

1 A bill to be entitled
 2 An act relating to public records; creating s.
 3 190.0121, F.S.; providing an exemption from public
 4 records requirements for surveillance recordings held
 5 by a community development district; providing for
 6 future legislative review and repeal of the exemption;
 7 providing a statement of public necessity; providing
 8 an effective date.

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

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 12 Section 1. Section 190.0121, Florida Statutes, is created
 13 to read:

14 190.0121 Public records exemption; surveillance
 15 recordings.-

16 (1) Any surveillance recording created to monitor
 17 activities occurring inside or outside of a public building or
 18 on public property that is held by a community development
 19 district is confidential and exempt from s. 119.07(1) and s.
 20 24(a), Art. I of the State Constitution.

21 (2) A district may disclose such a recording:

22 (a) To a law enforcement agency in the furtherance of its
 23 official duties and responsibilities; or

24 (b) Pursuant to a court order.

25 (3) This section is subject to the Open Government Sunset
 26 Review Act in accordance with s. 119.15 and shall stand repealed

27 on October 2, 2019, unless reviewed and saved from repeal
28 through reenactment by the Legislature.

29 Section 2. The Legislature finds that it is a public
30 necessity that any surveillance recording created to monitor
31 activities occurring inside or outside of a public building or
32 on public property that is held by a community development
33 district be made confidential and exempt from s. 119.07(1),
34 Florida Statutes, and s. 24(a), Article I of the State
35 Constitution. Community development districts provide
36 surveillance of public areas in order to monitor activities
37 occurring within the district and to ensure the security of the
38 residents. The exemption for surveillance recordings allows
39 community development districts to effectively and efficiently
40 provide security and surveillance while maintaining the privacy
41 of the residents and the guests of the residents, including
42 those who use community facilities. Without the public records
43 exemption, coverage and other technical aspects of the
44 surveillance system would be revealed and would make it easier
45 for individuals who wish to evade detection by the surveillance
46 systems to do so. As such, the Legislature finds that it is a
47 public necessity to protect the disclosure of such surveillance
48 recordings held by a community development district.

49 Section 3. This act shall take effect July 1, 2014.