

By the Committee on Governmental Oversight and Accountability

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A bill to be entitled
An act relating to public records and meetings;
amending s. 119.01, F.S.; revising the general state
policy on public records; requiring certain
information to be open for inspection and copying if
public funds are used in payment of dues or membership
contributions; providing an exception; amending s.
119.011, F.S.; defining the terms "confidential and
exempt" and "exempt"; amending s. 119.07, F.S.;
providing that public records requests need not be in
writing unless otherwise required by law; requiring
the custodian of public records to provide a statutory
citation to the requester if a written request is
required; restricting the special service charge
assessed by an agency in producing records; amending
s. 119.0701, F.S.; revising contract requirements
between a public agency and a contractor; creating s.
119.0702, F.S.; requiring each agency to provide
training on the requirements of ch. 119, F.S.;
amending s. 119.12, F.S.; specifying a reasonable cost
of enforcement; providing that a party filing an
action against certain agencies is not required to
serve a copy of a pleading claiming attorney fees on
the Department of Financial Services; requiring an
agency to provide notice of such pleading to the
department; authorizing the department to join the
agency in defense of such suit; amending s. 286.011,
F.S.; providing that a party filing an enforcement
action against a board or commission of a state agency

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is not required to serve a copy of a pleading claiming attorney fees on the Department of Financial Services; requiring the board or commission to provide notice of such pleading to the department; authorizing the department to join the board or commission in defense of such suit; amending ss. 257.35, 383.402, 497.140, 627.311, 627.351, 943.031, and 943.0313; conforming cross-references to changes made by the act; providing an effective date.

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

Section 1. Subsection (3) of section 119.01, Florida Statutes, is amended to read:

119.01 General state policy on public records.—

(3)(a) If Public funds may not be ~~are~~ expended by an agency in payment of dues or membership contributions to a for any person, as defined in s. 1.01, unless the following corporation, ~~foundation, trust, association, group, or other organization,~~ all the financial, business, and membership records of such person are open for inspection and copying: ~~that person,~~ ~~corporation, foundation, trust, association, group, or other organization which pertain to the public agency are public records and subject to the provisions of s. 119.07~~

1. All financial, business, and membership records that pertain to the agency from which or on whose behalf the payment of dues or membership contribution is made.

2. Any other record that a person has shared publicly, or has presented to or shared with its members generally for no

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cost other than the payment of dues or membership contributions.

(b) Information that is otherwise made confidential or exempt pursuant to state or federal law is not subject to paragraph (a).

Section 2. Section 119.011, Florida Statutes, is amended to read:

119.011 Definitions.—As used in this chapter, the term:

(1) "Actual cost of duplication" means the cost of the material and supplies used to duplicate the public record, but does not include labor cost or overhead cost associated with such duplication.

(2) "Agency" means any state, county, district, authority, or municipal officer, department, division, board, bureau, commission, or other separate unit of government created or established by law including, for the purposes of this chapter, the Commission on Ethics, the Public Service Commission, ~~and~~ the Office of Public Counsel, and any other public or private agency, person, partnership, corporation, or business entity acting on behalf of any public agency.

(3) "Confidential and exempt" means a record or information that, pursuant to a specific statutory exemption, is not subject to inspection or copying by the public and may be released only to those persons and entities designated in the exemption.

(4) (a) ~~(3) (a)~~ "Criminal intelligence information" means information with respect to an identifiable person or group of persons collected by a criminal justice agency in an effort to anticipate, prevent, or monitor possible criminal activity.

(b) "Criminal investigative information" means information with respect to an identifiable person or group of persons

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88 compiled by a criminal justice agency in the course of
89 conducting a criminal investigation of a specific act or
90 omission, including, but not limited to, information derived
91 from laboratory tests, reports of investigators or informants,
92 or any type of surveillance.

93 (c) "Criminal intelligence information" and "criminal
94 investigative information" do ~~shall~~ not include:

95 1. The time, date, location, and nature of a reported
96 crime.

97 2. The name, sex, age, and address of a person arrested or
98 of the victim of a crime except as provided in s. 119.071(2)(h).

99 3. The time, date, and location of the incident and of the
100 arrest.

101 4. The crime charged.

