

1 A bill to be entitled
 2 An act relating to public records; amending s.
 3 943.44353, F.S.; providing an exemption from public
 4 records requirements for an electronic mail address or
 5 physical address, and any information related to such
 6 electronic mail address or physical address, provided
 7 to the Department of Law Enforcement by persons other
 8 than sexual predators or offenders when requesting
 9 access to the system which provides automatic
 10 notification of registration information regarding
 11 sexual predators and offenders; providing for future
 12 legislative review and repeal of the exemption;
 13 providing a statement of public necessity; providing
 14 an effective date.

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

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 18 Section 1. Subsection (3) is added to section 943.44353,
 19 Florida Statutes, to read:

20 943.44353 Automatic notification of registration
 21 information regarding sexual predators and offenders; public
 22 records exemption.—

23 (3) (a) An electronic mail address or physical address, and
 24 any information related to such electronic mail address or
 25 physical address, provided to the department by persons other
 26 than sexual predators or offenders, as defined in s. 775.21, s.
 27 943.0435, s. 944.606, s. 944.607, s. 985.4815, or s. 985.481,
 28 when requesting access to the system which provides automatic

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29 notification of registration information regarding sexual
30 predators and offenders is exempt from s. 119.07(1) and s.
31 24(a), Art. I of the State Constitution. This exemption applies
32 to electronic mail addresses or physical addresses, and any
33 information related to such electronic mail addresses or
34 physical addresses, held by an agency before, on, or after the
35 effective date of this exemption.

36 (b) Paragraph (a) is subject to the Open Government Sunset
37 Review Act in accordance with s. 119.15 and shall stand repealed
38 on October 2, 2017, unless reviewed and saved from repeal
39 through reenactment by the Legislature.

40 Section 2. The Legislature finds that is a public
41 necessity that an electronic mail address or physical address,
42 and any information related to such electronic mail address or
43 physical address, furnished to the Department of Law Enforcement
44 by persons other than sexual predators or offenders, as defined
45 under s. 775.21, s. 943.0435, s. 944.606, s. 944.607, s.
46 985.4815, or s. 985.481, Florida Statutes, when requesting
47 access to the system which provides automatic notification of
48 registration information regarding sexual predators and
49 offenders as authorized by s. 943.44353, Florida Statutes, be
50 held exempt from s. 119.07(1), Florida Statutes, and s. 24(a),
51 Art. I of the State Constitution. By alleviating concerns about
52 disclosure of information that could be used for criminal
53 purposes, the public records exemption for such addresses and
54 information significantly enhances public safety by encouraging
55 greater participation in and use of the Department of Law
56 Enforcement's notification system. For this reason, it is the

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57 finding of the Legislature that the public records exemption
58 provided by this act is necessary to achieve effective and broad
59 participation by those individuals seeking notification from the
60 system.

61 Section 3. This act shall take effect July 1, 2012.