

HOUSE OF REPRESENTATIVES STAFF ANALYSIS

BILL #: HB 7171 PCB EDTS 11-06 Pub. Rec./U.S. Department of Defense Base Realignment
Closure 2005 Process

SPONSOR(S): Economic Development & Tourism Subcommittee, Holder

TIED BILLS: **IDEN./SIM. BILLS:**

REFERENCE	ACTION	ANALYST	STAFF DIRECTOR or BUDGET/POLICY CHIEF
Orig. Comm.: Economic Development & Tourism Subcommittee	12 Y, 0 N	Kruse	Kruse
1) Economic Affairs Committee	16 Y, 0 N	Kruse	Tinker

SUMMARY ANALYSIS

In 2004, the Legislature exempted from public disclosure certain records held by the Governor's Advisory Council on Base Realignment and Closure (BRAC) or the Office of Tourism, Trade, and Economic Development. Portions of the Governor's BRAC Advisory Council meetings or subcommittee meetings were also exempted from the Sunshine Law. The exemption was repealed on May 31, 2006, but has not been removed from statute.

The bill repeals the law that created a public records exemption for the items described above.

The bill does not have a fiscal impact.

FULL ANALYSIS

I. SUBSTANTIVE ANALYSIS

A. EFFECT OF PROPOSED CHANGES:

Background

In 2004, the Legislature exempted from public disclosure certain records held by the Governor's Advisory Council on Base Realignment and Closure (BRAC) or the Office of Tourism, Trade, and Economic Development. Specifically, that portion of a record was confidential and exempt that related to the: (1) strengths and weakness of military installations or missions in the state; (2) vulnerability or immunity of military installations in other states; and (3) state's strategy to retain its military installations in response to the 2005 BRAC round. Portions of the Governor's BRAC Advisory Council meetings or subcommittee meetings were also exempt from the Sunshine Law when the above exempt records were presented or discussed. Any records generated at those closed portions of the Advisory Council's meetings were also exempt from the public records law. The exemption was repealed on May 31, 2006, but remains in statute.

Changes made by the bill

The bill repeals the law that created a public records exemption for the items described above.

The bill has no fiscal impact.

The bill provides an effective date of July 1, 2011.

B. SECTION DIRECTORY:

Section 1. Repeals s. 288.982, F.S.

Section 2. Provides an effective date of July 1, 2011.

II. FISCAL ANALYSIS & ECONOMIC IMPACT STATEMENT

A. FISCAL IMPACT ON STATE GOVERNMENT:

1. Revenues:

None.

2. Expenditures:

None.

B. FISCAL IMPACT ON LOCAL GOVERNMENTS:

1. Revenues:

None.

2. Expenditures:

None.

C. DIRECT ECONOMIC IMPACT ON PRIVATE SECTOR:

None.

D. FISCAL COMMENTS:

None.

III. COMMENTS

A. CONSTITUTIONAL ISSUES:

1. Applicability of Municipality/County Mandates Provision:

Not applicable. This bill does not appear to: require counties or municipalities to spend funds or take an action requiring the expenditure of funds; reduce the authority that counties or municipalities have to raise revenues in the aggregate; or reduce the percentage of a state tax shared with counties or municipalities.

2. Other:

None.

B. RULE-MAKING AUTHORITY:

None.

C. DRAFTING ISSUES OR OTHER COMMENTS:

None.

IV. AMENDMENTS/ COMMITTEE SUBSTITUTE CHANGES

None.