

By the Committee on Transportation and Representative K. Smith

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31

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

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

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

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

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3 1995 in accordance with s. 119.15, and shall stand repealed on  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

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

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

17  
18           \*\*\*\*\*

19           HOUSE SUMMARY

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

24  
25  
26  
27  
28  
29  
30  
31