; providing an effective date.

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

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11 Section 1. Section 311.13, Florida Statutes, is
12 created to read:

13 311.13 Certain information exempt from
14 disclosure.--Seaport security plans of a seaport authority
15 created by act of the Legislature or of a seaport department
16 of a county or municipality that operates an international
17 seaport are exempt from provisions of s. 119.07(1) and s.
18 24(a), Art. I of the State Constitution. In addition,
19 photographs, maps, blueprints, drawings, and similar materials
20 that depict critical seaport operating facilities are exempt
21 from the provisions of s. 119.07(1) and s. 24(a), Art. I of
22 the State Constitution, to the extent that a seaport authority
23 created by act of the Legislature or a seaport department of a
24 county or municipality that operates a seaport reasonably
25 determines that such items contain information that is not
26 generally known and that could jeopardize the security of the
27 seaport; however, information relating to real estate leases,
28 layout plans, blueprints, or information relevant thereto, is
29 not to be included in this exemption. The exemptions in this
30 section are applicable only to records held by a seaport
31 authority created by act of the Legislature or to records of a

1 county or municipal seaport department that operates a
2 seaport. The exemptions contained in this section are subject
3 to the Open Government Sunset Review Act of 1995, in
4 accordance with s. 119.15, and this section shall stand
5 repealed on October 2, 2005, unless reviewed and saved from
6 repeal through reenactment by the Legislature.

7 Section 2. The Legislature finds that seaports
8 constitute a major point of entry for illicit drugs and other
9 contraband and are potential target for terrorist activities.
10 The Legislature further finds that an exemption from public
11 disclosure for seaport security plans and certain photographs,
12 maps, blueprints, drawings and similar materials that depict
13 critical seaport operating facilities is narrowly tailored to
14 serve a public purpose and is necessary to ensure the safety
15 and security of seaports.

16 Section 3. This act shall take effect upon becoming a
17 law.

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20 SENATE SUMMARY

21 Exempts specified information of a seaport authority or a
22 seaport department of a county or municipality from
23 public records requirements. Provides for future review
24 and repeal. Provides a statement of public necessity.
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