



HB 1809

2003

1 A bill to be entitled

2 An act relating to public records; amending s. 119.071,
3 F.S., relating to an exemption from public records
4 requirements for certain security system plans; revising
5 terminology; providing an exception to the exemption;
6 repealing s. 281.301, F.S., relating to an exemption from
7 public access or disclosure requirements for information
8 relating to certain security systems; providing an
9 effective date.

10
11 Be It Enacted by the Legislature of the State of Florida:

12
13 Section 1. Section 119.071, Florida Statutes, is amended
14 to read:

15 119.071 General exemptions from inspection or copying of
16 public records.--A security system plan or portion thereof for:

17 (1) Any property owned by or leased to the state or any of
18 its political subdivisions; or

19 (2) Any privately owned or leased property

20
21 which plan or portion thereof is held by ~~in the possession of~~
22 any agency, as defined in s. 119.011, is confidential and exempt
23 from the provisions of s. 119.07(1) and s. 24(a), Art. I of the
24 State Constitution. As used in this section, the term a
25 "security system plan" includes all records, information,
26 photographs, audio and visual presentations, schematic diagrams,
27 surveys, recommendations, or consultations or portions thereof
28 relating directly to the physical security of the facility or
29 revealing security systems; threat assessments conducted by any
30 agency as defined in s. 119.011 or any private entity; threat



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31 response plans; emergency evacuation plans; sheltering
32 arrangements; or manuals for security personnel, emergency
33 equipment, or security training. This exemption is remedial in
34 nature and it is the intent of the Legislature that this
35 exemption be applied to security system plans held ~~received~~ by
36 an agency before, on, or after the effective date of this
37 section. Information made confidential and exempt by this
38 section may be disclosed by the custodial agency to the property
39 owner or leaseholder who requests the security system plan or to
40 another state or federal agency to prevent, detect, guard
41 against, respond to, investigate, or manage the consequences of
42 any attempted or actual act of terrorism, or to prosecute those
43 persons who are responsible for such attempts or acts, and the
44 confidential and exempt status of such information shall be
45 retained while in the possession of the receiving agency. This
46 section is subject to the Open Government Sunset Review Act of
47 1995, in accordance with s. 119.15, and shall stand repealed on
48 October 2, 2006, unless reviewed and saved from repeal through
49 reenactment by the Legislature.

50 Section 2. Section 281.301, Florida Statutes, is repealed.

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