

Amendment No.

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED _____ (Y/N)
ADOPTED AS AMENDED _____ (Y/N)
ADOPTED W/O OBJECTION _____ (Y/N)
FAILED TO ADOPT _____ (Y/N)
WITHDRAWN _____ (Y/N)
OTHER

1 Committee/Subcommittee hearing bill: Government Operations
2 Subcommittee

3 Representative Gaetz offered the following:
4

5 **Amendment (with title amendment)**

6 Remove everything after the enacting clause and insert:

7 Section 1. Paragraph (k) is added to subsection (5) of
8 section 119.071, Florida Statutes, to read:

9 119.071 General exemptions from inspection or copying of
10 public records.-

11 (5) OTHER PERSONAL INFORMATION.-

12 (k)1. For purposes of this paragraph, the term
13 "identification and location information" means the:

14 a. Home address, telephone number, date of birth, and
15 photograph of a current or former active duty servicemember of
16 the United States Armed Forces, Reserve Forces, or National
17 Guard.

Amendment No.

18 b. Home address, telephone number, date of birth,
19 photograph, and place of employment of the spouse or child of
20 such servicemember.

21 c. Name and location of the school or day care facility
22 attended by the child of such servicemember.

23 2. Identification and location information held by an
24 agency is exempt from s. 119.07(1) and s. 24(a), Art. I of the
25 State Constitution if such servicemember submits to an agency
26 that has custody of the identification and location information:

27 a. A written request to exempt such information from
28 public disclosure; and

29 b. A written statement that he or she has made reasonable
30 efforts to protect the identification and location information
31 from being accessible through other means available to the
32 public.

33 3. This paragraph is subject to the Open Government Sunset
34 Review Act in accordance with s. 119.15 and shall stand repealed
35 on October 2, 2020, unless reviewed and saved from repeal
36 through reenactment by the Legislature.

37 Section 2. The Legislature finds that it is a public
38 necessity that certain identification and location information
39 of current or former active duty servicemembers of the United
40 States Armed Forces, Reserve Forces, or National Guard, and
41 their spouses and children, that is held by an agency be made
42 exempt from s. 119.07(1), Florida Statutes, and s. 24(a),
43 Article I of the State Constitution. Servicemembers of the

Amendment No.

44 United States Armed Forces, Reserve Forces, or National Guard
45 perform among the most critical, most effective, and most
46 dangerous operations in defense of our nation's freedom. The
47 missions undertaken by servicemembers of the United States Armed
48 Forces, Reserve Forces, or National Guard render these
49 servicemembers and their families among the most critical assets
50 worthy of protection in our state and country. The Legislature
51 finds that allowing public access to identification and location
52 information of current or former active duty servicemembers of
53 the United States Armed Forces, Reserve Forces, or National
54 Guard, and their spouses and children may jeopardize their
55 safety. Therefore, the Legislature finds that protecting the
56 home address, telephone number, date of birth, and photograph of
57 a current or former active duty servicemember of the United
58 States Armed Forces, Reserve Forces, or National Guard; the home
59 address, telephone number, date of birth, photograph, and place
60 of employment of the spouse or child of such servicemember; and
61 the name and location of the school or day care facility
62 attended by the child of such servicemember, outweighs any
63 public benefit that may be derived from the disclosure of such
64 information.

65 Section 3. This act shall take effect October 1, 2015.

67 -----
68 **T I T L E A M E N D M E N T**

69 Remove everything before the enacting clause and insert:

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/HB 185 (2015)

Amendment No.

70 An act relating to public records; amending s. 119.071, F.S.;
71 providing an exemption from public records requirements for
72 certain identification and location information of current or
73 former active duty servicemembers of the United States Armed
74 Forces, Reserve Forces, or National Guard and the spouses and
75 children of such servicemembers; providing for future
76 legislative review and repeal of the exemption; providing a
77 statement of public necessity; providing an effective date.