102 5. Documents given or required by law or agency rule to be
103 given to the person arrested, except as provided in s.
104 119.071(2)(h), and, except that the court in a criminal case may
105 order that certain information required by law or agency rule to
106 be given to the person arrested be maintained in a confidential
107 manner and exempt from the provisions of s. 119.07(1) until
108 released at trial if it is found that the release of such
109 information would:

110 a. Be defamatory to the good name of a victim or witness or
111 would jeopardize the safety of such victim or witness; and

112 b. Impair the ability of a state attorney to locate or
113 prosecute a codefendant.

114 6. Informations and indictments except as provided in s.
115 905.26.

116 (d) With the exception of information in cases that are

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117 barred from prosecution under s. 775.15 or another statute of
118 limitation, the term ~~word~~ "active" has ~~shall have~~ the following
119 meaning:

120 1. Criminal intelligence information is ~~shall be~~ considered
121 "active" if ~~as long as~~ it is related to intelligence gathering
122 conducted with a reasonable, good faith belief that it will lead
123 to detection of ongoing or reasonably anticipated criminal
124 activities.

125 2. Criminal investigative information is ~~shall be~~
126 considered "active" if ~~as long as~~ it is related to an ongoing
127 investigation that is being conducted ~~which is continuing~~ with a
128 reasonable, good faith anticipation of securing an arrest or
129 prosecution in the foreseeable future.

130 3. ~~In addition,~~ Criminal intelligence information and
131 criminal investigative information are ~~shall be~~ considered
132 "active" if ~~while~~ such information is directly related to
133 pending prosecutions or appeals. ~~The word "active" shall not~~
134 ~~apply to information in cases which are barred from prosecution~~
135 ~~under the provisions of s. 775.15 or other statute of~~
136 ~~limitation.~~

137 (5)(4) "Criminal justice agency" means:

138 (a) A ~~Any~~ law enforcement agency, court, or prosecutor;

139 (b) Another ~~Any other~~ agency charged by law with criminal
140 law enforcement duties;

141 (c) An ~~Any~~ agency having custody of criminal intelligence
142 information or criminal investigative information for the
143 purpose of assisting such law enforcement agencies in the
144 conduct of active criminal investigation or prosecution or for
145 the purpose of litigating civil actions under the Racketeer

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146 Influenced and Corrupt Organization Act, during the time that
147 such agencies are in possession of criminal intelligence
148 information or criminal investigative information pursuant to
149 their criminal law enforcement duties; or

150 (d) The Department of Corrections.

151 (6)~~(5)~~ "Custodian of public records" means the elected or
152 appointed state, county, or municipal officer charged with the
153 responsibility of maintaining the office having public records,
154 or his or her designee.

155 (7)~~(6)~~ "Data processing software" means the programs and
156 routines used to employ and control the capabilities of data
157 processing hardware, including, but not limited to, operating
158 systems, compilers, assemblers, utilities, library routines,
159 maintenance routines, applications, and computer networking
160 programs.

161 (8)~~(7)~~ "Duplicated copies" means new copies produced by
162 duplicating, as defined in s. 283.30.

163 (9) "Exempt" means a record or information that, pursuant
164 to a specific statutory exemption, is not subject to inspection
165 or copying by the public. However, such exempt records or
166 information may be disclosed or made available for inspection or
167 copying by the public at the discretion of the custodian of
168 public records, who shall determine whether there is a statutory
169 or other substantial need for disclosure.

170 (10)~~(8)~~ "Exemption" means a provision of general law which
171 provides that a specified record or meeting, or portion thereof,
172 is not subject to the access requirements of s. 119.07(1), s.
173 286.011, or s. 24, Art. I of the State Constitution.

174 (11)~~(9)~~ "Information technology resources" means data

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processing hardware and software and services, communications, supplies, personnel, facility resources, maintenance, and training.

(12)~~(10)~~ "Paratransit" has the same meaning as provided in s. 427.011.

(13)~~(11)~~ "Proprietary software" means data processing software that is protected by copyright or trade secret laws.

(14)~~(12)~~ "Public records" means all documents, papers, letters, maps, books, tapes, photographs, films, sound recordings, data processing software, or other material, regardless of the physical form, characteristics, or means of transmission, made or received pursuant to law or ordinance or in connection with the transaction of official business by any agency.

(15)~~(13)~~ "Redact" means to conceal from a copy of an original public record, or to conceal from an electronic image that is available for public viewing, that portion of the record containing exempt or confidential information.

