

1                   A bill to be entitled  
 2           An act relating to public records; creating s. 21.0195,  
 3           F.S.; exempting from public records requirements working  
 4           papers, including all documentary or other information,  
 5           prepared or maintained by the Legislative Sunset Advisory  
 6           Committee in performing its duties under ch. 21, F.S., to  
 7           conduct an evaluation and prepare a report; specifying  
 8           that information received for such purpose that is  
 9           confidential and exempt shall remain confidential and  
 10          exempt; providing for future legislative review and  
 11          repeal; providing a statement of public necessity;  
 12          providing a contingent effective date.

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

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 16           Section 1. Section 21.0195, Florida Statutes, is created  
 17 to read:

18           21.0195 Confidentiality of information to conduct an  
 19 evaluation and prepare a report.--

20           (1) A working paper, including all documentary or other  
 21 information, prepared or maintained by the committee in  
 22 performing its duties under this chapter to conduct an  
 23 evaluation and prepare a report is exempt from the provisions of  
 24 s. 119.07(1) and s. 24(a), Art. I of the State Constitution.

25           (2) A record held by another entity that is considered to  
 26 be confidential and exempt by law and that the committee  
 27 receives in connection with the performance of the committee's

28 functions under this chapter remains confidential and exempt  
29 from the provisions of s. 119.07(1) and s. 24(a), Art. I of the  
30 State Constitution.

31 (3) This section is subject to the Open Government Sunset  
32 Review Act in accordance with s. 119.15 and shall stand repealed  
33 on October 2, 2011, unless reviewed and saved from repeal  
34 through reenactment by the Legislature.

35 Section 2. The Legislature finds that it is a public  
36 necessity that the working papers, including all documentary or  
37 other information, prepared or maintained by the Legislative  
38 Sunset Advisory Committee in performing its duties under chapter  
39 21, Florida Statutes, to conduct an evaluation and prepare a  
40 report on whether to abolish a state agency and its advisory  
41 committees as defined in s. 21.002, Florida Statutes, be made  
42 exempt from public records requirements. The Legislature finds  
43 that the release of such information would hinder the ability of  
44 the committee to conduct its evaluation and prepare its report  
45 on whether to abolish a state agency and its advisory committees  
46 because employees and other interested persons might be  
47 reluctant to provide information knowing that the information  
48 would be public and could potentially affect their employment or  
49 other dealings with the agency under review. Protecting such  
50 information would help the committee complete a more thorough  
51 and reliable evaluation and therefore make a better  
52 recommendation as to whether or not to terminate a state agency  
53 and its advisory committees.

HB 1125, Engrossed 1

2006

54           Section 3. This act shall take effect July 1, 2006, if  
55           House Bill 1123 or similar legislation is adopted in the same  
56           legislative session or an extension thereof and becomes law.