

20131042e1

1 A bill to be entitled
2 An act relating to public meetings; providing
3 definitions; providing an exemption from public
4 meeting requirements for that portion of a meeting of
5 a duly constituted criminal justice commission at
6 which specified members of the commission discuss
7 active criminal intelligence information or active
8 criminal investigative information currently being
9 considered by, or which may foreseeably come before,
10 the commission; providing for future review and repeal
11 of the exemption; providing a statement of public
12 necessity; providing an 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. Criminal justice commissions; public meetings
17 exemption.—

18 (1) As used in this section, the term:

19 (a) "Active" has the same meaning as provided in s.
20 119.011, Florida Statutes.

21 (b) "Criminal intelligence information" has the same
22 meaning as provided in s. 119.011, Florida Statutes.

23 (c) "Criminal investigative information" has the same
24 meaning as provided in s. 119.011, Florida Statutes.

25 (d) "Duly constituted criminal justice commission" or
26 "commission" means an advisory commission created by municipal
27 or county ordinance whose membership is comprised of private and
28 public sector persons and whose purpose is to examine local
29 criminal justice issues.

20131042e1

30 (2) That portion of a meeting of a duly constituted
31 criminal justice commission at which members of the commission
32 discuss active criminal intelligence information or active
33 criminal investigative information that is currently being
34 considered by, or which may foreseeably come before, the
35 commission is exempt from s. 286.011, Florida Statutes, and s.
36 24(b), Art. I of the State Constitution, provided that at any
37 public meeting of the commission at which such matter is being
38 considered, the commission members publicly disclose the fact
39 that the matter has been discussed.

40 (3) This section is subject to the Open Government Sunset
41 Review Act in accordance with s. 119.15, Florida Statutes, and
42 shall stand repealed on October 2, 2018, unless reviewed and
43 saved from repeal through reenactment by the Legislature.

44 Section 2. The Legislature finds that it is a public
45 necessity that the portion of a meeting of a duly constituted
46 criminal justice commission at which members of the commission
47 discuss active criminal intelligence information or active
48 criminal investigative information currently being considered
49 by, or which may foreseeably come before, the commission be made
50 exempt from public meeting requirements. If the meetings at
51 which exempt information is discussed were open to the public,
52 the purpose of the exemption from public records requirements
53 found in chapter 119, Florida Statutes, would be defeated. The
54 members of a duly constituted criminal justice commission must
55 be able to hear and discuss exempt information freely in order
56 to make sound recommendations regarding strategies and
57 activities that are best suited to protect the welfare of the
58 people of this state. The ability to conduct meetings at which

20131042e1

59 members can freely discuss and fully understand the details of
60 active criminal intelligence information and active criminal
61 investigative information is critical to the ability of a duly
62 constituted criminal justice commission to operate effectively.

63 Section 3. This act shall take effect July 1, 2013.