(16)~~(14)~~ "Sensitive," as it relates to ~~for purposes of defining~~ agency-produced software ~~that is sensitive~~, means only those portions of the ~~data processing~~ software, including the specifications and documentation, which are used to:

(a) Collect, process, store, and retrieve information that is exempt from s. 119.07(1);

(b) Collect, process, store, and retrieve financial management information of the agency, such as payroll and accounting records; or

(c) Control and direct access authorizations and security measures for automated systems.

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Section 3. Present paragraphs (c) through (i) of subsection (1) of section 119.07, Florida Statutes, are redesignated as paragraphs (d) through (j), respectively, present paragraph (i) of that subsection is amended, a new paragraph (c) is added to that subsection, and paragraph (d) of subsection (4) of that section is amended, to read:

119.07 Inspection and copying of records; photographing public records; fees; exemptions.—

(1)

(c) A public records request need not be made in writing unless otherwise required by law. If a written request is required by law, the custodian of public records must provide the statutory citation to the requester.

(j)~~(i)~~ The absence of a civil action instituted for the purpose stated in paragraph (h) ~~(g)~~ does not relieve the custodian of public records of the duty to maintain the record as a public record if the record is in fact a public record subject to public inspection and copying under this subsection and does not otherwise excuse or exonerate the custodian of public records from any unauthorized or unlawful disposition of such record.

(4) The custodian of public records shall furnish a copy or a certified copy of the record upon payment of the fee prescribed by law. If a fee is not prescribed by law, the following fees are authorized:

(d) If the nature or volume of public records requested to be inspected or copied pursuant to this subsection is such as to require extensive use of information technology resources or extensive clerical or supervisory assistance by personnel of the

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agency involved, or both, the agency may charge, in addition to the actual cost of duplication, a reasonable special service charge, ~~which shall be reasonable and shall be~~ based on the actual cost incurred or attributable to the agency for such extensive use of information technology resources or the labor cost of the personnel providing the service that is actually incurred by the agency or attributable to the agency for the clerical and supervisory assistance required, or both. The cost of clerical or supervisory assistance may not exceed the rate of the lowest paid personnel capable of providing such clerical or supervisory assistance, and excludes employer-paid health insurance premiums and other employer-paid benefits.

Section 4. Subsection (2) of section 119.0701, Florida Statutes, is amended to read:

119.0701 Contracts; public records.—

(2) In addition to other contract requirements provided by law, each ~~public agency~~ contract between a public agency and a contractor ~~for services~~ must include a provision that requires the contractor to comply with public records laws, specifically to:

(a) Keep and maintain public records that ordinarily and necessarily would be required by the public agency in order to perform the service.

(b) Provide the public with access to public records on the same terms and conditions that the public agency would provide the records and at a cost that does not exceed the cost provided in this chapter or as otherwise provided by law.

(c) Ensure that public records that are exempt or confidential and exempt from public records disclosure

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requirements are not disclosed except as authorized by law.

(d) Meet all requirements for retaining public records and transfer~~r~~ at no cost~~r~~ to the public agency all public records in possession of the contractor upon termination of the contract and destroy any duplicate public records that are exempt or confidential and exempt from public records disclosure requirements. All records stored electronically must be provided to the public agency in a format that is compatible with the information technology systems of the public agency.

(e) Notify the public agency's custodian of public records before denying a request to inspect or copy a record held by the contractor. This requirement does not impose any additional duty on the public agency.

(f) Notify the public agency if the contractor is served with a civil action to enforce the provisions of this chapter. This requirement does not impose any additional duty on the public agency.

Section 5. Section 119.0702, Florida Statutes, is created to read:

119.0702 Training of agency staff.—Each agency must provide training on the requirements of this chapter to each of its employees. The training provided shall be commensurate with an employee's duties.

Section 6. Section 119.12, Florida Statutes, is amended to read:

119.12 Attorney ~~Attorney's~~ fees.—

(1) If a civil action is filed against an agency to enforce the provisions of this chapter and if the court determines that such agency unlawfully refused to permit a public record to be

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inspected or copied, the court shall assess and award~~7~~ against the ~~agency~~ responsible agency, the reasonable costs of enforcement ~~including reasonable attorneys' fees~~.

(2) The reasonable costs of enforcement include, but are not limited to, reasonable attorney fees, including those fees incurred in litigating entitlement to, and the determination or quantification of, attorney fees for the underlying civil action. At a minimum, the court shall award the reasonable costs of enforcement for those counts upon which the plaintiff prevailed.

(3) Notwithstanding s. 284.30, a party filing an action against the state or any of its agencies covered by the State Risk Management Trust Fund to enforce the provisions of this chapter is not required to serve a copy of the pleading claiming attorney fees on the Department of Financial Services. In order to have attorney fees paid by the State Risk Management Trust Fund, the agency against whom the action is brought shall provide notice to the department of the pleading claiming attorney fees upon receipt. The department may participate with the agency in the defense of the suit and any appeal thereof with respect to the attorney fees.

Section 7. Subsection (4) of section 286.011, Florida Statutes, is amended to read:

286.011 Public meetings and records; public inspection; criminal and civil penalties.—

(4)(a) Whenever an action has been filed against a ~~any~~ board or commission of a ~~any~~ state agency or authority or an ~~any~~ agency or authority of a ~~any~~ county, municipal corporation, or political subdivision to enforce the provisions of this section

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or to invalidate the actions of any such board, commission, agency, or authority, which action was taken in violation of this section, and the court determines that the defendant or defendants to such action acted in violation of this section, the court shall assess a reasonable attorney ~~attorney's~~ fee against such agency, and may assess a reasonable attorney ~~attorney's~~ fee against the individual filing such an action if the court finds it was filed in bad faith or was frivolous. Any fees so assessed may be assessed against the individual member or members of such board or commission; provided, that in any case where the board or commission seeks the advice of its attorney and such advice is followed, ~~no~~ such fees may not ~~shall~~ be assessed against the individual member or members of the board or commission. However, this subsection does ~~shall~~ not apply to a state attorney or his or her duly authorized assistants or any officer charged with enforcing the provisions of this section.

(b) Notwithstanding s. 284.30, a party filing an action to enforce the provisions of this section against a board or commission of a state agency is not required to serve a copy of the pleading claiming attorney fees on the Department of Financial Services. In order to have attorney fees paid by the State Risk Management Trust Fund, the board or commission against whom the action is brought shall provide notice to the department of the pleading claiming attorney fees upon receipt. The department may participate with the board or commission in the defense of the suit and any appeal thereof with respect to the attorney fees.

Section 8. Subsection (1) of section 257.35, Florida

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Statutes, is amended to read:

257.35 Florida State Archives.—

(1) There is created within the Division of Library and Information Services of the Department of State the Florida State Archives for the preservation of those public records, as defined in s. 119.011 ~~s. 119.011(12)~~, manuscripts, and other archival material that have been determined by the division to have sufficient historical or other value to warrant their continued preservation and have been accepted by the division for deposit in its custody. It is the duty and responsibility of the division to:

(a) Organize and administer the Florida State Archives.

(b) Preserve and administer any such records ~~as shall be~~ transferred to its custody; accept, arrange, and preserve them, according to approved archival practices; and allow ~~permit~~ them, at reasonable times and under the supervision of the division, to be inspected and copied.

(c) Assist the records and information management program in the determination of retention values for records.

(d) Cooperate with and assist, insofar ~~insofar~~ as practicable, state institutions, departments, agencies, counties, municipalities, and individuals engaged in activities in the field of state archives, manuscripts, and history and accept from any person any paper, book, record, or similar material that ~~which~~ in the judgment of the division warrants preservation in the state archives.

(e) Provide a public research room where, under rules established by the division, the materials in the state archives may be studied.

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(f) Conduct, promote, and encourage research in Florida history, government, and culture and maintain a program of information, assistance, coordination, and guidance for public officials, educational institutions, libraries, the scholarly community, and the general public engaged in such research.

(g) Cooperate with and, ~~insofar~~ as practicable, assist agencies, libraries, institutions, and individuals in projects designed to preserve original source materials relating to Florida history, government, and culture and prepare and publish handbooks, guides, indexes, and other literature directed toward encouraging the preservation and use of the state's documentary resources.

(h) Encourage and initiate efforts to preserve, collect, process, transcribe, index, and research the oral history of Florida government.

(i) Assist and cooperate with the records and information management program in the training and information program described in s. 257.36(1)(g).

Section 9. Subsection (9) of section 383.402, Florida Statutes, is amended to read:

383.402 Child abuse death review; State Child Abuse Death Review Committee; local child abuse death review committees.—

(9) The State Child Abuse Death Review Committee or a local committee shall have access to all information of a law enforcement agency which is not the subject of an active investigation and which pertains to the review of the death of a child. A committee may not disclose ~~any~~ information that is not subject to public disclosure by the law enforcement agency, and active criminal intelligence information or criminal

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investigative information, as defined in s. 119.011 ~~s.~~
~~119.011(3)~~, may not be made available for review or access under
this section.

Section 10. Subsection (5) of section 497.140, Florida
Statutes, is amended to read:

497.140 Fees.—

(5) The department shall charge a fee not to exceed \$25 for
the certification of a public record. The fee shall be
determined by rule of the department. The department shall
assess a fee for duplication of a public record as provided in
s. 119.07(4) ~~s. 119.07(1)(a) and (e)~~.

Section 11. Paragraph (b) of subsection (4) of section
627.311, Florida Statutes, is amended to read:

627.311 Joint underwriters and joint reinsurers; public
records and public meetings exemptions.—

(4) The Florida Automobile Joint Underwriting Association:

(b) Shall keep portions of association meetings during
which confidential and exempt underwriting files or confidential
and exempt claims files are discussed exempt from the provisions
of s. 286.011 and s. 24(b), Art. I of the State Constitution.
All closed portions of association meetings shall be recorded by
a court reporter. The court reporter shall record the times of
commencement and termination of the meeting, all discussion and
proceedings, the names of all persons present at any time, and
the names of all persons speaking. No portion of any closed
meeting shall be off the record. Subject to the provisions of
this paragraph and s. 119.07(1)(e)-(g) ~~s. 119.07(1)(d)-(f)~~, the
court reporter's notes of any closed meeting shall be retained
by the association for a minimum of 5 years. A copy of the

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transcript, less any confidential and exempt information, of any closed meeting during which confidential and exempt claims files are discussed shall become public as to individual claims files after settlement of that claim.

Section 12. Paragraph (x) of subsection (6) of section 627.351, Florida Statutes, is amended to read:

627.351 Insurance risk apportionment plans.—

(6) CITIZENS PROPERTY INSURANCE CORPORATION.—

(x)1. The following records of the corporation are confidential and exempt from ~~the provisions of~~ s. 119.07(1) and s. 24(a), Art. I of the State Constitution:

a. Underwriting files, except that a policyholder or an applicant shall have access to his or her own underwriting files. Confidential and exempt underwriting file records may also be released to other governmental agencies upon written request and demonstration of need; such records held by the receiving agency remain confidential and exempt as provided herein.

b. Claims files, until termination of all litigation and settlement of all claims arising out of the same incident, although portions of the claims files may remain exempt, as otherwise provided by law. Confidential and exempt claims file records may be released to other governmental agencies upon written request and demonstration of need; such records held by the receiving agency remain confidential and exempt as provided herein.

c. Records obtained or generated by an internal auditor pursuant to a routine audit, until the audit is completed, or if the audit is conducted as part of an investigation, until the

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investigation is closed or ceases to be active. An investigation is considered "active" while the investigation is being conducted with a reasonable, good faith belief that it could lead to the filing of administrative, civil, or criminal proceedings.

d. Matters reasonably encompassed in privileged attorney-client communications.

e. Proprietary information licensed to the corporation under contract and the contract provides for the confidentiality of such proprietary information.

f. All information relating to the medical condition or medical status of a corporation employee which is not relevant to the employee's capacity to perform his or her duties, except as otherwise provided in this paragraph. Information that is exempt shall include, but is not limited to, information relating to workers' compensation, insurance benefits, and retirement or disability benefits.

g. Upon an employee's entrance into the employee assistance program, a program to assist any employee who has a behavioral or medical disorder, substance abuse problem, or emotional difficulty which affects the employee's job performance, all records relative to that participation shall be confidential and exempt from ~~the provisions of~~ s. 119.07(1) and s. 24(a), Art. I of the State Constitution, except as otherwise provided in s. 112.0455(11).

h. Information relating to negotiations for financing, reinsurance, depopulation, or contractual services, until the conclusion of the negotiations.

i. Minutes of closed meetings regarding underwriting files,

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494 and minutes of closed meetings regarding an open claims file
495 until termination of all litigation and settlement of all claims
496 with regard to that claim, except that information otherwise
497 confidential or exempt by law shall be redacted.

498 2. If an authorized insurer is considering underwriting a
499 risk insured by the corporation, relevant underwriting files and
500 confidential claims files may be released to the insurer
501 provided the insurer agrees in writing, notarized and under
502 oath, to maintain the confidentiality of such files. If a file
503 is transferred to an insurer, that file is no longer a public
504 record because it is not held by an agency subject to the
505 provisions of the public records law. Underwriting files and
506 confidential claims files may also be released to staff and the
507 board of governors of the market assistance plan established
508 pursuant to s. 627.3515, who must retain the confidentiality of
509 such files, except such files may be released to authorized
510 insurers that are considering assuming the risks to which the
511 files apply, provided the insurer agrees in writing, notarized
512 and under oath, to maintain the confidentiality of such files.
513 Finally, the corporation or the board or staff of the market
514 assistance plan may make the following information obtained from
515 underwriting files and confidential claims files available to
516 licensed general lines insurance agents: name, address, and
517 telephone number of the residential property owner or insured;
518 location of the risk; rating information; loss history; and
519 policy type. The receiving licensed general lines insurance
520 agent must retain the confidentiality of the information
521 received.

522 3. A policyholder who has filed suit against the

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corporation has the right to discover the contents of his or her own claims file to the same extent that discovery of such contents would be available from a private insurer in litigation as provided by the Florida Rules of Civil Procedure, the Florida Evidence Code, and other applicable law. Pursuant to subpoena, a third party has the right to discover the contents of an insured's or applicant's underwriting or claims file to the same extent that discovery of such contents would be available from a private insurer by subpoena as provided by the Florida Rules of Civil Procedure, the Florida Evidence Code, and other applicable law, and subject to any confidentiality protections requested by the corporation and agreed to by the seeking party or ordered by the court. The corporation may release confidential underwriting and claims file contents and information as it deems necessary and appropriate to underwrite or service insurance policies and claims, subject to any confidentiality protections deemed necessary and appropriate by the corporation.

4. Portions of meetings of the corporation are exempt from ~~the provisions of~~ s. 286.011 and s. 24(b), Art. I of the State Constitution wherein confidential underwriting files or confidential open claims files are discussed. All portions of corporation meetings which are closed to the public shall be recorded by a court reporter. The court reporter shall record the times of commencement and termination of the meeting, all discussion and proceedings, the names of all persons present at any time, and the names of all persons speaking. No portion of any closed meeting shall be off the record. Subject to the provisions hereof and s. 119.07(1)(e)-(g) ~~s. 119.07(1)(d)-(f)~~, the court reporter's notes of any closed meeting shall be

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retained by the corporation for a minimum of 5 years. A copy of the transcript, less any exempt matters, of any closed meeting wherein claims are discussed shall become public as to individual claims after settlement of the claim.

Section 13. Paragraph (b) of subsection (9) of section 943.031, Florida Statutes, is amended to read:

943.031 Florida Violent Crime and Drug Control Council.—

(9) CONFIDENTIALITY; EXEMPTED PORTIONS OF COUNCIL MEETINGS AND RECORDS.—

(b) The Florida Violent Crime and Drug Control Council is ~~shall be~~ considered a "criminal justice agency," as that term is defined in s. 119.011 ~~within the definition of s. 119.011(4).~~

Section 14. Subsection (7) of section 943.0313, Florida Statutes, is amended to read:

943.0313 Domestic Security Oversight Council.—The Legislature finds that there exists a need to provide executive direction and leadership with respect to terrorism prevention, preparation, protection, response, and recovery efforts by state and local agencies in this state. In recognition of this need, the Domestic Security Oversight Council is hereby created. The council shall serve as an advisory council pursuant to s. 20.03(7) to provide guidance to the state's regional domestic security task forces and other domestic security working groups and to make recommendations to the Governor and the Legislature regarding the expenditure of funds and allocation of resources related to counter-terrorism and domestic security efforts.

(7) AGENCY DESIGNATION.—For purposes of this section, the Domestic Security Oversight Council is ~~shall be~~ considered a criminal justice agency, as that term is defined in s. 119.011

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581 ~~within the definition of s. 119.011(4).~~

582 Section 15. This act shall take effect July 1, 2014.